



BRUNSWICK CITY COUNCIL AGENDA

Brian Ousley At-Large	Alex Johnson At-Large	Michael Abella Jr. Ward 1	Kenneth Fisher Law Director	Carl S. DeForest City Manager	Ron Falconi Mayor	Fijabi Julien-Gallam Council Clerk	Patricia Hanek At-Large	Joseph Salzgeber Ward 3	Anthony Capretta Ward 4	Nicholas Hanek Ward 2
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Administration Representatives

DECEMBER 18, 2017

1. Prayer and Pledge of Allegiance
2. Roll Call of Members
3. Correspondence
4. Approval of regular Council Meeting Minutes dated December 11, 2017.
 - (a) Council Meeting Minutes dated December 11, 2017.
5. Mayor's Report:
 - (a) Proclamation presented to Alex Johnson for his years served on Council;
 - (b) Motion to approve the Mayor's recommendation to reappoint Stanley Socha to the Volunteer Firefighter Dependents Board;
 - (c) Mayor's Update
6. Clerk of Council's Report
7. Council Committee Reports:
 - Economic Development.....Mr. Johnson
 - (48) Economic Development Committee Meeting Minutes dated, December 11, 2017
 - Services, Utilities, Technology & Cable.....Mr. Salzgeber
 - Finance Committee.....Mrs. Hanek
 - (50) Finance Committee Meeting Minutes dated December 11, 2017
 - Safety & Environment.....Mr. Hanek
 - (49) Safety Committee Meeting Minutes dated December 11, 2017
 - Planning & Zoning Committee.....Mr. Ousley
 - Parks, Recreation & Community Committee.....Mr. Abella Jr.
 - Building & Building Code Committee.....Mr. Capretta
 - (51) Building Code Committee Meeting Minutes dated December 11, 2017

8. Other Boards and Commissions
9. Petitions from the Public on Legislation
10. Reading of Legislation and Action on Legislation:
 - a. 3rd Reading(s)

RES. NO. 116-17 - A resolution urging Contributions to local food banks -
3rd Reading (Committee-of-the-whole, *Administration/Brian Ousley*)

ORD. NO. 97-17 - An ordinance establishing Section 1242.02(92) and (93) of the Codified Ordinances of the City of Brunswick by defining financial institutions and payday lenders - **3rd Reading** (Planning & Zoning, *Administration/Grant Aungst*)

ORD. NO. 98-17 - An ordinance establishing section 1260.04(u) of the codified ordinances of the City of Brunswick by including payday lenders as a conditionally permitted use in the C-G general commercial zoning district - **3rd Reading** (Planning & Zoning, *Administration/Grant Aungst*)

ORD. NO. 99-17 - An ordinance establishing Section 1262.04(h) of the Codified Ordinances of the City of Brunswick by including payday lenders as a conditionally permitted use in the C-O office commercial zoning district - **3rd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

- b. 2nd Reading(s)

RES. NO. 128-17 - An emergency resolution authorizing the City Manager to purchase a new ambulance for the Division of Fire and Rescue from Horton Emergency Vehicles, Inc. in an amount to not exceed \$303,890.00 - **2nd Reading** (Safety & Environment Committee, *Administration/Jim Baird*)

- c. 1st Reading(s)

RES. NO. 129-17 - An emergency resolution authorizing the City Manager to enter into a lease agreement with the Medina County Park District and declaring an emergency - **1st Reading** (To be brought from Parks, Recreation & Community Committee, *Administration/John Piepsny*)

ORD. NO. 130-17 - An ordinance approving the Phase 6 detailed site plan for The Reserve at Autumn Creek Subdivision Special Planning District No. 3 - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Matt Jones*)

ORD. NO. 131-17 - An ordinance establishing Section 1242.02(94) of the Codified Ordinances of the City of Brunswick by defining Vape and Smoke Shops - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 132-17 - An ordinance amending Section 1260.04 of the Codified Ordinances of the City of Brunswick by including vape and smoke shops and tattoo and body piercing parlors as conditionally permitted uses in the C-G General Commercial zoning district - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 133-17 - An ordinance amending Section 1262.04 of the Codified Ordinances of the City of Brunswick by including tattoo and body piercing parlors as conditionally permitted uses in the C-O Commercial Office zoning district - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 134-17 - An ordinance amending Section 1270.10 of the City of Brunswick Codified Ordinances by removing streamers as a permitted temporary sign - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 135-17 - An ordinance amending Section 1270.11 of the City of Brunswick Codified Ordinances by prohibiting streamers - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 136-17 - An ordinance amending Section 1261.04 of the Codified Ordinances of the City of Brunswick by including vape and smoke shops and tattoo and body piercing parlors as conditionally permitted uses in the GW-C Gateway zoning district - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 137-17 - An ordinance amending Section 1256.04 of the Codified Ordinances of the City of Brunswick by including vape and smoke shops and tattoo and body piercing parlors as conditionally permitted uses in the C-N Neighborhood Commercial zoning district - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 138-17 - An ordinance amending the Design Guidelines for the Main Street District of the Brunswick Town Center Special Planning District No. 2 by including vape and smoke shops and tattoo and body piercing parlors as conditionally permitted uses - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 139-17 - An ordinance amending the Design Guidelines for the Northwest Neighborhood of the Brunswick Town Center Special Planning District No. 2 by including vape and smoke shops as conditionally permitted uses - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 140-17 - An ordinance amending the Design Guidelines for the Southeast Neighborhood of the Brunswick Town Center Special Planning District No. 2 by including vape and smoke shops and tattoo and body piercing parlors as conditionally permitted uses - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

11. City Manager's Report
12. Administrative Departments
13. Open Forum
14. Unfinished Business
15. New Business
16. Adjournment

CITY OF BRUNSWICK, OHIO
MINUTES OF COUNCIL
MONDAY, DECEMBER 11, 2017

PRAYER AND PLEDGE OF ALLEGIANCE: THE REGULAR MEETING OF BRUNSWICK CITY COUNCIL WAS CALLED TO ORDER BY MAYOR RON FALCONI AT 7:30 P.M. AT THE MUNICIPAL COMPLEX.

ROLL CALL OF MEMBERS: ROLL CALL SHOWED THE FOLLOWING COUNCIL MEMBERS PRESENT: BRIAN OUSLEY, ALEX JOHNSON, MICHAEL ABELLA JR., ANTHONY CAPRETTA, PATRICIA HANEK, JOSEPH SALZGEBER, NICHOLAS HANEK AND COUNCIL CLERK FIJABI JULIEN-GALLAM, MAYOR RON FALCONI.

CORRESPONDENCE: THERE WAS NONE.

APPROVAL OF REGULAR COUNCIL MEETING MINUTES DATED NOVEMBER 27, 2017: PATRICIA HANEK MOVED TO APPROVE, SECONDED BY ALEX JOHNSON. ROLL CALL - AYES - 7, BRIAN OUSLEY, ALEX JOHNSON, MICHAEL ABELLA JR., ANTHONY CAPRETTA, PATRICIA HANEK, NICHOLAS HANEK, JOSEPH SALZGEBER. NAYS - 0. MOTION CARRIED.

MAYOR'S REPORT:

Mayor's Court Financial Report for the month ending November 2017 will be posted on the website and added to the minutes for the record.

Mayor's recommendation to reappoint Stanley Socha to the Volunteer Firefighter Dependents Board.

Motion to approve the Mayor's recommendation to reappoint Susan Kinney Dillon to Medina County Drug Abuse Commission as the Alternate:

Patricia Hanek moved to approve the Mayor's recommendation to reappoint Susan Kinney Dillon to Medina County Drug Abuse Commission as the alternate, seconded by Joseph Salzgeber. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

CLERK OF COUNCIL'S REPORT: THE CLERK ANNOUNCED THAT THE RECREATION CENTER WILL HAVE A CHRISTMAS PARTY ON SUNDAY, DECEMBER 17, 2017 FROM 2:00 PM TO 5:00 PM. THE NEXT COUNCIL MEETING IS SCHEDULED FOR DECEMBER 18, 2017, INSTEAD OF CHRISTMAS DAY, DECEMBER 25, 2017.

COUNCIL COMMITTEE REPORTS:

Economic Development.....Mr. Johnson:

Alex Johnson had no formal reports this evening.

Services, Utilities, Technology & Cable.....Mr. Salzgeber:

Joseph Salzgeber had no formal reports this evening.

Finance Committee.....Mrs. Hanek:

Patricia Hanek moved to approve the formal report dated November 27, 2017 as written, seconded by Alex Johnson. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Safety & Environment.....Mr. Hanek:

Nicholas Hanek had no formal report this evening.

Planning & Zoning Committee.....Mr. Ousley:

Brian Ousley moved to approve the formal report dated November 16, 2017 as written, seconded by Nicholas Hanek. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Parks, Recreation & Community Committee.....Mr. Abella Jr.:

Michael Abella Jr. had no formal report this evening.

Building & Building Code Committee.....Mr. Capretta:

Anthony Capretta had no formal report this evening.

OTHER BOARDS AND COMMISSIONS: PATRICIA HANEK MOVED TO APPROVE THE COMMITTEE-OF-THE-WHOLE MEETING MINUTES DATED NOVEMBER 15, 2017 AND NOVEMBER 27, 2017 AS WRITTEN, SECONDED BY ALEX JOHNSON. ROLL CALL - AYES - 7, BRIAN OUSLEY, ALEX JOHNSON, MICHAEL ABELLA JR., ANTHONY CAPRETTE, PATRICIA HANEK, NICHOLAS HANEK, JOSEPH SALZGEBER. NAYS - 0. MOTION CARRIED.

PETITIONS FROM THE PUBLIC ON LEGISLATION: THERE WAS NONE.

READING OF LEGISLATION AND ACTION ON LEGISLATION:

3RD READING(S)

RES. NO. 108-17 - An emergency resolution authorizing the City Manager to enter into an agreement with Any Domestic Work, Inc. to provide custodial services at the Brunswick Community Recreation and Fitness Center - **3rd Reading** (Parks, Recreation & Community Committee, *Administration/Julie Murawski*):

Michael Abella Jr. moved to adopt, seconded by Anthony Capretta. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Ms. Murawski explained that this legislation would allow the City Manager to enter into a one-year agreement with two one-year options to renew with Any Domestic Work, Inc. or also known as ADW, for janitorial services at the Brunswick Community Recreation and Fitness Center with the price being held the same for all three years.

RES. NO. 109-17 - An emergency resolution authorizing the City Manager to enter into an agreement with

Any Domestic Work, Inc. to provide custodial services at City Hall and the Police Department - **3rd Reading** (Committee-of-the-Whole, *Administration/Julie Murawski*):

Patricia Hanek moved to adopt, seconded by Joseph Salzgeber. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Ms. Murawski explained that this resolution would allow the City Manager to enter into a one-year contract with Any Domestic Wok, Inc. or also known as ADW, to provide 2 one-year options to renew to provide janitorial services for City Hall and the Police Department. The price would be the same for all three years.

RES. NO. 110-17 - An emergency resolution authorizing the City Manager to enter into an agreement with Envision Group LLC for professional consulting services relative to the update of the City's Comprehensive Plan in an amount not to exceed \$55,000.00 - **3rd Reading** (Committee-of-the-Whole, *Administration/Carl DeForest*):

Patricia Hanek moved to adopt, seconded by Joseph Salzgeber. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. DeForest remarked that this resolution would authorized the City to engaged the Envision Group in updating the Comprehensive Plan with the anticipated start on January 1, 2018. Mr. DeForest remarked that this resolution would authorize the City to engage the Envision Group in updating the Comprehensive Plan with the anticipated start on January 1, 2018.

ORD. NO. 111-17 - An ordinance amending the pay ranges for all non-bargaining full-time and part-time positions - **3rd Reading** (Committee-of-the-Whole, *Administration/Carl DeForest*):

Patricia Hanek moved to adopt, seconded by Alex Johnson. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Deforest stated that this legislation would authorize the City to update the pay ranges for the non-bargaining full-time and part-time employees within the City.

RES. NO. 112-17 - An emergency resolution accepting a perpetual public easement from Pinecraft Land Holdings for access to and maintenance of a public water main to be relocated within the southeast neighborhood of the Brunswick Town Center Special Planning District NO. 2 - **3rd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*):

Joseph Salzgeber moved to adopt, seconded by Nicholas Hanek. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Jones noted that this resolution would accept an easement from Pinecraft Land Holdings for the relocation of a water main. The relocation is necessary for the construction of the Comfort Suites Hotel.

2ND READING(S)

RES. NO. 116-17 - A resolution urging Contributions to local food banks - **2nd Reading** (Committee-of-the-whole, *Administration/Brian Ousley*):

RES. NO. 116-17 - Brian Ousley moved this resolution to a third reading.

ORD. NO. 117-17 - An emergency ordinance to adopt the annual appropriation budget for expenditures of the City of Brunswick for the year beginning January 1, 2018 and ending December 31, 2018 - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*):

Patricia Hanek moved to suspend the rules, seconded by Alex Johnson. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Patricia Hanek moved to adopt, seconded by Alex Johnson. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Fischer noted that the 2018 City Manager's Budget Proposal was presented to members of Council in November 2017 and presented to the City's Audit Review Advisory Committee in December 2017. The actual budget document for legal means is two pages long and it is in the amount of \$55,110,238.36. This amount includes book transfers and advances from one fund to another. He anticipated the actual expenditures to be between the 27 - 30 million dollars range if the North Carpenter project is started. He noted that a more detailed budget will be available on the City's website in the beginning of 2018.

ORD. NO. 118-17 - An emergency ordinance amending Section 1 of Ordinance NO.85-16 to provide for a revised allocation of municipal income tax receipts during the period from January 1, 2018 through December 31, 2018 - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*):

Patricia Hanek moved to suspend the rules, seconded by Alex Johnson. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Patricia Hanek moved to adopt, seconded by Joseph Salzgeber. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Fischer noted that this legislation was included in the 2018 City Manager's Budget Proposal. This legislation shows how the City planned to allocate the income tax dollars to the various funds or services for the year 2018. The only services that would receive a decrease in allocation from 2016 are the BTA fund as a result of the merger with the Medina County Transit.

ORD. NO. 119-17 - An emergency ordinance creating an OPWC Multi Roads Improvement Fund (#370) - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*):

Patricia Hanek moved to suspend the rules, seconded by Joseph Salzgeber. Roll Call - Ayes - 7, Brian Ousley,

Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Patricia Hanek moved to adopt, seconded by Alex Johnson. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Fischer remarked that the City was successful in obtaining a \$613,800 grant from Ohio Public Works and \$115,000 with a 0% interest loan from Ohio Public Works. The plan is to use the money to improve portions of Beverly Hills Drive, Magnolia Drive, and Junior Parkway. He noted that this fund #370 would account for the state proceeds from the project is awarded.

ORD. NO. 120-17 - An emergency ordinance creating a Self-Insurance Fund (#600)- **2nd Reading** (Finance Committee, *Administration/Todd Fischer*):

Patricia Hanek moved to suspend the rules, seconded by Joseph Salzgeber. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Patricia Hanek moved to adopt, seconded by Joseph Salzgeber. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Fischer explained that this fund would allow the City to account for the contribution from the employees and the City of Brunswick for health insurance purposes as a result of the City joining the Jefferson Health Plan.

ORD. NO. 123-17 - An emergency ordinance to formally close the Drug Enforcement Fund (#116), the Transit Fed Grant Fund (#136), the Applewood Area Storm Sewer Improvement Fund (#349), the Storm Sewer Construction Fund (#358), and the OPWC El Dorado Storm Sewer Fund (#363). - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*):

Patricia Hanek moved to suspend the rules, seconded by Nicholas Hanek. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Patricia Hanek moved to adopt, seconded by Joseph Salzgeber. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Fischer noted that this legislation is a housekeeping procedure when closing the books after a project or grant is completed. The funds that are listed in this legislation had been completed. He explained that the City is not closing down any drug enforcement activities. The Drug Enforcement Fund was active when the City was working with the Medway Drug Enforcement Agency. The City is now part of the Medina County Drug Abuse (MCDAC) program. The purpose of the fund no longer exists.

ORD. NO. 97-17 - An ordinance establishing Section 1242.02(92) and (93) of the Codified Ordinances of the

City of Brunswick by defining financial institutions and payday lenders - **2nd Reading** (Planning & Zoning, Administration/Grant Aungst):

ORD. NO. 97-17 - Brian Ousley moved this ordinance to a third reading.

ORD. NO. 98-17 - An ordinance establishing section 1260.04(u) of the codified ordinances of the City of Brunswick by including payday lenders as a conditionally permitted use in the C-G general commercial zoning district - **2nd Reading** (Planning & Zoning, Administration/Grant Aungst):

ORD. NO. 98-17 - Brian Ousley moved this ordinance to a third reading.

ORD. NO. 99-17 - An ordinance establishing Section 1262.04(h) of the Codified Ordinances of the City of Brunswick by including payday lenders as a conditionally permitted use in the C-O office commercial zoning district - **2nd Reading** (Planning & Zoning Committee, Administration/Grant Aungst):

ORD. NO. 99-17 - Brian Ousley moved this ordinance to a third reading.

1ST READING(S)

RES. NO. 124-17 - An emergency resolution providing for temporary relief from the Temporary Sign Regulations contained in City of Brunswick Codified Ordinance Section 1270.10 by waiving the number of temporary special event sign permits permitted in commercial and industrial zoning districts and durational requirements for display - **1st Reading** (To be brought from Economic Development Committee, Administration/Grant Aungst):

Alex Johnson moved to suspend the rules, seconded by Patricia Hanek. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Alex Johnson moved to adopt, seconded by Patricia Hanek. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Calaway reminded everyone that the City has showed appreciation to the local business owners for the past several years during the holiday seasons by extending the temporary signs for advertisements. He would like to continue the tradition and support the local business owners in the City of Brunswick. He requested support for this emergency legislation with the suspension of rules as was done in the past.

RES. NO. 125-17 - An emergency resolution requesting an advance release of property tax revenue funds from the Medina County Treasurer collected for the benefit of the City of Brunswick - **1st Reading** (To be brought from Finance Committee, Administration/Todd Fischer):

Patricia Hanek moved to suspend the rules, seconded by Joseph Salzgeber. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Patricia Hanek moved to adopt, seconded by Alex Johnson. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson,

Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Fischer noted that this legislation is done annually. This legislation would allow the City to get the money as soon as possible from Medina County to earn interest on the money rather than the County.

ORD. NO. 126-17 - An emergency ordinance to advance funds - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*):

Patricia Hanek moved to suspend the rules, seconded by Alex Johnson. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Patricia Hanek moved to adopt, seconded by Alex Johnson. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Fischer noted that the advance funds were in the 2017 budget for a grant or a project that was completed. He is looking to return \$100,000 from the EPA Grant Fund to the General Fund, and \$599,000 from the OPWC Hadcock Road Fund to the General Fund. He intended to utilize these advances in the 2018 budget for 2018 road project.

RES. NO. 127-17: An emergency resolution authorizing the City Manager to enter into an agreement with Hinckley Township for the provision of dispatch services - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin*):

Nicholas Hanek moved to suspend the rules, seconded by Anthony Capretta. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Nicholas Hanek moved to adopt, seconded by Alex Johnson. Roll Call - Ayes - 7, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Chief Ohlin remarked that this legislation is related to a contract that is with Hinckley Township to provide police, fire, EMS for emergency dispatching. The contract is going to go to a flat rate billing model rather than a monthly billing.

RES. NO. 128-17 - An emergency resolution authorizing the City Manager to purchase a new ambulance for the Division of Fire and Rescue from Horton Emergency Vehicles, Inc. in an amount to not exceed \$303,890.00 - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Jim Baird*)

RES. NO. 128-17 - Nicholas Hanek moved this resolution to a second reading.

CITY MANAGER'S REPORT: MR. DEFOREST ANNOUNCED THAT THE LEAF COLLECTION SHOULD CONCLUDE AT THE END OF THIS WEEK. HE EXPRESSED HIS APPRECIATION FOR THE HARD WORK THAT THE SERVICE DEPARTMENT HAS DONE FOR THE PAST SEVERAL WEEKS AFTER THE STORM. HE ALSO THANKED THE

COMMUNITY FOR THEIR PATIENCE DURING THIS TIME. HE REMINDED THE RESIDENTS TO NOT PUSH THE SNOW INTO THE STREETS WHEN CLEARING THEIR DRIVEWAYS AND HE EXPLAINED THAT DOING SO IS ILLEGAL. HE THANKED THE LOCAL ORGANIZATIONS, CHURCHES, BRUNSWICK FOOD PANTRY AND OTHER PLACES THAT HELP PEOPLE IN NEED THIS TIME OF YEAR.

HE NOTED THAT DURING THE RED KETTLE DRIVE THERE WILL BE VOLUNTEERS FROM THE SALVATION ARMY RINGING THE BELLS AT DIFFERENT ESTABLISHMENTS THROUGHOUT THE CITY. ANY MONEY THAT IS RAISED DURING THE RED KETTLE DRIVE STAYS IN THE NORTHERN MEDINA COUNTY. HE REMARKED THAT JESSE KNIGHT, A MEMBER OF THE BUILDING DEPARTMENT AND RETIRED FROM THE NAVY, POINTED OUT THAT THE ARMY IS ON A WIN STREAK. HE ANNOUNCED THAT THIS COUNCIL MEETING WILL BE HALEE HEIRONIMUS'S LAST MEETING. MS. HEIRONIMUS IS FROM THE MEDINA GAZETTE AND SHE WILL BE TAKING A JOB IN THE CLEVELAND AREA.

ADMINISTRATIVE DEPARTMENTS: MR. FISCHER NOTED THAT THE LEGISLATION THAT WAS PASSED IN DURING THIS MEETING ASSOCIATED WITH THE FINANCE DEPARTMENT WILL BE BUSY TRYING TO CLOSE DOWN THE 2017 YEAR AND STARTUP 2018.

CHIEF OHLIN REMINDED THE PUBLIC THAT THE DIVISION OF POLICE TRIES TO STAY ACTIVE ON SOCIAL MEDIA TO SHARE TIMELY INFORMATION. THE DEPARTMENT HAS A FACEBOOK PAGE, TWITTER FEED, AND AN INSTAGRAM. THE POLICE DEPARTMENT HAS STORIES POSTED ON THE INSTAGRAM PAGE LIKE THE GROWTH PROGRESS FOR THE K-9 UNIT. HE INVITED THE PUBLIC TO VISIT THE SITE AND JOIN THE PAGES. HE REMARKED THAT THE POLICE DEPARTMENT HAS A INTERNET SALES SAFE ZONE IN FRONT OF THE POLICE STATION. THE SIGNAGE WAS GIVEN TO THE POLICE STATION FROM THE OFFERUP WEBSITE. HE ENCOURAGED THE PUBLIC TO MEET WITH A PERSON IN A SAFE PLACE LIKE THE POLICE STATION IF IT DEALS WITH SELLING OR BUYING AN ITEM. THE POLICE DEPARTMENT HAS BEEN DOING THE 911 CELL PHONE BANK PROGRAM. THE 911 CELL PHONE BANK ACCEPTS UNWANTED CELL PHONES. THE PHONES ARE COLLECTED AND REFURBISHED FOR THOSE WHO MAY NEED A CELL PHONE FOR 911 SERVICES.

MR. CALLOWAY REMARKED THAT THE DIVISION OF BUILDING HAS BEEN VERY BUSY REGISTERING CONTRACTORS. THE DEPARTMENT IS UP BY 37 REGISTRATIONS FROM LAST YEAR. THE DEPARTMENT REGISTERED 681 CONTRACTORS SO FAR FOR THE YEAR 2017. HE NOTED THAT 103 HOMES WERE BUILT FOR 2016 AND 78 HOMES WERE BUILT FOR 2017. HE REMARKED THAT AS A RESULT OF THE NEW ORDINANCE FOR REGISTERING RENTAL PROPERTIES THERE ARE 122 RENTAL PROPERTIES SO FAR.

ASSISTANT CHIEF BARBER REMINDED THE PUBLIC TO MAKE SURE THEIR CHRISTMAS TREE IS WATERED, MAKE SURE ALL COOKING ON THE STOVE IS ATTENDED AT ALL TIMES, MAKE SURE CANDLES ARE NOT CLOSE TO ANYTHING THAT WOULD BURN OR IS COMBUSTIBLE, AND MAKE SURE TO GET THEIR FURNACE TUNED-UP TO NOT HAVE ANY CARBON MONOXIDE ISSUES.

COUNCILMEN OUSLEY HAD A QUESTION REGARDING UNUSED NEEDLES FROM DIABETICS. HE WAS ASKED IF THERE WAS ANY PLACE THAT RESIDENTS COULD DONATE OR TAKE THEIR UNUSED NEEDLES. CHIEF OHLIN EXPLAINED THAT FOR THE SAFETY OF THE PERSON THAT IS HANDLING THE MEDICATION THAT IS DROPPED OFF AT THE BOX IN THE POLICE DEPARTMENT IT IS ASKED THAT NEEDLES ARE NOT PUT IN THERE. HE NOTED THAT HOSPITALS GENERALLY TAKES THE COLLECTION OF NEEDLES. ASSISTANT CHIEF BARBER EXPLAINED

THAT YOU CAN PUT AN UNUSED OR USED NEEDLE IN A HEAVY BOTTLE LIKE A DETERGENT BOTTLE. THE BOTTLE WITH THE NEEDLE CAN BE PUT IN THE TRASH AFTER THE BOTTLE IS CLOSED TIGHTLY.

OPEN FORUM: THERE WAS NONE.

UNFINISHED BUSINESS: THERE WAS NONE.

NEW BUSINESS: THERE WAS NONE.

Consideration of a new liquor permit from Jessica Kohler DBA Winery Salon & Nails By Jessy K S, located at 1315 Pearl Road Suite A, Brunswick, Ohio 44212:

Council had no objections for the new liquor permit from Jessica Kohler DBA Winery Salon & Nails By Jessy K S, located at 1315 Pearl Road Suite A, Brunswick, Ohio 44212.

Councilmen Salzgeber noted that Grafton Road is finally done and open to the public. He explained that one of the reasons he ran for Council was the conditions on Grafton Road and he is glad to see it open. He remarked that while driving on Grafton Road he bent a rim in the year 2014. He expressed his appreciation to Service Director Paul Barnett and the service department for completing the leaf pick-up in Ward 3 before the snow started. He noted that he had a lot of residents call from Sandra Drive, Mars Drive and Brantley Lane who were concerned about their leaves blowing back on the lawn. Mr. Salzgeber noted that Leaf pick-up is done in Ward 3.

ADJOURNMENT

PATRICIA HANEK MOVED TO ADJOURN, SECONDED BY NICHOLAS HANEK. ROLL CALL - AYES - 7, BRIAN OUSLEY, ALEX JOHNSON, MICHAEL ABELLA JR., ANTHONY CAPRETTA, PATRICIA HANEK, NICHOLAS HANEK, JOSEPH SALZGEBER. NAYS - 0. MOTION CARRIED.

THERE BEING NO FURTHER BUSINESS, THE MEETING ADJOURNED AT 8:05 P.M.

Respectfully submitted,

Fijabi Julien-Gallam, CMC

Clerk of Council

Mayor Ron Falconi

Adopted

APPLICATION FOR
BOARDS AND COMMISSIONS

NAME STANLEY SOCHA PHONE 330-225-4170

STREET 66 WOODHOLLOW DR CELL 216-276-1348

Years of Residency 37

Registered Brunswick Voter: YES X NO

POSITIONED DESIRED: VOL FIRE FIGHTER DEPENDS EMAIL SPARENTS @ AOL.COM
FUND BOARD

EDUCATION DEGREE YEAR GRADUATED

HIGH SCHOOL NORTH CATHOLIC 1959

COLLEGE POINT PARK UNIVERSITY BA 1972

SPECIAL TRAINING FIRE FIGHTER/EMT, FIRE INVESTIGATOR, FIRE INSPECTOR

CURRENT EMPLOYMENT

RETIRED

Company	Address	Title	Dates
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RELEVANT PAST EMPLOYMENT

<u>BRUNSWICK DIV. FIRE</u>	<u>3476 CENTER RD</u>		<u>10-77/10-80</u> <u>06-82/11-03</u>
Company	Address	Title	Dates

<u>GENERAL MOTORS CORP</u>	<u>PO BOX 5014 SOUTHFIELD MI</u>	<u>SR. ACCOUNTANT</u>	<u>06-66/12-98</u>
Company	Address	Title	Dates

RELEVANT PROFESSIONAL ASSOCIATIONS, COMMUNITY SERVICE, OR SOCIAL AFFILIATIONS

BRUNSWICK ROTARY, NORTHEAST MICHIGAN CTY SALVATION BOARD, ST. AMBROSE PARISH
COUNCIL, WESTERN RESERVE FIRE MUSEUM, GREAT LAKES INTL. FIRE APPARATUS ASSOC.

REFERENCES (other than relation):

	NAME	ADDRESS	PHONE
1.	<u>AL BEAN</u>	<u>3120 IPSWICH CT</u>	<u>BRUNSWICK 330-273-3532</u>
2.	<u>PAUL CARLSON</u>	<u>1632 PEARL RD</u>	<u>BRUNSWICK 330-225-2400</u>
3.	<u>JAMES LEPI</u>	<u>3339 TYLER DR</u>	<u>BRUNSWICK 330-273-1801</u>

QUALIFICATIONS AND DESIRE FOR SERVING: (Attach sheet if needed*)

RETIRED BRUNSWICK DIVISION OF FIRE, PLUS VOL FIRE SERVICE IN
PENNSYLVANIA & MICHIGAN AND VOL POLICE EXPERIENCE PENNSYLVANIA & CALIFORNIA

ATTACH RESUME IF DESIRED

Signature: Stanley Socha

Date: 10-29-17

*Attaching a cover letter or resume describing particular experience or qualifications bearing on the position sought is recommended, but not required.

ECONOMIC DEVELOPMENT

December 11, 2017

IN ATTENDANCE: Chairman Alex Johnson, Committee Member Patricia Hanek, Committee Member Michael Abella Jr., Brian Ousley, Nicholas Hanek, Joseph Salzgeber, Anthony Capretta, City Manager/Safety Director Carl DeForest, Finance Director Todd Fischer, Chief Brian Ohlin, Law Director Kenneth Fisher, Assistant Chief Rick Barber, Administrative Services Julie Murawski, Chief Building Official Cliff Callaway, Engineer Matt Jones, Council Elect Joseph Delsanter, Council Clerk Fijabi Julien-Gallam, News Media.

The meeting convened at 6:28 p.m.

REVIEW LEGISLATION:

RES. NO. 124-17 – An emergency resolution providing for temporary relief from the Temporary Sign Regulations contained in City of Brunswick Codified Ordinance Section 1270.10 by waiving the number of temporary special event sign permits permitted in commercial and industrial zoning districts and durational requirements for display

Mr. Callaway advised this legislation waives the number of temporary special event signs for the remainder of the year. This has been a practice in the past for the business owners in the community.

Mrs. Hanek moved this resolution to tonight's Council Agenda of December 11, 2017, as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was none.

ADJOURNMENT:

Being no further business, Mrs. Hanek moved to adjourn at 6:30 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

Alex Johnson
Chairman

FINANCE COMMITTEE MEETING

December 11, 2017

IN ATTENDANCE: Chairwoman Patricia Hanek, Committee Member Joseph Salzgeber, Nicholas Hanek, Brian Ousley, Michael Abella Jr., Anthony Capretta, City Manager/Safety Director Carl DeForest, Finance Director Todd Fischer, Chief Brian Ohlin, Law Director Kenneth Fisher, Assistant Chief Rick Barber, Administrative Services Julie Murawski, Chief Building Official Cliff Callaway, Engineer Matt Jones, Council Elect Joseph Delsanter, Council Clerk Fijabi Julien-Gallam, News Media.

The meeting convened at 6:14 p.m.

Mr. Salzgeber moved to excuse Mr. Johnson for just cause. Vote – 2 Ayes, 0 Nays.

REVIEW LEGISLATION:

RES. NO. 125-17 – An emergency resolution requesting an advance release of property tax revenue funds from the Medina County Treasurer collected for the benefit of the City of Brunswick

Mr. Fischer advised by law the City can request property tax money as soon as possible, and the City can earn interest on the money instead of the county.

Mr. Salzgeber moved this resolution to tonight's Council Agenda of December 11, 2017 as an emergency with suspension of the rules. Vote – 2 Ayes, 0 Nays.

ORD. NO. 126-17 – An emergency ordinance to advance funds

Mr. Fischer advised this ordinance is to advance funds back to the general fund. Two grant projects were completed; the water quality grant through the EPA, and Hadcock Road Improvement Fund. The plan is to return these advances back to the general fund and the 2018 proposal sends the money back out to advance money for 2018 road projects; the OPWC Beverly Hills Drive, Magnolia Drive, and Junior Parkway projects.

Mr. Salzgeber moved this ordinance to tonight's Council Agenda of December 11, 2017 as an emergency with suspension of the rules. Vote – 2 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. Fischer advised a meeting was held with the Financial Audit Committee to go over the 2018 budget proposal, also the November financial reports were e mailed out; and if there were any questions to contact him or Mrs. Ozanich.

ADJUORNMENT:

Being no further business, Mr. Salzgeber moved to adjourn at 6:17 p.m. Vote – 2 Ayes, 0 Nays.

Respectfully submitted,

A handwritten signature in cursive script that reads "Patricia Hanek".

Patricia Hanek
Chairwoman

SAFETY & ENVIRONMENT COMMITTEE MEETING

December 11, 2017

IN ATTENDANCE: Chairman Nicholas Hanek, Committee Member Anthony Capretta, Patricia Hanek, Joseph Salzgeber, Brian Ousley, Michael Abella Jr., City Manager/Safety Director Carl DeForest, Finance Director Todd Fischer, Chief Brian Ohlin, Law Director Kenneth Fisher, Assistant Chief Rick Barber, Administrative Services Julie Murawski, Chief Building Official Cliff Callaway, Engineer Matt Jones, Council Elect Joseph Delsanter, Council Clerk Fijabi Julien-Gallam, News Media.

The meeting convened at 6:18 p.m.

Mr. Capretta moved to excuse Mr. Johnson for just cause. Vote – 2 Ayes, 0 Nays.

Mr. Johnson was seated during the meeting.

REVIEW LEGISLATION:

RES. NO. 127-17 – An emergency resolution authorizing the City Manager to enter into an agreement with Hinckley Township for the provision of dispatch services

Chief Ohlin advised the City of Brunswick currently provides dispatch service to Hinckley Township; this contract is slightly modified with the primary change being a flat rate billing mode. Currently the Township is billed monthly based on activity. He explained the flat rate billing was derived from looking at the average billing over a six month period.

Chief Ohlin requested this resolution to be passed as an emergency with suspension of the rules to have the contract signed and enacted January 2018.

Mr. Capretta moved this resolution to tonight's Council Agenda of December 11, 2017 as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

RES. NO. 128-17 – An emergency resolution authorizing the City Manager to purchase a new ambulance for the Division of Fire and Rescue from Horton Emergency Vehicles, Inc., in an amount not to exceed \$303,890.00

Assistant Chief Barber advised this resolution will replace an aging ambulance. The request for emergency legislation is due to the increase in cost by \$6,000.00 in January 2018.

Mr. Hanek clarified the legislation will be read three times, and adopted as an emergency. He clarified this discussion took place at the recent Safety Committee meeting. He noted this is replacing a 2006 squad which had a lot of wear and tear prior to having emergency rooms in the City.

Assistant Chief Barber concurred; having emergency rooms in the City; fewer miles put on the squads.

Mr. Johnson moved this resolution to tonight's Council Agenda of December 11, 2017 as an emergency for three readings. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. Capretta asked about the lockbox program.

Assistant Chief Barber advised the cost was \$30.00, and residents can visit the City website for information or visit the station. He noted there were approximately twenty-five already.

Mr. Salzgeber brought up an article in the newspaper that was written by a ward 2 resident; about a subject that has been around at least fifteen years. It was about the intersection of Rocklyn/Maxwell/Laurel.

Mr. Salzgeber indicated he would support a four way stop.

Mr. Hanek noted he has had a lot of residents call about that intersection, he noted there was more to look at than a four way stop. He did not know when the last traffic study was, however he brought the intersection up to the traffic officer.

Chief Ohlin advised crash data was provided to the City Engineer and Service Director for them to look at.

Mr. DeForest provided a history on the intersection; he advised the traffic volume and crash volume did not support the warrant for a light. He understood the frustration, however it was not warranted. However, he advised it is something that the Administration will continue to look at.

Mr. Johnson asked how the residents responded during the fire at Southwick.

In response, Assistant Chief Barber noted there was no confusion, the building did not have to be evacuated the fire was on the outside of the building on a balcony.

ADJOURNMENT:

Being no further business, Mr. Capretta moved to adjourn at 6:28 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'M Hanek', with a long, sweeping horizontal stroke extending to the right.

Nicholas Hanek
Chairman

BUILDING AND BUILDING CODE COMMITTEE

December 11, 2017

IN ATTENDANCE: Chairman Anthony Capretta, Committee Member Michael Abella Jr., Committee Member Brian Ousley, Patricia Hanek, Joseph Salzgeber, Nicholas Hanek, City Manager/Safety Director Carl DeForest, Finance Director Todd Fischer, Assistant Chief Rick Barber, Chief Brian Ohlin, Law Director Kenneth Fisher, Administrative Services Julie Murawski, Chief Building Official Cliff Callaway, Engineer Matt Jones, Council Elect Joseph Delsanter, Council Clerk Fijabi Julien-Gallam, News Media.

The meeting convened at 6:11 p.m.

UPDATE ON BUILDING & BUILDING CODE INFORMATION:

Mr. Callaway advised contractors were registering for next year; currently 681 contractors registered which was up from last year. There were 78 new home builds this year and that was down from 103 last year.

He also noted to date there are 122 rental properties registered.

Mr. Callaway commented on snow removal as to placing the snow, and keeping walks shoveled in the commercial districts.

GENERAL DISCUSSION:

There was none.

ADJOURNMENT:

Being no further business, Mr. Abella moved to adjourn at 6:14 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,



Anthony Capretta
Chairman

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 12/18/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 116-17** - A resolution urging Contributions to local food banks - **3rd Reading** (Committee-of-the-whole, *Administration/Brian Ousley*)

BACKGROUND: Historically the City of Brunswick promotes all residents to donate to the local food bank.

**PURPOSE AND
EXPLANATION:**

**IMPLEMENTATION
SCHEDULE:** to be adopt upon its 3rd Reading - 12/18/2017

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

**RECOMMENDED
ACTION:**

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No
Suspension of Rules	No

If emergency or suspension of the rules, why the request?

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. _____

BY: Committee-of-the-Whole

A RESOLUTION URGING CONTRIBUTIONS TO LOCAL FOOD BANKS.

WHEREAS: Local food banks play an important role in the community by assisting those in need; and

WHEREAS: The supply levels at local foodbanks are depleted after the holiday season and are typically at their lowest levels in January.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY RESOLVES:

SECTION 1: This Council herebyurges contributions to local food banks to help alleviate shortages in supply levels.

SECTION 2: That this Resolution shall take effect and be inforce from and after the earliest period allowed by law.

PASSED: 1st Reading _____
2nd Reading _____
3rd Reading _____

ADOPTED: _____ AYES __NAYS__

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 116-17

BY: Committee-of-the-Whole

A RESOLUTION URGING CONTRIBUTIONS TO LOCAL FOOD BANKS.

WHEREAS: Local food banks play an important role in the community by assisting those in need; and

WHEREAS: The supply levels at local foodbanks are depleted after the holiday season and are typically at their lowest levels in January.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY RESOLVES:

SECTION 1: This Council hereby urges contributions to local food banks to help alleviate shortages in supply levels.

SECTION 2: That this Resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Fijabi Julien-Gallam, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/18/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 97-17** - An ordinance establishing Section 1242.02(92) and (93) of the Codified Ordinances of the City of Brunswick by defining financial institutions and payday lenders - **3rd Reading** (Planning & Zoning, *Administration/Grant Aungst*)

BACKGROUND: The proposed ordinance would establish sections in the Codified Ordinances of the City whereby financial institutions and payday lenders are defined.

PURPOSE AND EXPLANATION: The proposed ordinance would provide definitions and clarification of financial institutions and payday lenders for future planning purposes in accordance with the Ohio Revised Code

IMPLEMENTATION

SCHEDULE: It is recommended that City Council consider the proposed Ordinance for its first reading, then refer to Planning Commission for a public hearing, after which time it will be returned for second and third readings before adoption by City Council, pending any recommended revisions.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No
Suspension of Rules	No

If emergency or suspension of the rules, why the request?

ADDITIONAL

INFORMATION:

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE ESTABLISHING SECTION 1242.02(92) and (93) OF THE
CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY DEFINING
FINANCIAL INSTITUTIONS AND PAYDAY LENDERS.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1242.02(92) and (93) of the Codified Ordinances are hereby
established to read as follows:

“(92) Financial Institution: A bank organization or holding company of a bank
organization, as defined in Ohio Revised Code Chapter 5726, as may be amended
from time to time.

(93) Payday Lender: A nonbank financial organization, as defined in Ohio
Revised Code Chapter 5726, as may be amended from time to time, as licensed
pursuant to Ohio Revised Code Chapter 1321.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest
period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Barb Ortiz

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 97-17

BY: Mr. Ousley, Mr. Hanek and Mrs. Hanek

AN ORDINANCE ESTABLISHING SECTION 1242.02(92) and (93) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY DEFINING FINANCIAL INSTITUTIONS AND PAYDAY LENDERS.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1242.02(92) and (93) of the Codified Ordinances are hereby established to read as follows:

“(92) Financial Institution: A bank organization or holding company of a bank organization, as defined in Ohio Revised Code Chapter 5726, as may be amended from time to time.

(93) Payday Lender: A nonbank financial organization, as defined in Ohio Revised Code Chapter 5726, as may be amended from time to time, as licensed pursuant to Ohio Revised Code Chapter 1321.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barbara J. Ortiz, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/18/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 98-17** - An ordinance establishing section 1260.04(u) of the codified ordinances of the City of Brunswick by including payday lenders as a conditionally permitted use in the C-G general commercial zoning district - **3rd Reading** (Planning & Zoning, *Administration/Grant Aungst*)

BACKGROUND: The proposed Ordinance would establish a section in the Codified Ordinances of the City of Brunswick to include payday lenders as defined in the previous Ordinance, as a conditionally permitted use in the C-G general commercial zoning district.

PURPOSE AND EXPLANATION: The proposed Ordinance would provide clarification of payday lenders as a conditionally permitted use in the C-G general commercial zoning district for future planning purposes

IMPLEMENTATION SCHEDULE: It is recommended that City Council consider the proposed Ordinance for its first reading, then refer to Planning Commission for a public hearing, after which time it will be returned for second and third readings before adoption by City Council, pending any recommended revisions.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No
Suspension of Rules	No

If emergency or suspension of the rules, why the request?

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE ESTABLISHING SECTION 1260.04(u) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY INCLUDING PAYDAY LENDERS AS A CONDITIONALLY PERMITTED USE IN THE C-G GENERAL COMMERCIAL ZONING DISTRICT.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1260.04(u) of the Codified Ordinances is hereby established to read as follows:

“(u) Payday Lenders.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 98-17

BY: Mr. Ousley, Mr. Hanek and Mrs. Hanek

AN ORDINANCE ESTABLISHING SECTION 1260.04(u) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY INCLUDING PAYDAY LENDERS AS A CONDITIONALLY PERMITTED USE IN THE C-G GENERAL COMMERCIAL ZONING DISTRICT.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1260.04(u) of the Codified Ordinances is hereby established to read as follows:

“(u) Payday Lenders.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Barbara J. Ortiz, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/18/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 99-17** - An ordinance establishing Section 1262.04(h) of the Codified Ordinances of the City of Brunswick by including payday lenders as a conditionally permitted use in the C-O office commercial zoning district - **3rd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: The proposed Ordinance would establish a section in the Codified Ordinances of the City of Brunswick to include payday lenders as defined in the previous Ordinance, as a conditionally permitted use in the C-O office commercial zoning district.

PURPOSE AND EXPLANATION: The proposed Ordinance would provide clarification of payday lenders as a conditionally permitted use in the C-O office commercial zoning district for future planning purposes

IMPLEMENTATION SCHEDULE: It is recommended that City Council consider the proposed Ordinance for its first reading, then refer to Planning Commission for a public hearing, after which time it will be returned for second and third readings before adoption by City Council, pending any recommended revisions.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No
Suspension of Rules	No

If emergency or suspension of the rules, why the request?

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE ESTABLISHING SECTION 1262.04(h) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY INCLUDING PAYDAY LENDERS AS A CONDITIONALLY PERMITTED USE IN THE C-O OFFICE COMMERCIAL ZONING DISTRICT.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1262.04(h) of the Codified Ordinances is hereby established to read as follows:

“(h) Payday Lenders.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 99-17

BY: Mr. Ousley, Mr. Hanek and Mrs. Hanek

AN ORDINANCE ESTABLISHING SECTION 1262.04(h) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY INCLUDING PAYDAY LENDERS AS A CONDITIONALLY PERMITTED USE IN THE C-O OFFICE COMMERCIAL ZONING DISTRICT.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1262.04(h) of the Codified Ordinances is hereby established to read as follows:

“(h) Payday Lenders.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Barbara J. Ortiz, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/18/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 128-17** - An emergency resolution authorizing the City Manager to purchase a new ambulance for the Division of Fire and Rescue from Horton Emergency Vehicles, Inc. in an amount to not exceed \$303,890.00 - **2nd Reading** (Safety & Environment Committee, *Administration/Jim Baird*)

BACKGROUND: The fire department needs to purchase a new squad to replace a current aging squad. The new squad will be a 2018 Horton heavy duty ambulance and will replace our current aging 2006 Horton heavy duty ambulance. This purchase will keep our fleet of ambulances in the necessary condition to continue to provide effective and efficient EMS to the citizens of Brunswick.

The purchase will be dependent upon the adoption of the squad legislation and the adoption of the 2018 budget.

PURPOSE AND EXPLANATION: Emergency legislation will allow us to purchase in early January and take advantage of the current lower price structure.

IMPLEMENTATION SCHEDULE: We are requesting the legislation be adopted at the first council meeting in January of 2018. We want to place the order immediately thereafter.

FINANCIAL INFORMATION: Horton 623 Type Emergency Vehicle & 2019 International 4300 chassis - - Fire Fund #115 (Capital SubFund #952) - 952-0510-56252 - - 303890

FINANCIAL SUMMARY: The funding for this purchase is contained in the 2018 capital budget. The legislation will contain language which states the implementation of the resolution will be dependent upon council approval of the 2018 budget including the capital expenditure for the squad.

Purchase price of a 2018 Horton heavy duty ambulance = \$303,890. Option to sell or trade in old vehicle for no less than \$5,000.

RECOMMENDED ACTION:

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	Yes
Suspension of Rules	No

If emergency or suspension of the rules, why the request?

We are requesting emergency legislation (three readings without the 30 day waiting period). This will allow us to purchase the squad after the first council meeting in January. Doing this will allow us to take advantage of the current lower price structure.

**ADDITIONAL
INFORMATION:**

NA

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. _____

BY:

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER
TO PURCHASE A NEW AMBULANCE FOR THE DIVISION OF FIRE AND
RESCUE FROM HORTON EMERGENCY VEHICLES, INC. IN AN
AMOUNT NOT TO EXCEED \$303,890.00.

WHEREAS: The City belongs to the State Procurement Program under the direction of the
Department of Administrative Services;

WHEREAS: The contract under the State Procurement Program for provision of ambulances
has been awarded to Horton Emergency Vehicles, Inc.; and

WHEREAS: Pursuant to Ohio Revised Code Section 721.15(B), it is hereby determined that the
Division of Fire and Rescue has a 2006 ambulance that is obsolete, no longer
needed and/or unfit for public purposes.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY RESOLVES:

SECTION 1: That the City Manager is hereby authorized to purchase a new ambulance for the
Division of Fire and Rescue from Horton Emergency Vehicles, Inc. in an amount
not to exceed \$303,890.00.

SECTION 2: That the City Manager is hereby authorized to sell the 2006 ambulance
simultaneously with the purchase of the new Ambulance, in an amount not less
than \$5,000.00, to be credited against the purchase price of the new ambulance.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for
the immediate preservation of the public peace, property, health, safety or welfare,
and for the additional reason that immediate passage is necessary to secure pricing.
Therefore, the same shall be in full force and effect from and after its passage by
the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Fijabi Julien-Gallam



November 30, 2017

City of Brunswick Fire Department
4383 Center Rd.
Brunswick, Ohio 44212

To the City of Brunswick Fire Department

Horton Emergency Vehicles Company, a company based in Grove City, Ohio, hereby proposes and agrees to furnish to you the following Emergency Medical Vehicle upon your acceptance of this proposal:

One (1) Horton 623 Type 1 aluminum Extended Body conversion, with 'Walk Through modification', mounted on a 2019 International 4300 chassis, delivered in accordance with the Ohio STS Pricing Schedule, which we hereby make part of our proposal, complete and delivered for the sum of **\$303,890.00**** due on completion and delivery of unit.

Note: A \$5,000.00 Trade Allowance will be deducted from the above proposal price should the department opt. to trade in the 2006 International 623 vehicle.

Due to the scarce availability of component parts, and in spite of spiraling costs, we will stand behind our contract price. Therefore, we do require full payment, at the time of delivery.

The new Emergency Medical Vehicle conversion shall be delivered F.O.B. Brunswick, Ohio and shall be completed within approximately 150-175 days after receipt of contract and chassis at Horton Emergency Vehicles Company, barring any delays due to strikes, chassis availability or availability of component parts or Acts of God. Unless accepted within (45) days from date, the right to withdraw this proposal is reserved.

Respectfully submitted,

Horton Emergency Vehicles Company
3800 McDowell Road
Grove City, Ohio 43123

By: *Michael P. Olney*
Michael P. Olney
Factory Sales Representative

Proposal Accepted By:

Title: _____

Date: _____

State of Ohio Registration Number: _____
Customer Purchase Order Number #1: _____
Customer Purchase Order Number #2: _____

CONTRACT EXPLANATION

The State of Ohio Term Schedule requires Horton to breakout the base pricing and option pricing as submitted to the State of Ohio. Any required features that were not quoted to the State need to be separated out of the proposal and itemized. The result of this is that two separate purchase orders need to be issued for the purchase of the vehicle. They are as follows:

Purchase Order #1: Overall price total as quoted to the State of Ohio under the STS program

Purchase Order #2: Itemized price total for options and features not quoted to the State of Ohio under the STS program

As noted in the STS order form the purchase orders that need to be issued per the price breakdown are as follows:

Purchase Order #1 (with STS Pricing):	\$ 303,890.00
Purchase Order #2 (without STS Pricing):	\$00.00

Overall Total: **\$303,890.00**

Purchase Order #1 needs to include the **6 digit State of Ohio ID number** that has been issued to this purchaser showing that they are a member of this purchase plan.

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 128-17

BY: Mr. Hanek, Mr. Capretta and Mr. Johnson

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW AMBULANCE FOR THE DIVISION OF FIRE AND RESCUE FROM HORTON EMERGENCY VEHICLES, INC. IN AN AMOUNT NOT TO EXCEED \$303,890.00.

WHEREAS: The City belongs to the State Procurement Program under the direction of the Department of Administrative Services;

WHEREAS: The contract under the State Procurement Program for provision of ambulances has been awarded to Horton Emergency Vehicles, Inc.; and

WHEREAS: Pursuant to Ohio Revised Code Section 721.15(B), it is hereby determined that the Division of Fire and Rescue has a 2006 ambulance that is obsolete, no longer needed and/or unfit for public purposes.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY RESOLVES:

SECTION 1: That the City Manager is hereby authorized to purchase a new ambulance for the Division of Fire and Rescue from Horton Emergency Vehicles, Inc. in an amount not to exceed \$303,890.00.

SECTION 2: That the City Manager is hereby authorized to sell the 2006 ambulance simultaneously with the purchase of the new Ambulance, in an amount not less than \$5,000.00, to be credited against the purchase price of the new ambulance.

SECTION 3: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that immediate passage is necessary to secure pricing. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/18/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
John Piepsny

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 129-17** - An emergency resolution authorizing the City Manager to enter into a lease agreement with the Medina County Park District and declaring an emergency - **1st Reading** (To be brought from Parks, Recreation & Community Committee, *Administration/John Piepsny*)

BACKGROUND: For the last seven years, the Medina County Park District has had a lease for the operations and management of the Susan Hambley Nature Center with the City of Brunswick. The Medina County Park District is now interested in obtaining a lease of the entire Brunswick Lake Park including the Susan Hambley Nature Center.

PURPOSE AND EXPLANATION: The purpose of the suspension of the rules would allow us to enter into the desired Contract start date of February 1, 2018.

IMPLEMENTATION SCHEDULE: Contract would start once fully executed for an initial term of 25 years and shall automatically renewal for another successive 25 year terms.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: There is no fiscal responsibility to the City Council approved budget.

RECOMMENDED ACTION:

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	Yes
Suspension of Rules	Yes

If emergency or suspension of the rules, why the request?

It is the desire of the administration to have City Council adopt and approve this piece of legislation after 3 readings with suspension of the rules.

**ADDITIONAL
INFORMATION:**

LEASE AGREEMENT

This Lease Agreement (the “Lease”) is made and entered into at the City of Brunswick, Ohio this ____ day of _____ 2018, by and between the City of Brunswick, an Ohio municipal corporation, 4095 Center Road, Brunswick, Ohio 44212, (the “Lessor”), and the Medina County Park District, a political subdivision of the State of Ohio, 6364 Deerview Lane, Medina, Ohio 44256, (the “Lessee”).

WITNESSETH:

1. Subject Premises

Lessor, for consideration of the covenants hereinafter contained on the part of Lessee does hereby let and lease unto the Lessee and its permitted successors and assigns, Brunswick Lake Park in the City of Brunswick, County of Medina, and State of Ohio, known and particularly described in attached Exhibit A which is made apart hereof by reference (the “Premises”, which Premises shall include the existing Susan Hambley Nature Center.)

2. Term and Additional Terms

To have and to hold the Premises for the initial term of TWENTY-FIVE (25) years commencing on the Effective Date of this Lease (the “Initial Term”), upon the terms and conditions herein set forth. The term of this Lease shall automatically renew for successive TWENTY-FIVE (25) year terms (each a “Renewal Term”), on the same terms and conditions as provided herein, upon the expiration of the Initial Term or Renewal Term(s), unless otherwise terminated as provided herein, and provided Lessee is not in default hereunder.

3. Commencement of Term

The commencement of the Initial Term and the effective date of this Lease shall be midnight of January 1, 2018 (the “Effective Date”). UPON THE EFFECTIVE DATE, LESSEE SHALL

ASSUME ALL DUTIES AND RESPONSIBILITIES FOR THE MAINTENANCE AND UPKEEP OF THE PREMISES, EXCEPT AS PROVIDED BELOW.

4. Lessor's Covenant as to the Dam

Lessor covenants and agrees that during the Initial Term and any Renewal Terms of this Lease, Lessor shall maintain, repair, replace and inspect the existing Brunswick Lake Dam on the Premises and shall save Lessee harmless from any COST OR liability arising therefrom. Lessor shall provide documentation to Lessee that the Premises is continuously and primarily insured by a public liability policy in a minimum amount in keeping with the general liability limits of the Lessor, with the Lessee as a named insured on such policy.

5. Lessee's Covenant to Use as a Public Park

Lessee covenants and agrees that it will use and maintain the Premises as a public park facility of Medina County Park District during the Initial Term and any Renewal Terms of this Lease. The use of the Premises as a public park facility shall include the right to construct, maintain, repair, remove and replace public park improvements of all kinds and the authority to issue and/or license park concessions. Lessee further agrees and covenants that if it and its successors and assigns fail to operate the Premises as a public park facility for a continuous period of more than one (1) year, this Lease, MAY BE TERMINATED AT THE OPTION OF LESSOR WITH NO LESS THAN THIRTY DAYS' NOTICE TO LESSEE. All use of the Premises by Lessee shall cease, Lessee shall immediately vacate the Premises and all improvements to the Premises shall become the sole property of the Lessor.

6. Lessee's Covenant to Limit Future Public Boating on Brunswick Lake

Lessee covenants and agrees that it will not permit any motorized boat or other vehicle use on Brunswick Lake, except with electric trolling motors or other devices approved by both parties hereto. This prohibition as to motorized boats applies to general public use but shall not apply to the Lessee in its administration and maintenance of the lake.

7. Covenants Regarding Susan Hambley Nature Center

Lessor shall continue to insure itself against all risks of loss associated with the Susan Hambley Nature Center (the "Center"). During the term(s) of the Lease, Lessor shall provide electric, phone, and internet access at no cost to Lessee. Lessee covenants and agrees to operate the Center in a cost-effective manner to the extent possible. Any abnormal fluctuation of the utilities consumed at the Center shall be promptly investigated by both parties. The Lessee agrees to keep the Center open on a regularly scheduled basis. Lessee further agrees to effectuate, at Lessee's sole cost and expense, all necessary maintenance, repairs and replacements for the normal operation of the Center during the Initial Term and Renewal Term(s) of this Lease as reasonably determined by the parties hereto, which shall include, without limitation, all necessary maintenance, repairs and replacements relative to the structural integrity of the Center, the roof, the parking lot, and systems servicing the Center up to \$25,000 for any single occurrence. Responsibility for repairs exceeding that amount will be negotiated in good-faith by the parties to this Lease and, if necessary, submission to mediation.

8. CAPITAL IMPROVEMENTS

THE DEVELOPMENT OF A MASTER PLAN FOR THE PREMISES SHALL COMMENCE WITH THE FORMATION OF AN AD HOC COMMITTEE BY THE LESSOR. THIS COMMITTEE SHALL BEGIN ITS WORK WITHIN SIXTY (60) DAYS OF THE EFFECTIVE DATE OF THIS LEASE AND SHALL CONCLUDE ITS WORK WITHIN ONE HUNDRED TWENTY (120) DAYS OF THE EFFECTIVE DATE OF THIS LEASE. THE COMMITTEE WILL PRESENT A LIST OF RECOMMENDATIONS TO THE LESSEE REGARDING POTENTIAL IMPROVEMENTS TO THE PREMISES. THE WORK OF THE COMMITTEE WILL NOT BE BINDING UPON THE LESSEE. LESSEE SHALL CONSIDER THE RECOMMENDATIONS OF THE AD HOC COMMITTEE IN THE PREPARATION OF ITS MASTER PLAN FOR THE PREMISES. THE LESSEE SHALL PROCEED WITH THE DEVELOPMENT OF A MASTER PLAN ONCE IT HAS RECEIVED THE REPORT FROM THE AD HOC COMMITTEE. BOTH PARTIES ACKNOWLEDGE THAT THE DEVELOPMENT OF A MASTER PLAN REQUIRES OBSERVATIONS OF THE PREMISES THROUGH THE DIFFERENT SEASONS AND WILL TAKE

TIME TO COMPLETE.

NOTHING IN THIS SECTION OBLIGATES THE LESSEE TO INSTALL ANY SPECIFIC CAPITAL IMPROVEMENT. ANY BUILDING PERMITS OR INSPECTIONS REQUIRED BY LESSOR FOR CAPITAL IMPROVEMENTS WILL BE PROVIDED TO LESSEE AT NO COST. ANY CAPITAL IMPROVEMENT SHALL COMPLY WITH ALL APPLICABLE CODES AND REGULATIONS AND SHALL REQUIRE COMPLIANCE WITH ALL ESTABLISHED APPROVAL PROCEDURES OF LESSOR.

9. Mutual Covenant as to Lessee's Right to Terminate Lease

The parties hereto covenant and agree that upon one (1) year or more written notice from Lessee to Lessor, the Lessee may unilaterally terminate this Lease for the reason that then existing circumstances and conditions make it financially impractical for Lessee to meet its obligations under this Lease, except that any negligence or intentional acts of Lessee which lead to such financial impracticality shall not be grounds for the unilateral termination of this Lease by Lessee. After such Lease termination, neither party shall have further rights or obligations under this Lease, except for Lessee's financial responsibility under this Lease for claims, demands, causes of action or judgments which arose prior to the effective date of the Lease termination, all of which shall remain the financial responsibility of the Lessee. Upon receipt of such Lease termination notice, Lessor shall have full right and access to inspect the Premises to ascertain Lessee has complied with the Lease terms and conditions by all means within its reasonable control. Upon Lessee's termination of the Lease as provided herein, all improvements to the Premises shall become the sole property of Lessor.

10. Mutual Covenant as to Lessor's Right to Terminate Lease

The parties covenant and agree that upon one (1) year or more written notice from Lessor to Lessee, Lessor may unilaterally terminate this Lease for the purpose of selling the Premises in order to satisfy in whole or in part a fiscal emergency of the Lessor. It shall not be deemed a fiscal emergency that requires the sale of the Premises and authorizes the termination of this Lease if there is some other feasible means by which the fiscal emergency of Lessor can be

resolved. In the event Lessor exercises its right to terminate this Lease due to a fiscal emergency, the Lessee shall have the right of first refusal to purchase the Premises at the same price as the price offered by Lessor for sale to a third party. Lessor shall submit its offering price in writing to Lessee, and Lessee shall have sixty (60) days to accept or reject the proposed sale price. Failure of Lessee to act on the sale offer within the sixty (60) day period shall be deemed a rejection by the Lessee. If the Lessor wishes to offer the Premises for sale at a lower price than was offered to and rejected by Lessee, then Lessor shall first extend to Lessee in writing the offer of sale at the reduced sale price, and Lessee shall, again, have sixty (60) days to accept the new offer. In ALL cases, the increase in value of the Premises due to capital improvements made by Lessee shall be credited toward the purchase price OR REIMBURSED TO LESSEE FROM PROCEEDS OF THE SALE. In the event of failure to agree upon said increase in value, the matter shall be determined by binding arbitration. Such binding arbitration shall be accomplished by each party appointing one disinterested arbitrator, and the two appointed arbitrators selecting a third arbitrator. The decision of a majority of the three arbitrators shall be binding upon the parties hereto. Each party shall pay the cost of the arbitrator each selects, and the parties shall share equally the cost of the third arbitrator selected.

The parties further covenant and agree that this Lease may be terminated by Lessor in the event of Lessee's uncured default hereunder, in which event Lessee shall immediately vacate the Premises and all improvement thereto shall become the sole property of the Lessor.

11. Approval by Probate Court

This Lease Agreement, to the extent that any part of it may be deemed a gift to the Lessee from the Lessor, shall be subject to the approval of the Medina County Probate Court.

12. Real Estate Taxes and Assessments

Lessee shall pay all real estate taxes and assessments upon the Premises, but both parties hereby covenant to jointly use their best efforts to continue the Premises as a tax- exempt parcel.

13. Utilities

To the extent practical to do so, each party shall pay for, by means of separate meters for each party, the utilities that each party utilizes upon the Premises to fulfill the covenants and obligations of each party under this Lease except as otherwise provided in Section 7. In case it is not practical to provide separate utility meters, the parties shall share such utility costs in an equitable manner.

14. Risk of Loss

Except as provided in Section 7, each party hereby fully assumes all risk of damage, loss, theft or vandalism to the personal property or fixtures owned or operated by the respective parties hereto and for the real property of the Premises under the control of or for which the respective parties have liability, and each party shall save harmless the other party therefrom except in any cases of intentional acts of the other party.

15. Liens

Lessee shall not cause any lien of any kind or description whatsoever to be filed against the Premises. In the event any mechanics' lien or any other lien CAUSED BY LESSEE is filed against the Premises and such lien is not released, bonded or Lessee does not initiate legal action to dispute the validity of same within sixty (60) calendar days of receipt of written notice of same, Lessee shall be in default of this Lease and Lessor, at its option may, in addition to any other remedies provided herein, terminate this Lease. IF LESSOR CAUSES ANY LIEN OF ANY KIND OR DESCRIPTION WHATSOEVER TO BE FILED AGAINST THE PREMISES, THE LESSOR SHALL BE SOLELY RESPONSIBLE TO HAVE SUCH LIEN RELEASED OR BONDED.

16. Waiver of Subrogation Rights

Neither party shall be liable for any insurable damage to property or persons for which the other party is insured, and each party hereby waives the right of subrogation against the other party.

17. Insurance

Both parties agree to carry and maintain public liability insurance, property damage and personal injury insurance in amounts and with companies as each party deems appropriate but in no case in lesser amounts than is carried or would be carried by the party for similar property insured by the party outside of the Premises.

18. Assignment of Interest

Neither party hereto shall assign its interest in this Lease or the underlying fee to the subject Premises to any third party without the prior express written permission of the other party, except to a legally established successor to either party.

19. Default

If either party deems the other party to be in default or violation of the terms and conditions of this Lease, the non-defaulting party shall give the other party not less than thirty (30) days' written notice to correct such default or violation. In case of failure of the other party to obey the thirty (30) days' written notice, the non-defaulting party shall have all rights provided by law to enforce the terms and conditions of this Lease, including but not limited to immediate termination, restraint or action by injunction for all violations, actual, attempted or threatened.

20. Emergency

In case of an emergency requiring immediate action, either party may take such emergency action that is required to protect the Premises, all improvements, fixtures and personal property upon the Premises and the general public. All reasonable expenses incurred by such emergency action shall be the responsibility of and paid for the party responsible for causing the emergency or if none, by the party whose interests were protected in the undertaking of the emergency action.

21. Eminent Domain Proceeding

If the Premises or any part of the Premises are acquired by right of eminent domain or by

a conveyance in lieu thereof, the parties agree that the Lessor shall be deemed to be the owner of the Premises for purposes of participating in the eminent domain proceedings to the extent allowed by law. However, financial receipts for such proceedings shall be divided between the parties in an equitable fashion consistent with the value to each party of property and rights acquired by such proceedings. If the parties are unable to agree upon a division of the financial receipts, then the parties agree to submit the matter to binding arbitration in the manner hereinabove set forth in Section 10.

22. Notices

Whenever notice is required under this Lease, it shall be given in writing to the other party by registered or certified mail at the address first above written or at such other address as either party may, subsequently, designate to the other party or by personal service of the written notice upon a proper official of the other party.

23. Legality

Should anyone or more of the terms and conditions of this Lease be declared void or in violation of law, this Lease shall remain in full force and effect as to the remainder of the terms and conditions.

24. Titles

All titles contained in this Lease are for reference and convenience only and are not part of this Lease.

25. Binding Upon Parties

This Lease and all rights hereunder shall inure to the benefit of the parties hereto and shall be binding upon them and their respective successors and assigns.

26. Ohio Law

Any question, dispute or interpretation of this Lease shall be governed by the law of Ohio.

27. Entire Agreement

This Lease and the exhibits attached hereto and forming a part hereof, and all covenants, promises, agreements and conditions contained herein constitute the entire agreement and understanding between the parties hereto with regard to the subject premises. No subsequent alteration, amendment, change or addition to this Lease shall, be binding upon either party unless reduced to writing and signed by both parties.

28. Quiet Enjoyment

Lessor shall, and the successors and assigns of said Lessor shall, warrant and defend the Lessee in the enjoyment and peaceable possession of the Premises during the Initial Term and Renewal Terms aforesaid if the Lessee shall perform all and singular the covenants herein agreed to be performed on the part of the Lessee.

IN WITNESS WHEREOF the parties have executed this Lease Agreement as of the dated indicated below.

MEDINA COUNTY PARK DISTRICT

CITY OF BRUNSWICK

Thomas K. James, Director

Carl S. DeForest, City Manager

Date: _____

Date: _____

APPROVED AS TO FORM:

APPROVED AS TO FORM:

John Jeandrevin, Law Director

Kenneth J. Fisher, Law Director

State of Ohio)

)ss

Medina County)

Before me, a notary public in and for said County and State personally appeared the above named the City of Brunswick by Carl S. DeForest, its City Manager, who acknowledged that he is fully authorized to execute and did sign the foregoing instrument, and that the same is his free act and deed personally and as City Manager of the City of Brunswick.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at Brunswick, Ohio, this the ____ day of _____ 2017.

Notary Public _____

State of Ohio)

)ss

Medina County)

1.

Before me, a notary public in and for said County and State personally appeared the above named Medina County Park District by Thomas K. James, its Director, who acknowledged that he is fully authorized to execute and did sign the foregoing instrument, and that the same is his free act and deed personally and as Director of the Medina County Park District.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at Medina, Ohio, this the ____ of _____ 2017.

Notary Public _____

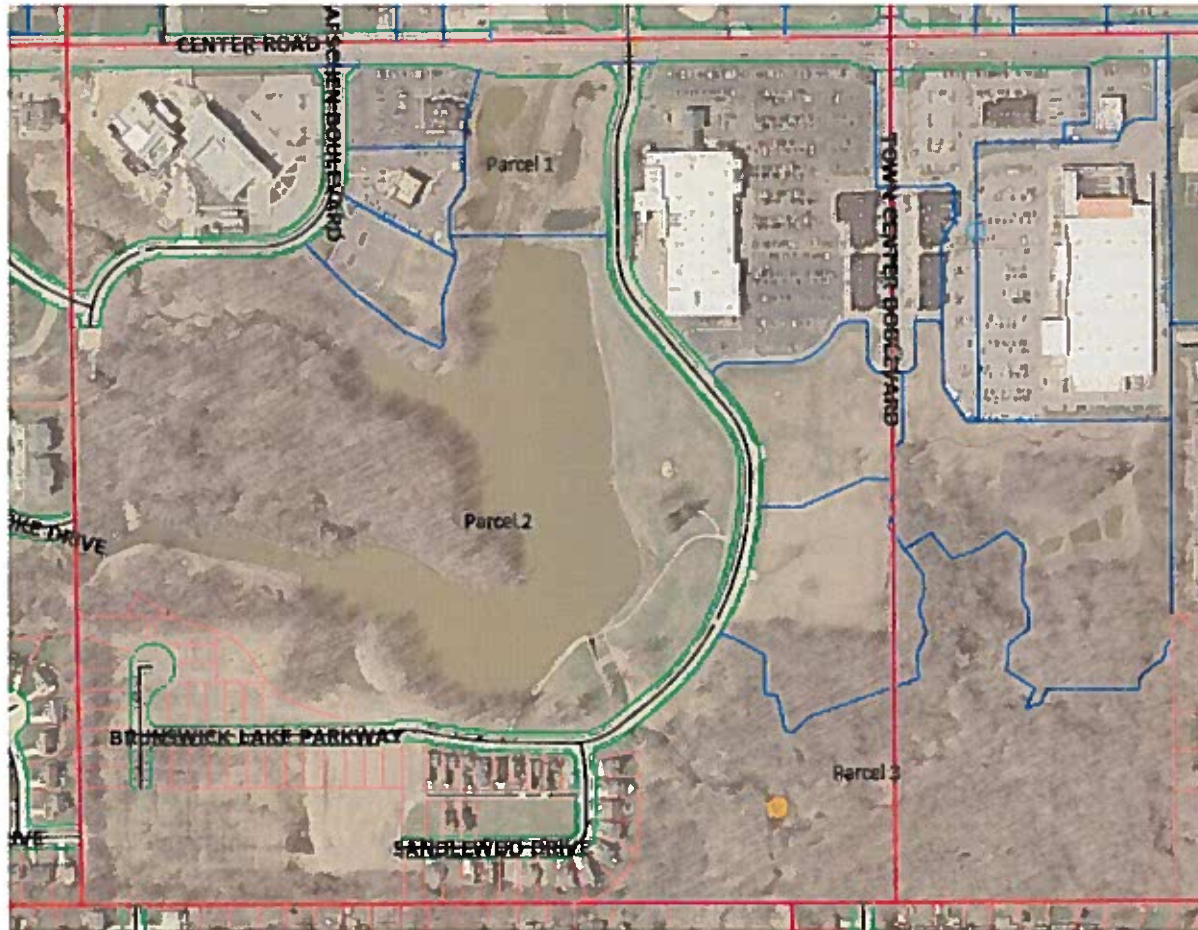
"EXHIBIT A"

- Parcel 1: Medina County Parcel 003-18D-04-012 being 3.703 acres more or less
Parcel 2: Medina County Parcel 003-18D-04-031 being 40.925 acres more or less
Parcel 3: Medina County Parcel 003-18D-10-261 being 20.7369 acres more or less



"EXHIBIT A"

- Parcel 1: Medina County Parcel 003-18D-04-012 being 3.703 acres more or less
Parcel 2: Medina County Parcel 003-18D-04-031 being 40.925 acres more or less
Parcel 3: Medina County Parcel 003-18D-10-261 being 20.7369 acres more or less



CITY OF BRUNSWICK, OHIO
RESOLUTION NO. _____

BY:

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER
TO ENTER INTO A LEASE AGREEMENT WITH THE MEDINA COUNTY
PARK DISTRICT AND DECLARING AN EMERGENCY.

WHEREAS: The City owns certain real property known as Brunswick Lake Park, which includes the Susan Hambley nature Center (the "Property");

WHEREAS: Pursuant to its powers under Section 8.01(d) of the Charter, City Council may authorize lease of any real estate not needed for municipal purposes to any organization, except for religious organizations, for the purpose of constructing, maintaining or managing parks, without competitive bidding; and

WHEREAS: The City and the Medina County Park District, a political subdivision of the State of Ohio, are desirous of entering into a Lease Agreement for the Property.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY RESOLVES:

SECTION 1: That the City Manager, upon approval of the Director of Law, is hereby authorized to enter into a Lease Agreement, as attached hereto as Exhibit "A", with the Medina County Park District for the Property.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason to allow commencement of the Lease Agreement as of February 1, 2018. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 129-17

BY: Mr. Abella, Mr. Capretta and Mr. Salzgeber

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER
TO ENTER INTO A LEASE AGREEMENT WITH THE MEDINA COUNTY
PARK DISTRICT AND DECLARING AN EMERGENCY.

WHEREAS: The City owns certain real property known as Brunswick Lake Park, which includes the Susan Hambley nature Center (the "Property");

WHEREAS: Pursuant to its powers under Section 8.01(d) of the Charter, City Council may authorize lease of any real estate not needed for municipal purposes to any organization, except for religious organizations, for the purpose of constructing, maintaining or managing parks, without competitive bidding; and

WHEREAS: The City and the Medina County Park District, a political subdivision of the State of Ohio, are desirous of entering into a Lease Agreement for the Property.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY RESOLVES:

SECTION 1: That the City Manager, upon approval of the Director of Law, is hereby authorized to enter into a Lease Agreement, as attached hereto as Exhibit "A", with the Medina County Park District for the Property.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason to allow commencement of the Lease Agreement as of February 1, 2018. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam, CMC

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE APPROVING THE PHASE 6 DETAILED SITE PLAN FOR
THE RESERVE AT AUTUMN CREEK SUBDIVISION SPECIAL PLANNING
DISTRICT NO. 3.

WHEREAS: On July 20, 2017, the Brunswick City Planning Commission recommended
approval to City Council of the Phase 6 detailed site plan for the Reserve at
Autumn Creek Subdivision SPD-3.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That the Phase 6 detailed site plan for the Reserve at Autumn Creek Subdivision
SPD-3, as attached hereto as Exhibit "A", is hereby approved subject to final
engineering approval.

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest
period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/18/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 131-17** - An ordinance establishing Section 1242.02(94) of the Codified Ordinances of the City of Brunswick by defining Vape and Smoke Shops - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: Establish Section 1242.02(94) of the Codified Ordinances by defining vape and smoke shops

PURPOSE AND EXPLANATION:

IMPLEMENTATION SCHEDULE: Presented to City Council for first reading on December 18, 2017, then refer to Planning Commission for public hearing, before Council's second and third readings

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No
Suspension of Rules	No

If emergency or suspension of the rules, why the request?

ADDITIONAL INFORMATION:

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE ESTABLISHING SECTION 1242.02(94) OF THE
CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY DEFINING
VAPE AND SMOKE SHOPS.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1242.02(94) of the Codified Ordinances are hereby established to
read as follows:

“(94) Vape and Smoke Shop: A retail establishment that derives more than fifty
percent (50%) of its gross revenue from the sale of electronic cigarettes or similar
devices, cigars, cigarettes, pipes, or other smoking devices for burning tobacco
and related smoking accessories and in which the sale of other products is merely
incidental.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest
period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Fijabi Julien-Gallam

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/18/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 132-17** - An ordinance amending Section 1260.04 of the Codified Ordinances of the City of Brunswick by including vape and smoke shops and tattoo and body piercing parlors as conditionally permitted uses in the C-G General Commercial zoning district - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: Amend Section 1260.04 of the Codified Ordinances of the City of Brunswick by including vape and smoke shops and tattoo and body piercing parlors as conditionally permitted uses in the C-G General Commercial zoning district

**PURPOSE AND
EXPLANATION:**

IMPLEMENTATION

SCHEDULE: Presented to City Council for first reading on December 18, 2017, then refer to Planning Commission for public hearing, before Council's second and third readings

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

**RECOMMENDED
ACTION:**

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No
Suspension of Rules	No

If emergency or suspension of the rules, why the request?

ADDITIONAL

INFORMATION:

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE AMENDING SECTION 1260.04 OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY INCLUDING VAPE AND SMOKE SHOPS AND TATTOO AND BODY PIERCING PARLORS AS CONDITIONALLY PERMITTED USES IN THE C-G GENERAL COMMERCIAL ZONING DISTRICT.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1260.04 of the Codified Ordinances is hereby amended to read as follows:

“The Planning Commission may issue conditional zoning certificates for the following uses, subject to the listed provisions of Chapter 1274:

- (a) ***
- (b) ***
- (c) ***
- (d) ***
- (e) ***
- (f) ***
- (g) ***
- (h) ***
- (i) ***
- (j) ***
- (k) ***
- (l) ***
- (m) ***
- (n) ***
- (o) ***
- (p) ***
- (q) ***
- (r) ***
- (s) ***
- (t) ***
- (u) Vape and smoke shops.
- (v) Tattoo and body piercing parlors.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 132-17

BY: Mr. Ousley, Mr. Hanek and Mrs. Hanek

AN ORDINANCE AMENDING SECTION 1260.04 OF THE CODIFIED
ORDINANCES OF THE CITY OF BRUNSWICK BY INCLUDING VAPE
AND SMOKE SHOPS AND TATTOO AND BODY PIERCING PARLORS AS
CONDITIONALLY PERMITTED USES IN THE C-G GENERAL
COMMERCIAL ZONING DISTRICT.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1260.04 of the Codified Ordinances is hereby amended to read as follows:

“The Planning Commission may issue conditional zoning certificates for the following uses, subject to the listed provisions of Chapter 1274:

- (a) ***
- (b) ***
- (c) ***
- (d) ***
- (e) ***
- (f) ***
- (g) ***
- (h) ***
- (i) ***
- (j) ***
- (k) ***
- (l) ***
- (m)***
- (n) ***
- (o) ***
- (p) ***
- (q) ***
- (r) ***
- (s) ***
- (t) ***
- (u) Vape and smoke shops.
- (v) Tattoo and body piercing parlors.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/18/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 133-17** - An ordinance amending Section 1262.04 of the Codified Ordinances of the City of Brunswick by including tattoo and body piercing parlors as conditionally permitted uses in the C-O Commercial Office zoning district - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: Amend Section 1262.04 of the Codified Ordinances of the City of Brunswick by including tattoo and body piercing parlors as conditionally permitted uses in the C-O Commercial Office zoning district

PURPOSE AND EXPLANATION: Presented to City Council for first reading on December 18, 2017, then refer to Planning Commission for public hearing, before Council's second and third readings

IMPLEMENTATION SCHEDULE:

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No
Suspension of Rules	No

If emergency or suspension of the rules, why the request?

ADDITIONAL INFORMATION:

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE AMENDING SECTION 1262.04 OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY INCLUDING TATTOO AND BODY PIERCING PARLORS AS CONDITIONALLY PERMITTED USES IN THE C-O COMMERCIAL OFFICE ZONING DISTRICT.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1262.04 of the Codified Ordinances is hereby amended to read as follows:

“The Planning Commission may issue conditional zoning certificates for the following uses, subject to the listed provisions of Chapter 1274:

- (a) ***
- (b) ***
- (c) ***
- (d) ***
- (e) ***
- (f) ***
- (g) ***
- (h) Tattoo and body piercing parlors.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 133-17

BY: Mr. Ousley, Mr. Hanek and Mrs. Hanek

AN ORDINANCE AMENDING SECTION 1262.04 OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY INCLUDING TATTOO AND BODY PIERCING PARLORS AS CONDITIONALLY PERMITTED USES IN THE C-O COMMERCIAL OFFICE ZONING DISTRICT.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1262.04 of the Codified Ordinances is hereby amended to read as follows:

“The Planning Commission may issue conditional zoning certificates for the following uses, subject to the listed provisions of Chapter 1274:

- (a) ***
- (b) ***
- (c) ***
- (d) ***
- (e) ***
- (f) ***
- (g) ***
- (h) Tattoo and body piercing parlors.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/18/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 134-17** - An ordinance amending Section 1270.10 of the City of Brunswick Codified Ordinances by removing streamers as a permitted temporary sign - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: Amend Section 1270.10 of the Codified Ordinances by removing streamers as a permitted temporary sign

**PURPOSE AND
EXPLANATION:**

IMPLEMENTATION

SCHEDULE: Presented to City Council for first reading on December 18, 2017, then refer to Planning Commission for public hearing, before Council's second and third readings

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

**RECOMMENDED
ACTION:**

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No
Suspension of Rules	No

If emergency or suspension of the rules, why the request?

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE AMENDING SECTION 1270.10 OF THE CITY OF
BRUNSWICK CODIFIED ORDINANCES BY REMOVING STREAMERS AS
A PERMITTED TEMPORARY SIGN.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1270.10 of the Codified Ordinances is hereby amended to read as follows:

1270.10 TEMPORARY SIGNS.

(a) Temporary signs are those designed to be used for a limited period of time and shall comply with the following:

(1) ***

(2) Notwithstanding the signs prohibited by Section 1270.11, the following types of signs are permitted as temporary signs:

A. Pennants, or banners or streamers;

B. ***

C. ***

D. ***

(3) ***

(4) ***

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Fijabi Julien-Gallam

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 134-17

BY: Mr. Ousley, Mr. Hanek and Mrs. Hanek

AN ORDINANCE AMENDING SECTION 1270.10 OF THE CITY OF
BRUNSWICK CODIFIED ORDINANCES BY REMOVING STREAMERS AS
A PERMITTED TEMPORARY SIGN.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1270.10 of the Codified Ordinances is hereby amended to read as follows:

1270.10 TEMPORARY SIGNS.

(a) Temporary signs are those designed to be used for a limited period of time and shall comply with the following:

(1) ***

(2) Notwithstanding the signs prohibited by Section 1270.11, the following types of signs are permitted as temporary signs:

A. Pennants, or banners or streamers;

B. ***

C. ***

D. ***

(3) ***

(4) ***

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Fijabi Julien-Gallam, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/18/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 135-17** - An ordinance amending Section 1270.11 of the City of Brunswick Codified Ordinances by prohibiting streamers - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: Amend Section 1270.11 of the Codified Ordinances by prohibiting streamers

PURPOSE AND EXPLANATION:

IMPLEMENTATION SCHEDULE: Presented to City Council for first reading on December 18, 2017, then refer to Planning Commission for public hearing, before Council's second and third readings

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No
Suspension of Rules	No

If emergency or suspension of the rules, why the request?

ADDITIONAL INFORMATION:

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE AMENDING SECTION 1270.11 OF THE CITY OF
BRUNSWICK CODIFIED ORDINANCES BY PROHIBITING STREAMERS.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1270.11 of the Codified Ordinances is hereby amended to read as follows:

1270.11 PROHIBITED SIGNS.

The following types of signs are prohibited in the City, except as otherwise specifically authorized by this chapter:

- (a) ***
- (b) ***
- (c) ***
- (d) ***
- (e) ***
- (f) ***
- (g) ***
- (h) ***
- (i) ***
- (j) ***
- (k) ***
- (l) ***
- (m) ***
- (n) Streamers.

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST:

Clerk of Council
Fijabi Julien-Gallam

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 135-17

BY: Mr. Ousley, Mr. Hanek and Mrs. Hanek

AN ORDINANCE AMENDING SECTION 1270.11 OF THE CITY OF
BRUNSWICK CODIFIED ORDINANCES BY PROHIBITING STREAMERS.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1270.11 of the Codified Ordinances is hereby amended to read as follows:

1270.11 PROHIBITED SIGNS.

The following types of signs are prohibited in the City, except as otherwise specifically authorized by this chapter:

- (a) ***
- (b) ***
- (c) ***
- (d) ***
- (e) ***
- (f) ***
- (g) ***
- (h) ***
- (i) ***
- (j) ***
- (k) ***
- (l) ***
- (m) ***
- (n) Streamers.

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST:

Clerk of Council
Fijabi Julien-Gallam, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/18/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 136-17** - An ordinance amending Section 1261.04 of the Codified Ordinances of the City of Brunswick by including vape and smoke shops and tattoo and body piercing parlors as conditionally permitted uses in the GW-C Gateway zoning district - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: To amend Section 1261.04 of the Codified Ordinances by including vape and smoke shops and tattoo and body piercing parlors as conditionally permitted uses in the GW-C Gateway zoning district

**PURPOSE AND
EXPLANATION:**

IMPLEMENTATION

SCHEDULE: Presented to City Council for first reading on December 18, 2017, then refer to Planning Commission for public hearing, before Council's second and third readings

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

**RECOMMENDED
ACTION:**

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No
Suspension of Rules	No

If emergency or suspension of the rules, why the request?

ADDITIONAL

INFORMATION:

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE AMENDING SECTION 1261.04 OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY INCLUDING VAPE AND SMOKE SHOPS AND TATTOO AND BODY PIERCING PARLORS AS CONDITIONALLY PERMITTED USES IN THE GW-C GATEWAY ZONING DISTRICT.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1261.04 of the Codified Ordinances is hereby amended to read as follows:

“The Planning Commission may issue conditional zoning certificates for the following uses, subject to the listed provisions of Chapter 1274:

- (a) ***
- (b) ***
- (c) ***
- (d) ***
- (e) ***
- (f) ***
- (g) ***
- (h) ***
- (i) ***
- (j) ***
- (k) ***
- (l) ***
- (m) ***
- (n) ***
- (o) ***
- (p) ***
- (q) ***
- (r) ***
- (s) Vape and smoke shops.
- (t) Tattoo and body piercing parlors.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 136-17

BY: Mr. Ousley, Mr. Hanek and Mrs. Hanek

AN ORDINANCE AMENDING SECTION 1261.04 OF THE CODIFIED
ORDINANCES OF THE CITY OF BRUNSWICK BY INCLUDING VAPE
AND SMOKE SHOPS AND TATTOO AND BODY PIERCING PARLORS AS
CONDITIONALLY PERMITTED USES IN THE GW-C GATEWAY ZONING
DISTRICT.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1261.04 of the Codified Ordinances is hereby amended to read as follows:

“The Planning Commission may issue conditional zoning certificates for the following uses, subject to the listed provisions of Chapter 1274:

- (a) ***
- (b) ***
- (c) ***
- (d) ***
- (e) ***
- (f) ***
- (g) ***
- (h) ***
- (i) ***
- (j) ***
- (k) ***
- (l) ***
- (m)***
- (n) ***
- (o) ***
- (p) ***
- (q) ***
- (r) ***
- (s) Vape and smoke shops.
- (t) Tattoo and body piercing parlors.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

 2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/18/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 137-17** - An ordinance amending Section 1256.04 of the Codified Ordinances of the City of Brunswick by including vape and smoke shops and tattoo and body piercing parlors as conditionally permitted uses in the C-N Neighborhood Commercial zoning district - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: To amend Section 1256.04 of the Codified Ordinances by including vape and smoke shops and tattoo and body piercing parlors as conditionally permitted uses in the C-N Neighborhood Commercial zoning district

**PURPOSE AND
EXPLANATION:**

IMPLEMENTATION

SCHEDULE: Presented to City Council for first reading on December 18, 2017, then refer to Planning Commission for public hearing, before Council's second and third readings

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

**RECOMMENDED
ACTION:**

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No
Suspension of Rules	No

If emergency or suspension of the rules, why the request?

ADDITIONAL

INFORMATION:

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE AMENDING SECTION 1256.04 OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY INCLUDING VAPE AND SMOKE SHOPS AND TATTOO AND BODY PIERCING PARLORS AS CONDITIONALLY PERMITTED USES IN THE C-N NEIGHBORHOOD COMMERCIAL ZONING DISTRICT.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1256.04 of the Codified Ordinances is hereby amended to read as follows:

“The Planning Commission may issue conditional zoning certificates for the following uses, subject to the listed provisions of Chapter 1274:

- (a) ***
- (b) ***
- (c) ***
- (d) ***
- (e) ***
- (f) ***
- (g) ***
- (h) ***
- (i) ***
- (j) ***
- (k) ***
- (l) ***
- (m) Vape and smoke shops.
- (n) Tattoo and body piercing parlors.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Fijabi Julien-Gallam

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 137-17

BY: Mr. Ousley, Mr. Hanek and Mrs. Hanek

AN ORDINANCE AMENDING SECTION 1256.04 OF THE CODIFIED
ORDINANCES OF THE CITY OF BRUNSWICK BY INCLUDING VAPE
AND SMOKE SHOPS AND TATTOO AND BODY PIERCING PARLORS AS
CONDITIONALLY PERMITTED USES IN THE C-N NEIGHBORHOOD
COMMERCIAL ZONING DISTRICT.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section 1256.04 of the Codified Ordinances is hereby amended to read as follows:

“The Planning Commission may issue conditional zoning certificates for the following uses, subject to the listed provisions of Chapter 1274:

- (a) ***
- (b) ***
- (c) ***
- (d) ***
- (e) ***
- (f) ***
- (g) ***
- (h) ***
- (i) ***
- (j) ***
- (k) ***
- (l) ***
- (m) Vape and smoke shops.
- (n) Tattoo and body piercing parlors.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/18/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 138-17** - An ordinance amending the Design Guidelines for the Main Street District of the Brunswick Town Center Special Planning District No. 2 by including vape and smoke shops and tattoo and body piercing parlors as conditionally permitted uses - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: To amend the Design Guidelines for the Main Street District of the Brunswick Town Center Special Planning District No. 2 by including vape and smoke shops and tattoo and body piercing parlors as conditionally permitted uses

**PURPOSE AND
EXPLANATION:**

IMPLEMENTATION

SCHEDULE: Presented to City Council for first reading on December 18, 2017, then refer to Planning Commission for public hearing, before Council's second and third readings

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

**RECOMMENDED
ACTION:**

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No
Suspension of Rules	No

If emergency or suspension of the rules, why the request?

ADDITIONAL

INFORMATION:

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE AMENDING THE DESIGN GUIDELINES FOR THE MAIN STREET DISTRICT OF THE BRUNSWICK TOWN CENTER SPECIAL PLANNING DISTRICT NO. 2 BY INCLUDING VAPE AND SMOKE SHOPS AND TATTOO AND BODY PIERCING PARLORS AS CONDITIONALLY PERMITTED USES.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section A of General Requirements shall be amended to read as follows:

“Uses Permitted: Permitted uses (or conditionally permitted uses as indicated) in the Main Street District shall be as listed below, with the exception of the prohibited uses listed in division B below:

1. ***
2. ***
3. ***
4. ***
5. ***
6. ***
7. ***
8. ***
9. ***
10. ***
11. ***
12. ***
13. ***
14. ***
15. ***
16. ***
17. ***
18. Vape and smoke shops.
19. Tattoo and body piercing parlors.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 138-17

BY: Mr. Ousley, Mr. Hanek and Mrs. Hanek

AN ORDINANCE AMENDING THE DESIGN GUIDELINES FOR THE MAIN STREET DISTRICT OF THE BRUNSWICK TOWN CENTER SPECIAL PLANNING DISTRICT NO. 2 BY INCLUDING VAPE AND SMOKE SHOPS AND TATTOO AND BODY PIERCING PARLORS AS CONDITIONALLY PERMITTED USES.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section A of General Requirements shall be amended to read as follows:

“Uses Permitted: Permitted uses (or conditionally permitted uses as indicated) in the Main Street District shall be as listed below, with the exception of the prohibited uses listed in division B below:

1. ***
2. ***
3. ***
4. ***
5. ***
6. ***
7. ***
8. ***
9. ***
10. ***
11. ***
12. ***
13. ***
14. ***
15. ***
16. ***
17. ***
18. Vape and smoke shops.
19. Tattoo and body piercing parlors.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/18/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 139-17** - An ordinance amending the Design Guidelines for the Northwest Neighborhood of the Brunswick Town Center Special Planning District No. 2 by including vape and smoke shops as conditionally permitted uses - **1st Reading** (To be brought from Planning & Zoning Committee, Administration/Grant Aungst)

BACKGROUND: To amend the Design Guidelines for the Northwest Neighborhood of the Brunswick Town Center Special Planning District No. 2 by including vape and smoke shops as conditionally permitted uses

**PURPOSE AND
EXPLANATION:**

IMPLEMENTATION

SCHEDULE: Presented to City Council for first reading on December 18, 2017, then refer to Planning Commission for public hearing, before Council's second and third readings

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

**RECOMMENDED
ACTION:**

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No
Suspension of Rules	No

If emergency or suspension of the rules, why the request?

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE AMENDING THE DESIGN GUIDELINES FOR THE
NORTHWEST NEIGHBORHOOD OF THE BRUNSWICK TOWN CENTER
SPECIAL PLANNING DISTRICT NO. 2 BY INCLUDING VAPE AND
SMOKE SHOPS AS CONDITIONALLY PERMITTED USES.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section A of General Requirements shall be amended to read as follows:

“Uses Permitted: Permitted uses (or conditionally permitted uses as indicated) in
the Northwest Neighborhood shall be as listed below:

1. ***
2. ***
3. ***
4. ***
5. ***
6. ***
7. ***
8. ***
9. Vape and smoke shops.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest
period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 139-17

BY: Mr. Ousley, Mr. Hanek and Mrs. Hanek

AN ORDINANCE AMENDING THE DESIGN GUIDELINES FOR THE
NORTHWEST NEIGHBORHOOD OF THE BRUNSWICK TOWN CENTER
SPECIAL PLANNING DISTRICT NO. 2 BY INCLUDING VAPE AND
SMOKE SHOPS AS CONDITIONALLY PERMITTED USES.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section A of General Requirements shall be amended to read as follows:

“Uses Permitted: Permitted uses (or conditionally permitted uses as indicated) in
the Northwest Neighborhood shall be as listed below:

1. ***
2. ***
3. ***
4. ***
5. ***
6. ***
7. ***
8. ***
9. Vape and smoke shops.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest
period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/18/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 140-17** - An ordinance amending the Design Guidelines for the Southeast Neighborhood of the Brunswick Town Center Special Planning District No. 2 by including vape and smoke shops and tattoo and body piercing parlors as conditionally permitted uses - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: To amend the Design Guidelines for the Southeast Neighborhood of the Brunswick Town Center Special Planning District No. 2 by including vape and smoke shops and tattoo and body piercing parlors as conditionally permitted uses

**PURPOSE AND
EXPLANATION:**

IMPLEMENTATION

SCHEDULE: Presented to City Council for first reading on December 18, 2017, then refer to Planning Commission for public hearing, before Council's second and third readings

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

**RECOMMENDED
ACTION:**

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No
Suspension of Rules	No

If emergency or suspension of the rules, why the request?

ADDITIONAL

INFORMATION:

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE AMENDING THE DESIGN GUIDELINES FOR THE
SOUTHEAST NEIGHBORHOOD OF THE BRUNSWICK TOWN CENTER
SPECIAL PLANNING DISTRICT NO. 2 BY INCLUDING VAPE AND
SMOKE SHOPS AND TATTOO AND BODY PIERCING PARLORS AS
CONDITIONALLY PERMITTED USES.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section A(3) of the General Requirements shall be amended to read as follows:

“Conditional Uses. Home occupations, and hotels, vape and smoke shops, and tattoo and body piercing parlors as a conditional uses, subject to Section 1274.09.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Fijabi Julien-Gallam

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 140-17

BY: Mr. Ousley, Mr. Hanek and Mrs. Hanek

AN ORDINANCE AMENDING THE DESIGN GUIDELINES FOR THE
SOUTHEAST NEIGHBORHOOD OF THE BRUNSWICK TOWN CENTER
SPECIAL PLANNING DISTRICT NO. 2 BY INCLUDING VAPE AND
SMOKE SHOPS AND TATTOO AND BODY PIERCING PARLORS AS
CONDITIONALLY PERMITTED USES.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That Section A(3) of the General Requirements shall be amended to read as follows:

“Conditional Uses. Home occupations, and hotels, vape and smoke shops, and tattoo and body piercing parlors as a conditional uses, subject to Section 1274.09.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Fijabi Julien-Gallam, CMC