

BRUNSWICK CITY COMMITTEE-OF-THE-WHOLE

Agenda

JANUARY 11, 2016

6:30 PM or immediately following Plannig & Zoning Meeting

1. Discussion Items
2. Motion Items
 - (a) Consideration of reducing the regular monthly refuse rate by \$0.48/month per home or from \$16.89/month to \$16.41/month per home.
3. Review Legislation
 - (a) **ORD. NO. 1-16** - An ordinance rezoning the southern portion of PPN 003-18B-42-006, consisting of approximately 0.77 acres, from the S-R Senior Residence Zoning District to the C-G General Commercial District - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Ken Fisher*)
 - (b) **ORD. NO. 3-16** - An ordinance establishing Section 244.03 of the City of Brunswick Codified Ordinances by establishing the full-time position of Chief Building Official - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Julie Murawski*)
 - (c) **ORD. NO. 5-16** - An ordinance amending specified sections of the City of Brunswick Codified Ordinances in conformity with amendments to Charter adopted by the electorate at the November 3, 2015 General Election - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Ken Fisher*)
4. General Discussion
5. Executive Session
 - (a) Motion to go into an Executive Session for the purpose to discuss the appointment, employment, dismissal, discipline, demotion or compensation of a public employee and purchase/sale of property.
6. Adjournment

REGULAR MEETING – TUESDAY, DECEMBER 29, 2015

The Board of County Commissioners of Medina County, Ohio, met in regular session on this date with the following members present:

Adam Friedrich Patricia G. Geissman Timothy C. Smith

Mrs. Geissman offered the following resolution and moved the adoption of same which was duly seconded by Mr. Smith.

RESOLUTION NO. 15-1084

**AMENDING THE DISPOSAL RATE FOR REFUSE DELIVERED TO
THE MEDINA COUNTY CENTRAL PROCESSING/
SOLID WASTE DISTRICT FACILITY**

WHEREAS, the Solid Waste Management District (District) provides and operates its facilities and solid waste management and recycling programs through user fees (a "tipping fee"); and

WHEREAS, Resolution 15-0104 established an interim tipping fee of \$45.00/ton to support the District's solid waste management and recycling programs and Central Processing Facility effective February 23, 2015, and directed the Sanitary Engineer to make further recommendations for adjustment to the tipping fee as the multiple contract opportunities for integrated solid waste management were bid and awarded; and

WHEREAS, the District's Ratified Solid Waste Management Plan Update was approved by the Ohio Environmental Protection Agency on September 23, 2015 and direction was provided to the District to implement Budget B of the Plan Update during the October 2, 2015 Solid Waste Policy Committee meeting; and

WHEREAS, the Medina County Sanitary Engineer has recommended to this Board that the tipping fee be reduced to \$42.00/ton to raise sufficient operating revenue for continued operations and to coincide with the annual budget submitted for the Solid Waste Management District for year 2016.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Medina County Ohio, acting in its capacity as the Board of Directors of the Medina County Solid Waste Management District, that:

1. The bulk solid waste disposal rate shall be reduced to \$42.00/ton.
2. The effective date of the decrease shall be January 1, 2016.
3. The price per bag disposal rate for Medina County residents disposing of bags of rubbish at the Medina County Solid Waste District facility drop-off area shall remain at \$1.25/bag per Resolution No. 15-0122 effective March 1, 2015.

Voting AYE thereon: Mr. Friedrich, Mrs. Geissman, and Mr. Smith

Adopted: December 29, 2015

Prepared by: Sanitary Engineering Department

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 1-16

BY: Committee-of-the-Whole

AN ORDINANCE REZONING THE SOUTHERN PORTION OF PPN 003-18B-42-006, CONSISTING OF APPROXIMATELY 0.77 ACRES, FROM THE S-R SENIOR RESIDENCE ZONING DISTRICT TO THE C-G GENERAL COMMERCIAL ZONING DISTRICT.

WHEREAS: Upon application of the property owner, on December 17, 2015, the Planning Commission held a public hearing on the requested rezoning; and

WHEREAS: On December 17, 2015, the Planning Commission voted to recommend approval to City Council of the proposed rezoning of the southern portion of the property known as PPN 003-18D-06-099, consisting of approximately 0.77 acres, from the S-R Senior Residence Zoning District to the C-G General Commercial Zoning District.

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

SECTION 1: That upon application of the property owner, the southern portion of the property known as PPN 003-18B-42-006, consisting of approximately 0.77 acres, as shown on Exhibit "A" attached hereto, is hereby rezoned from the S-R Senior Residence Zoning District to the C-G General Commercial Zoning District.

SECTION 2: Upon the effective date of this Ordinance, the City Engineer shall cause the Official Zoning Map of the City of Brunswick to be revised to reflect such rezoning.

SECTION 3: 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: 01/11/2016

TO: Vice Mayor Vince Carl and Members of City Council

FROM: Anthony J. Bales, City Manager
Grant Aungst, Community and Economic Development Director

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 3-16** - An ordinance establishing Section 244.03 of the City of Brunswick Codified Ordinances by establishing the full-time position of Chief Building Official - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Julie Murawski*)

BACKGROUND: The recent Charter changes created the Department of Community & Economic Development, to be supervised by a Director. The changes officially separated the duties of the former position of Development Director/Chief Building Official (CBO). Consequently, it was necessary to create the position of Chief Building Official.

PURPOSE AND EXPLANATION: This Ordinance would establish the pay range for the Chief Building Official position. The range is the same as the Acting Chief Building Official pay range.

IMPLEMENTATION SCHEDULE:

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: Pay Range: \$55,000 - \$92,500

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?
Recommend approval.

ADDITIONAL INFORMATION:

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 3-16

BY: Committee-of-the-Whole

AN ORDINANCE ESTABLISHING SECTION 244.03 OF THE CITY OF
BRUNSWICK CODIFIED ORDINANCES BY ESTABLISHING THE FULL-
TIME POSITION OF CHIEF BUILDING OFFICIAL.

WHEREAS: The City has historically had the position of Development Director/Chief Building Official in charge of the Department of Development, as established by Charter;

WHEREAS: Recent changes to the Charter, as adopted by the electorate at the November 3, 2015 general election, eliminated the position of Development Director/Chief Building Official and established the position of Community and Economic Development Director to be in charge of the newly renamed and reorganized Department of Community and Economic Development; and

WHEREAS: This Council is desirous of creating the full-time position of Chief Building Official to be in charge of the newly renamed Division of Building within the Department of Community and Economic Development, who shall report directly to the Community and Economic Development Director.

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

SECTION 1: That Section 244.03 of the Codified Ordinances is hereby established to read as follows:

“244.03 CHIEF BUILDING OFFICIAL.

- (a) There is hereby established the new full-time position of Chief Building Official who shall be appointed by the City Manager and report directly to the Community and Economic Development Director.
- (b) The Chief Building Official shall have such duties as prescribed by Ordinance or as assigned by the City Manager and/or the Community and Economic Development Manager.
- (c) The pay range for of the Chief Building Official is hereby established to be: \$55,000.00 - \$92,500.00.”

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

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 5-16

BY: Committee-of-the-Whole

AN ORDINANCE AMENDING SPECIFIED SECTIONS OF THE CITY OF
BRUNSWICK CODIFIED ORDINANCES IN CONFORMITY WITH
AMENDMENTS TO THE CHARTER ADOPTED BY THE ELECTORATE AT
THE NOVEMBER 3, 2015 GENERAL ELECTION.

WHEREAS: Recent changes to the Charter, as adopted by the electorate at the November 3, 2015 general election, require updates to specified Sections of the Codified Ordinances as provided herein.

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

SECTION 1: That references to the “Division of Fire” in the following Sections shall be replaced with the “Division of Fire and Rescue”:

- a) Title of Chapter 250;
- b) Section 250.01;
- c) Section 250.02;
- d) Section 250.06;
- e) Section 828.20;
- f) Section 840.05;
- g) Section 1468.04;
- h) Section 1602.03(a);
- i) Section 1602.10;
- j) Section 1602.11;
- k) Section 1602.12;
- l) Section 1602.13;
- m) Section 1602.99(a);
- n) Section 1606.01; and
- o) Section 1610.02.

SECTION 2: That references to the “Director of Public Services” in Section 238.05 shall be replaced with “Chief of Police”.

SECTION 3: That references to the “Development Director/Chief Building Official” in Section 240.01(a) shall be replaced with “Director of Public Service.

SECTION 4: That Section 248.05 shall be amended to read as follows:

“The Chief of Police shall be the head of the Division of Police, subject to the authority of the City Manager/Safety Director, as provided in Section 248.06. In the absence of the Chief of Police, the ~~Sergeant of Police~~member of the Division designated by the

Chief shall temporarily be in charge of the Division. The members of the Division shall have all powers, duties and functions of police officers under the laws of the State and the ordinances of the City.”

SECTION 5: That Sections 248.08 and 248.09 shall be combined into Section 248.08 and references to “Clerk-Typist” or “Radio Dispatchers” contained therein shall be replaced with “Communications Specialist”.

SECTION 6: That references to “Clerk-Dispatcher/Communications Specialist” contained in Section 248.11 shall be replaced with “Communications Specialist”.

SECTION 7: That references to “Park and Recreation Laborer” contained in Section 254.02 shall be replaced with “Park Maintenance Technicians”.

SECTION 8: That references to the “Division of Permits and Inspections” in the following Sections shall be replaced with the “Division of Building”:

- a) Title of Chapter 244;
- b) Section 1270.14(a);
- c) Section 1270.14(d);
- d) Section 1274.03(a);
- e) Section 1274.10(e);
- f) Section 1276.15(d);
- g) Section 1278.03(k);
- h) Section 1278.04(a);
- i) Section 1282.02(b)(1);
- j) Section 1420.02;
- k) Section 1443.04(b);
- l) Section 1476.01(c);
- m) Section 1480.01; and
- n) Section 1480.02.

SECTION 9: That references to the “Building Department” in Section 1465.03 shall be replaced with the “Division of Building”.

SECTION 10: That references to “Development Director/Chief Building Official” or “Community Development Director” in the following Sections shall be replaced with “Community and Economic Development Director”:

- a) Section 238.01(a); and
- b) Section 1278.03(a).

SECTION 11: That Section 256.01 is hereby deleted in its entirety.

SECTION 12: That Section 256.03 is hereby renumbered to Section 262.05 and the reference to the “Director of the Development Department” shall be replaced with

“Community and Economic Development Director”.

SECTION 13: That Section 256.04 is hereby renumbered to Section 262.06.

SECTION 14: That references to “Development Director/Chief Building Official”, “Community Development Director”, “Building Commissioner” or “Code Official” in the following Sections shall be replaced with “Chief Building Official or designee”:

- a) Section 244.01(c);
- b) Section 244.02(c);
- c) Section 1052.02(b)(3);
- d) Section 1052.02(c)(1)(B);
- e) Section 1052.02(c)(2)(D)(iv);
- f) Section 1052.03(a);
- g) Section 1052.03(b);
- h) Section 1052.03(e);
- i) Section 1052.04(a);
- j) Section 1052.04(b)(2);
- k) Section 1052.04(b)(2)(D);
- l) Section 1052.04(b)(3);
- m) Section 1052.04(b)(4);
- n) Section 1052.04(c)(1)(A);
- o) Section 1052.04(d);
- p) Section 1052.05(b)(1);
- q) Section 1052.05(b)(2);
- r) Section 1052.05(b)(3);
- s) Section 1052.05(b)(4);
- t) Section 1052.05(c)(3)(D);
- u) Section 1052.05(c)(4);
- v) Section 1052.06(a);
- w) Section 1234.06(a)(2);
- x) Section 1234.06(a)(3);
- y) Section 1234.06(b)(1);
- z) Section 1234.06(b)(2);
- aa) Section 1274.05(b);
- bb) Section 1420.04 (403.5);
- cc) Section 1420.04 (1102.2);
- dd) Section 1440.02(b);
- ee) Section 1440.05;
- ff) Section 1440.06(a);
- gg) Section 1440.06(b);
- hh) Section 1440.07(b);
- ii) Section 1440.10;
- jj) Section 1440.11(a);
- kk) Section 1440.11(b);
- ll) Section 1440.13(b);

mm) Section 1440.14(d);
nn) Section 1440.16(a);
oo) Section 1440.16(b);
pp) Section 1440.18(a);
qq) Section 1440.18(b);
rr) Section 1440.18(c);
ss) Section 1440.19(a);
tt) Section 1440.19(b);
uu) Section 1440.20;
vv) Section 1440.24;
ww) Section 1440.25(a);
xx) Section 1442.02(a);
yy) Section 1442.02(a)(13);
zz) Section 1442.05(a);
aaa) Section 1442.05(d);
bbb) Section 1442.06(b);
ccc) Section 1442.07(a);
ddd) Section 1442.07(b);
eee) Section 1443.02(a);
fff) Section 1443.03(c);
ggg) Section 1443.04(b);
hhh) Section 1443.12(a);
iii) Section 1443.12(b);
jjj) Section 1444.03(d);
kkk) Section 1444.03(e);
lll) Section 1444.05;
mmm) Section 1444.08;
nnn) Section 1444.11(a);
ooo) Section 1444.12;
ppp) Section 1444.13(a);
qqq) Section 1444.13(b);
rrr) Section 1444.14(a);
sss) Section 1444.15(a);
ttt) Section 1444.15(b);
uuu) Section 1444.16;
vvv) Section 1445.01;
www) Section 1468.01;
xxx) Section 1468.02(a);
yyy) Section 1468.02(b);
zzz) Section 1468.03(a);
aaaa) Section 1468.04;
bbbb) Section 1471.03;
cccc) Section 1472.05(c);
dddd) Section 1472.07(a);
eeee) Section 1472.07(b)(3);
ffff) Section 1477.02(b);

gggg) Section 1477.02(c);
hhhh) Section 1477.02(d);
iiii)Section 1477.02(d)(3);
jjjj)Section 1477.02(f)(1);
kkkk) Section 1477.02(g);
llll)Section 1477.02(g)(1);
mmmm) Section 1477.02(g)(3);
nnnn) Section 1477.03;
oooo) Section 1477.04(a);
pppp) Section 1477.05;
qqqq) Section 1480.06;
rrrr) Section 1480.07 (109.1.1);
ssss) Section 1480.07 (302.8);
tttt)Section 1480.07 (302.8.2(a)(1)(2));
uuuu) Section 1480.07 (302.11); and
vvvv) Section 1480.07 (307.2.1).

SECTION 15: That any additional Sections of the Codified Ordinances that are later identified to require revision consistent with the provisions of this Ordinance shall be authorized to fulfill the intent of this Ordinance and the will of the electorate per the results of the November 3, 2015 general election.

SECTION 16: 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