

CITY OF BRUNSWICK, OHIO
MINUTES OF COUNCIL
MONDAY, JANUARY 22, 2018

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

CORRESPONDENCE: THERE WAS NONE.

APPROVAL OF REGULAR COUNCIL MEETING MINUTES DATED JANUARY 8, 2018:

MICHAEL ABELLA JR. MOVED TO APPROVE THE COUNCIL MEETING MINUTES DATED JANUARY 8, 2018 AS WRITTEN, SECONDED BY PATRICIA HANEK. ROLL CALL - AYES - 7, ANTHONY CAPRETTA, BRIAN OUSLEY, JOSEPH DELSANTER, JOSEPH SALZGEBER, MICHAEL ABELLA JR., NICHOLAS HANEK, PATRICIA HANEK. NAYS - 0. MOTION CARRIED.

MAYOR'S REPORT:

Motion to reappoint Richard J. Prospal to Building Code Board of Appeals:

Michael Abella Jr. moved to reappoint Richard J. Prospal to Building Code Board of Appeals, seconded by Anthony Capretta. Roll Call - Ayes - 7, Anthony Capretta, Brian Ousley, Joseph Delsanter, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Motion to appoint Service Director Paul Barnett to the Northeast Ohio Public Energy Council (NOPEC) Board:

Patricia Hanek moved to appoint Service Director Paul Barnett to the Northeast Ohio Public Energy Council (NOPEC) Board, seconded by Nicholas Hanek. Roll Call - Ayes - 7, Anthony Capretta, Brian Ousley, Joseph Delsanter, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Motion to appoint Brent Foreman to the Juvenile Diversion Board:

Joseph Salzgeber moved to appoint Brent Foreman to the Juvenile Diversion Board, seconded by Joseph Delsanter. Roll Call - Ayes - 7, Anthony Capretta, Brian Ousley, Joseph Delsanter, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

CLERK OF COUNCIL'S REPORT: THE CLERK ANNOUNCED THAT THE BRUNSWICK LIBRARY IS HOSTING A JOB FAIR ON THURSDAY 25, 2018 FROM 11:00 A.M. TO 1:00 P.M. FIFTEEN LOCAL EMPLOYERS ARE LOOKING TO ADD EMPLOYEES TO THEIR TEAMS. SHE REMARKED THAT IF ANYONE HAD ANY QUESTIONS TO CALL THE BRUNSWICK LIBRARY AT 330-273-4150.

COUNCIL COMMITTEE REPORTS:

Economic Development.....Mr.Hanek:

Nicholas Hanek had no formal reports this evening.

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

Joseph Salzgeber moved to approve the formal report dated January 8, 2018 as written, seconded by Nicholas Hanek. Roll Call - Ayes - 7, Anthony Capretta, Brian Ousley, Joseph Delsanter, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Finance Committee.....Mrs. Hanek:

Patricia Hanek had no formal reports this evening.

Safety & Environment.....Mr.Ousley:

Brian Ousley had no formal reports this evening.

Planning & Zoning Committee.....Mr.Delsanter:

Joseph Delsanter had no formal reports this evening.

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

Michael Abella Jr. moved to approve the formal report dated for January 8, 2018 as written, seconded by Anthony Capretta. Roll Call - Ayes - 7, Anthony Capretta, Brian Ousley, Joseph Delsanter, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

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

Anthony Capretta moved to approve the formal report dated for January 8, 2018 as written, seconded by Joseph Delsanter. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

OTHER BOARDS AND COMMISSIONS:

Committee of the Whole Meeting Minutes dated January 8, 2018:

Michael Abella Jr. moved to approve Committee-of-the-Whole meeting minutes dated January 8, 2018 as written, seconded by Joseph Salzgeber. Roll Call - Ayes - 7, Anthony Capretta, Brian Ousley, Joseph Delsanter, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

PETITIONS FROM THE PUBLIC ON LEGISLATION: THERE WAS NONE.

READING OF LEGISLATION AND ACTION ON LEGISLATION:

Mayor Falconi asked if there were any changes to the legislation.

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 - **3rd Reading** (Planning & Zoning Committee, *Administration/Matt*)

Joseph Delsanter moved to table Ordinance NO. 130-17, seconded by Michael Abella Jr., Roll call - Ayes - 7, Anthony Capretta, Brian Ousley, Joseph Delsanter, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

3RD 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 - **3rd Reading** (Parks, Recreation & Community Committee, *Administration/John Piepsny*):

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

Mr. Piepsny remarked that this resolution would allow the City Manager to enter into an agreement with Medina County Park District for operations of the Brunswick Lake Park for the next 25 years. He noted that this would create a unique opportunity for two government entities to work together to create regionalism within the county.

2ND READING(S)

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 - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

ORD. NO. 131-17 - Joseph Delsanter moved this ordinance to third reading.

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 - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

ORD. NO. 132-17 - Joseph Delsanter moved this ordinance to third reading.

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 - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

ORD. NO. 133-17 - Joseph Delsanter moved this ordinance to third reading.

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 - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

ORD. NO. 134-17 - Joseph Delsanter moved this ordinance to third reading.

ORD. NO. 135-17 - An ordinance amending Section 1270.11 of the City of Brunswick Codified Ordinances

by prohibiting streamers - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

ORD. NO. 135-17 - Joseph Delsanter moved this ordinance to third reading.

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 - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

ORD. NO. 136-17 - Joseph Delsanter moved this ordinance to third reading.

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 - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*) :

ORD. NO. 137-17 - Joseph Delsanter moved this ordinance to third reading.

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 - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

ORD. NO. 138-17 - Joseph Delsanter moved this ordinance to third reading.

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 - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

ORD. NO. 139-17 - Joseph Delsanter moved this ordinance to third reading.

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 - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

ORD. NO. 140-17 - Joseph Delsanter moved this ordinance to third reading.

RES. NO. 2-18 - An emergency resolution authorizing the City Manager to purchase a new Duraco Durapatcher from Leader Machinery Company, LTD. in an amount not to exceed \$56,673.00 - **2nd Reading**, (Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*):

RES. NO. 2-18 - Joseph Salzgeber moved this resolution to third reading.

RES. NO. 3-18 - An emergency resolution authorizing the City Manager to purchase a new or used Asphalt Emulsion Heated Storage tank from Northcoast Products in an amount not to exceed \$28,025.00 - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*) :

RES. NO. 3-18 - Joseph Salzgeber moved this resolution to third reading.

RES. NO. 4-18 - An emergency resolution authorizing the City Manager to purchase a new 2018 Ford Super

Duty F550 XL 4WD Regular Cab Truck from Liberty Ford in an amount not to exceed \$64,358.82 - **2nd Reading** (Parks, Recreation & Community Committee, *Administration/John Piepsny*):

RES. NO. 4-18 - Michael Abella Jr. moved this resolution to third reading.

ORD. NO. 5-18 - An emergency ordinance providing for submission to the electors of the City of Brunswick, Ohio, at the May 8, 2018 Primary Election, the proposed amendment to Charter Section 3.08 - **2nd Reading** (Committee-of-the-Whole, *Administration/Ken Fisher*) :

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

Mr. Fisher remarked that the proposed amendment to Charter Section 3.08 eliminated the requirement that the appointed Clerk of City Council is an elector of the City. The requirement would include that the appointed Clerk of Council is an elector of the State of Ohio. He noted that pursuant to the Charter Article XI, Section 11.05, the proposed amendment would be on the May 8, 2018 Primary Election ballot. The election required the affirmative vote of five members and the date of certification to the Medina County Board of Election on February 7, 2018, at 4:00 p.m.

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

1ST READING(S)

RES. NO. 6-18 - An emergency resolution authorizing the City Manager to enter into a one (1) year contract for property, automobile, inland marine, general liability, public officials liability, police liability, boiler and machines, crime coverage, employment practice and umbrella insurance coverage - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/ Julie Murawski*)

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

Mr. Murawski remarked that the current policy that covers all of the services in the legislation would be expiring on January 31, 2018. She noted that this legislation would allow the City Manager to enter into a new contract for a new one (1) year policy on the items of coverage listed in the resolution.

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

RES. NO. 7-18 - An emergency resolution authorizing the City Manager to register as a member with BuyBoard to participate in joint purchasing programs - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/ Brian Ohlin*):

RES. NO. 7-18 - Michael Abella Jr. moved this resolution to second reading.

CITY MANAGER'S REPORT:

MR. DEFOREST ANNOUNCED THAT THE CITY WILL BE HOSTING ITS FIRST MUNICIPAL GOVERNMENT ACADEMY. THE INFORMATION ABOUT THE ACADEMY IS POSTED ON THE CITY'S WEBSITE. HE REMARKED THAT THEY ARE HOPING TO GET MORE PEOPLE INVOLVED IN THE GOVERNMENT. THE FIRST DATE FOR THE ACADEMY IS ON WEDNESDAY, FEBRUARY 28, 2018, FROM 6:30 P.M. TO 8:30 P.M. TO WEDNESDAY, APRIL 11, 2018, LOCATED AT CITY HALL, 4095 CENTER ROAD, BRUNSWICK, OHIO, 44212. HE NOTED THAT THEY CURRENTLY HAVE EIGHT APPLICANTS AND IS HOPING TO GET AT LEAST 20 PEOPLE INVOLVED. HE MENTIONED THAT ALL QUESTIONS CAN BE ANSWERED THROUGH THE CITY MANAGER'S OFFICE.

HE THANKED KATE MORRIS AND THE RELAY FOR LIFE COMMITTEE FOR SPONSORING THE RELAY FOR LIFE CHILI COOK-OFF ON SATURDAY, JANUARY 13, 2018. THERE WERE 14 LOCAL COOKERS. THE RELAY FOR LIFE COOK-OFF RAISED APPROXIMATELY \$12,000 FOR THE FIGHT AGAINST CANCER. HE NOTED THAT THE RELAY FOR LIFE ORGANIZATION HAS NOT ANNOUNCED THEIR COMMUNITY DATE. THE ORGANIZATIONS IS EXPECTING TO HOST THE RELAY ON SATURDAY, JUNE 9, 2018, AT THE BRUNSWICK HIGH SCHOOL.

HE EXPRESSED HIS APPRECIATION FOR ALL THE VENDORS THAT ATTENDED THE SENIOR FAIR EXPO ON FRIDAY, JANUARY 12, 2018. HE EXTENDED A THANK YOU TO MR. JOHN PIEPSNY AND HIS STAFF FOR SETTING UP THE EVENT.

ADMINISTRATIVE DEPARTMENTS:

CHIEF OHLIN MENTIONED THAT THE PARTNERSHIP WITH THE MEDINA COUNTY HEALTH DEPARTMENT FOR CAR SEAT INSTALLATION IS HELD ONCE A MONTH ON THE SECOND MONDAY FROM 2:00 P.M. TO 5:30 P.M. THE CAR-SEAT INSPECTIONS IS USUALLY HELD AT THE MEDINA COUNTY FIRE STATION DURING INCLEMENT WEATHER. HE REMARKED THAT THERE IS INFORMATION ABOUT THIS RESOURCE ON THE CITY OF BRUNSWICK POLICE DEPARTMENT'S FACEBOOK PAGE. HE NOTED THAT JANUARY IS HUMAN TRAFFICKING AWARENESS MONTH AND THERE IS INFORMATION REGARDING THIS AWARENESS ON THE POLICE DEPARTMENT'S FACEBOOK PAGE. LAST BUT NOT LEAST, HE PROVIDED AN UPDATE ON THE SECOND K-9 TEAM. HE REMARKED THAT OFFICER JOE CECCACCI AND THE NEW K-9, KODA, ARE NOW CERTIFIED BY THE STATE OF OHIO TO WORK AND PATROL THE CITY. THEY ARE SCHEDULED TO WORK A 1:00 P.M. TO 9:00 P.M. SHIFT DURING THE WEEK. THE DIVISION OF POLICE CONTINUED THEIR PARTNERSHIP WITH THE BRUNSWICK CITY SCHOOLS WITH THEIR K-9 TEAM. KIDDER ELEMENTARY THIRD GRADE STUDENTS VOLUNTEERED TO ADOPT KODA. HE THANKED CRESTVIEW ELEMENTARY FOR INITIATING A FUNDRAISER TO HELP RAISE MONEY FOR THE K-9 UNIT. THEY PRESENTED A CHECK TO THE DIVISION OF POLICE IN THE AMOUNT OF \$900.

MR. FISCHER ANNOUNCED THAT THE CITY'S 2017 FINANCIAL AUDIT HAS BEGUN AND IT HAS BEEN CONDUCTED BY REA & ASSOCIATES UNDER THE SUPERVISION OF THE OHIO AUDITOR OF STATE. THEY DID A WALK THROUGH OF THE CITY'S FINANCE PROCESSES. THEY WILL COMPLETE AN AUDIT REPORT ONCE THEY ARE DONE AUDITING. THEY PLANNED TO PRESENT THE REPORT TO THE ADMINISTRATION, THE COUNCIL, AND THE CITIZENS OF THE AUDIT COMMITTEE.

MR. PIEPSNY ANNOUNCED THAT THE PARKS AND RECREATION DEPARTMENT IS CHALLENGING THE CITIZENS OF BRUNSWICK TO THE CITY'S MANAGER ONE MILLION STEP CHALLENGE. THIS CHALLENGE CONSISTS OF TEAMS OF FOUR PARTICIPANTS THAT MUST WALK ONE MILLION STEPS FROM MARCH 1, 2018 TO MARCH 31, 2018. THE TEAM SHARES THE ONE MILLION STEPS WITH ABOUT 8,000 STEPS A DAY. HE EXPLAINED THAT THEY PLANNED TO MAKE BRUNSWICK A HEALTHY CITY. HE NOTED THAT SIGN-UPS BEGIN ON FEBRUARY 14, 2018. THE RECREATION AND FITNESS CENTER IS OFFERING 50% OFF ALL ANNUAL MEMBERSHIPS FROM FEBRUARY 14, 2018 TO FEBRUARY 28, 2018. THE CHALLENGE WOULD BE BROKEN UP INTO THREE DIFFERENT DIVISIONS: OPEN DIVISION, YOUTH DIVISION, AND A CORPORATE DIVISION. THE TEAM IN EACH DIVISION WITH THE MOST STEPS WOULD BE ELIGIBLE FOR PRIZES ALONG WITH THE MOST STEPS OVERALL AND THE FIRST TEAM TO REACH ONE MILLION STEPS. YOU HAVE TO BE A MEMBER AT THE RECREATION CENTER TO USE THE FACILITY. YOU DO NOT HAVE TO BE A MEMBER TO PARTICIPATE IN THE ONE MILLION CHALLENGE PROGRAM. HE REMARKED THAT THE RECREATION DEPARTMENT CAN BE REACHED AT 330-273-8000 TO ANSWER ANY QUESTIONS ABOUT THIS PROGRAM.

OPEN FORUM: THERE WAS NONE.

UNFINISHED BUSINESS: THERE WAS NONE.

NEW BUSINESS:

Consideration of a new liquor permit request from Vapor Revolution LLC., DBA Radical Vapes located at 1480 Pearl RD. STE 11, Brunswick, Ohio 44212:

Mr. Fisher remarked that the Law Department suggested that a hearing is requested in the county seat in Medina to discuss issuing the C-1 and C-2 permit for Vapor Revolution LLC. The C-1 would be for carry-out of beer and the C-2 for carry-out of wine. The deadline to request a hearing would be February 9th. He advised Council to request the owner of Vapor Revolution to appear before the City to explain the reason for the beer/wine carry-out and what safeguards are going to be made to ensure underage carry-out doesn't take place.

Nicholas Hanek moved to adopt the Law Director's recommendation and request a hearing in our county seat, seconded by Joseph Salzgeber. Roll Call - Ayes - 7, Anthony Capretta, Brian Ousley, Joseph Delsanter, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Consideration of a liquor permit transfer from JRP INC., DBA Brunswick Valero located at 4236 Center RD., Brunswick, Ohio 44212 to WAFA INC., DBA Brunswick Valero located at 4236 Center RD., Brunswick, Ohio 44212:

Council had no objections to the liquor permit transfer from JRP INC., DBA Brunswick Valero located at 4236 Center RD., Brunswick, Ohio 44212 to WAFA INC., DBA Brunswick Valero located at 4236 Center RD., Brunswick, Ohio 44212

Michael Abella Jr. moved to reschedule the May 28, 2018 council meeting to May 21, 2018 and the December 24, 2018 council meeting to December 17, 2018, seconded by Joseph Delsanter. Roll Call - Ayes - 7, Anthony Capretta, Brian Ousley, Joseph Delsanter, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Mr. Salzgeber thanked everyone who attended the Relay for Life fundraiser Chili Cook-off on Saturday, January 13, 2018, to raise money for the American Cancer Society. He congratulated the people choice winners - Carl DeForest won first place and Councilman Delsanter won second place.

ADJOURNMENT:

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

THERE BEING NO FURTHER BUSINESS, THE MEETING ADJOURNED AT 7:58 P.M.

Respectfully submitted,



Fijabi Julien-Gallant, CMC

Clerk of Council



Mayor Ron Falconi

February 12, 2018
Adopted