



BRUNSWICK CITY COUNCIL AGENDA

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

DECEMBER 10, 2018
7:30 PM
IN COUNCIL CHAMBERS

1. Prayer and Pledge of Allegiance
2. Roll Call of Members
3. Correspondence
4. Approval of regular Council Meeting Minutes dated November 26, 2018.
 - (a) Regular Council Meeting Minutes dated November 26, 2018
5. Mayor's Report:
 - (a) Mayor's Court Financial Report for the month ending November 2018 will be posted on the website and added to the minutes for the record;
 - (b) Recognition of St. Ambrose Volleyball Team Wins CYO Division
 - (c) Recognition of Paul Offill
6. Clerk of Council's Report
7. Council Committee Reports:
 - Economic Development.....Mr. Hanek
 - Economic Development Committee Meeting Minutes dated November 20, 2018
 - Services, Utilities, Technology & Cable.....Mr. Salzgeber
 - Services Committee Meeting Minutes dated November 26, 2018
 - Finance Committee.....Mrs. Hanek
 - Safety & Environment.....Mr. Ousley
 - Planning & Zoning Committee.....Mr. Delsanter
 - Planning & Zoning Committee Meeting Minutes dated November 15, 2018
 - Parks, Recreation & Community Committee.....Mr. Abella Jr.
 - Parks & Rec Committee Meeting Minutes dated November 26, 2018

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

8. Other Boards and Commissions

(a) Committee of the Whole Meeting Minutes dated November 26, 2018

9. Petitions from the Public on Legislation

10. Reading of Legislation and Action on Legislation:

a. 3rd Reading(s)

ORD. NO. 84-18 - An ordinance rezoning PPN 003-18D-03-089 from the R-R Rural Residential District to the C-G General Commercial District. - **3rd Reading** (Economic Development Committee, *Administration/Grant Aungst*)

RES. NO. 85-18 - An emergency resolution authorizing the City Manager to purchase two (2) unmarked Ford Fusions with police equipment installed for the Division of Police from Statewide Ford in an amount not to exceed \$42,000.00. - **3rd Reading** (Safety & Environment Committee, *Administration/Brian Ohlin*)

RES. NO. 86-18 - An emergency resolution authorizing the City Manager to purchase one (1) marked police cruiser for the Division of Police from Greve Chrysler in an amount not to exceed \$34,000.00. - **3rd Reading** (Safety and Environment Committee, *Administration/Brian Ohlin*)

RES. NO. 88-18 - A resolution permitting the City Administration to sell, through public internet auctions, personal property, including motor vehicles acquired for the use of municipal officers and departments, and road machinery, equipment, tools, or supplies, which are not needed for public use, or are obsolete or unfit for the use for which it was acquired for the year 2019. - **3rd Reading** (Committee-of-the-Whole, *Administration/Julie Murawski*)

ORD. NO. 89-18 - An emergency ordinance to adopt the annual appropriation budget for expenditures of the City of Brunswick for the year beginning January 1, 2019 and ending December 31, 2019. - **3rd Reading** (Finance Committee, *Administration/Todd Fischer*)

RES. NO 90-18 - A resolution ratifying and confirming the renewal of the existing agreement with the Medina County Public Defender Commission and the Medina County Commissioners for indigent defense services in Medina Municipal Court for municipal code violations from January 1, 2019 through December 31, 2019.- **3rd Reading** (Committee-of-the-Whole, *Administration/Ken Fisher*)

ORD. NO. 91-18 - An emergency ordinance creating an OPWC Laurel Road Improvement Fund (#371). - **3rd Reading** (Finance Committee, *Administration/Todd Fischer*)

ORD. NO. 93-18 - An emergency ordinance amending Section 1 of Ordinance NO.118-17 to provide for a revised allocation of municipal income tax receipts during the period from January 1, 2019 through December 31, 2019. - **3rd Reading** (Finance Committee, *Administration/Todd Fischer*)

b. 2nd Reading(s)

RES. NO. 95-18 - A resolution urging Contributions to local food banks. - **2nd Reading** (Committee-of-the-whole, *Administration/Brian Ousley*)

RES. NO. 96-18 - An emergency resolution authorizing the City Manager to enter into an agreement with CCQ Automation, INC. to implement energy infrastructure efficiency upgrades to the HVAC systems at City Hall and the Police Department in an amount not to exceed \$67,266.00. - **2nd Reading** (Committee-of-the-Whole, *Administration/Paul Barnett*)

RES. NO. 97-18 - An emergency resolution authorizing the City Manager to enter into a Municipal Engineering Consulting Services Agreement with Chagrin Valley Engineering, LTD. for the provision of professional municipal engineering services and designating Matthew M. Jones, P.E., as Consulting Municipal Engineer. - **2nd Reading** (Committee-of-the-Whole, *Administration/Paul Barnett*)

c. 1st Reading(s)

ORD. NO. 100-18 - An emergency ordinance authorizing the City Manager to enter into a non-exclusive agreement with the Brunswick City School District for operation of the concession stand at the Brunswick Community Recreation and Fitness Center. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/John Piepsny*)

RES. NO. 101-18 - 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*)

RES. NO. 102-18 - An emergency resolution pledging cooperation with the Medina County Engineer and Brunswick Hills Township for the resurfacing of Laurel Road and South Carpenter Road in an amount not to exceed \$120,000.00. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*)

ORD. NO. 103-18 - An emergency ordinance extending a temporary moratorium on the acceptance and processing of applications for zoning, occupancy and/or building permit approvals for warehousing and motor freight garages and truck or transfer terminal uses in the I-L light industrial district and the issuance of such approvals. -

1st Reading (To be brought from Planning & Zoning Committee, *Administration/Nicholas Hanek*)

RES. NO. 104-18 - An emergency resolution authorizing the City Manager to enter into an agreement with Fire Force INC./MSA for the purchase of 28 self-contained breathing devices and 56 oxygen cylinders for the Fire Department in an amount not to exceed \$178,444.00. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Josh Erskine*)

RES. NO. 105 -18 - An emergency resolution authorizing the City Manager to register as a member with Sourcewell to participate in joint purchasing programs. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/John Piepsny*)

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, NOVEMBER 26, 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 Salzgeber, Michael Abella Jr., Nicholas Hanek, and Patricia Hanek

Others Present: Mayor Ron Falconi, Council Clerk Fijabi Julien-Gallam, City Manager Carl S. DeForest and Law Director Ken Fisher.

Michael Abella Jr. moved to excuse Councilman Joseph Delsanter with just cause, seconded by Joseph Salzgeber. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Correspondence: There was none.

Approval of regular Council Meeting Minutes dated November 12, 2018:

Michael Abella Jr. moved to approve the Regular Council Meeting Minutes dated November 12, 2018, as written, seconded by Patricia Hanek. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Mayor's Report:

Motion to approve the Mayor's recommendation to reappoint Abbas Hasan to fulfill a 3-year term on the Planning Commission expiring January 25, 2022:

Joseph Salzgeber moved to approve the Mayor's recommendation to reappoint Abbas Hasan to fulfill a 3-year term on the Planning Commission, seconded by Nicholas Hanek. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Motion to approve the Mayor's recommendation to reappoint Stanley Socha to fulfill a 1-year term on the Volunteer Fire Fighters Dependents Fund Board expiring December 18, 2019:

Patricia Hanek moved to approve the Mayor's recommendation to reappoint Stanley Socha to fulfill a 1-year term on the Volunteer Fire Fighters Dependents Fund Board, seconded by Brian Ousley. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Salzgeber, Michael

Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Clerk of Council’s Report:

The Clerk of Council reminded everyone that at the Committee-of-the-Whole Meeting on January 22, 2018, the City Council made a motion to reschedule the council meeting falling on Christmas Eve, December 24, 2018, to December 17, 2018. She noted that the Mayor's office is still accepting applications for a vacancy on the Medina County Advisory Council on Aging and Disabled. All inquiries should be directed to the Mayor's office at 330-558-6845.

Council Committee Reports:

Economic Development.....Mr. Hanek:

Nicholas Hanek moved to approve the Economic Development Committee formal report dated November 12, 2018, as written, seconded by Patricia Hanek. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

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

Joseph Salzgeber moved to approve the Services, Utilities, Technology & Cable Committee formal report dated November 12, 2018, as written, seconded by Nicholas Hanek. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Finance Committee.....Mrs. Hanek:

Patricia Hanek moved to approve the Finance Committee formal reports dated October 29, 2018, and November 12, 2018, as written, seconded by Brian Ousley. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

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

Brian Ousley moved to approve the Safety & Environment Committee formal report dated November 5, 2018, as written, seconded by Joseph Salzgeber. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

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

Mr. Salzgeber had no formal reports this evening.

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

Mr. Abella Jr. had no formal reports this evening.

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

Anthony Capretta moved to approve the Building & Building Code Committee formal report dated November 12, 2018, as written, seconded by Joseph Salzgeber. 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:

Michael Abella Jr. moved to approve the Committee of the Whole Meeting Minutes dated November 12, 2018, as written, seconded by Joseph Salzgeber. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, 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:

3rd Reading(s)

ORD. NO. 75-18 - An ordinance amending the signage guidelines of the Brunswick Town Center Special Planning District NO. 2 by prohibiting pole signs. - **3rd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

Joseph Salzgeber moved to adopt, seconded by Nicholas Hanek. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Community & Economic Development Director Grant Aungst remarked that this ordinance is an update to the Codified Ordinances.

2nd Reading(s)

ORD. NO. 84-18 - An ordinance rezoning PPN 003-18D-03-089 from the R-R Rural Residential District to the C-G General Commercial District. - **2nd Reading** (Economic Development Committee, *Administration/Grant Aungst*):

ORD. NO. 84-18 - Mr. Hanek moved this ordinance to third reading.

RES. NO. 85-18 - An emergency resolution authorizing the City Manager to purchase two (2) unmarked Ford Fusions with police equipment installed for the Division of Police from Statewide Ford in an amount not to exceed \$42,000.00. - **2nd Reading** (Safety & Environment Committee, *Administration/Brian Ohlin*):

RES. NO. 85-18 - Mr. Ousley moved this resolution to third reading.

RES. NO. 86-18 - An emergency resolution authorizing the City Manager to purchase one (1) marked police cruiser for the Division of Police from Greve Chrysler in an amount not to exceed \$34,000.00. - **2nd Reading** (Safety and Environment Committee, *Administration/Brian Ohlin*):

RES. NO. 86-18 - Mr. Ousley moved this resolution to third reading.

RES. NO. 88-18 - A resolution permitting the City Administration to sell, through public internet auctions, personal property, including motor vehicles acquired for the use of municipal officers and departments, and road machinery, equipment, tools, or supplies, which are not needed for public use, or are obsolete or unfit for the use for which it was acquired for the year 2019. - **2nd Reading** (Committee-of-the-Whole, *Administration/Julie Murawski*):

RES. NO. 88-18 - Mr. Abella Jr. moved this resolution to third reading.

ORD. NO. 89-18 - An emergency ordinance to adopt the annual appropriation budget for expenditures of the City of Brunswick for the year beginning January 1, 2019 and ending December 31, 2019. - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*):

ORD. NO. 89-18 - Mrs. Hanek moved this ordinance to third reading.

RES. NO 90-18 - A resolution ratifying and confirming the renewal of the existing agreement with the Medina County Public Defender Commission and the Medina County Commissioners for indigent defense services in Medina Municipal Court for municipal code violations from January 1, 2019 through December 31, 2019. - **2nd Reading** (Committee-of-the-Whole, *Administration/Ken Fisher*):

RES. NO. 90-18 - Mr. Abella Jr moved this resolution to third reading.

ORD. NO. 91-18 - An emergency ordinance creating an OPWC Laurel Road Improvement Fund (#371). - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*):

ORD. NO. 91-18 - Mrs. Hanek moved this ordinance to third reading.

RES. NO. 92-18 - An emergency resolution authorizing the payment of “revenue sharing” monies to the Brunswick City School District resulting from the activation of revenue sharing conditions within the City’s Community Reinvestment Area (CRA). - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*):

Patricia Hanek moved to suspend the rules, seconded by Brian Ousley. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek,

Patricia Hanek. Nays - 0. Motion Carried.

Assistant Finance Director Lynnette Ozanich remarked that this resolution is to grant a property tax incentive for new business construction. The city is required by the Ohio Revised Code, Section 5709.82(D) to share 50% of the income taxes when the new payroll exceeds one million dollars on the shared property.

Patricia Hanek moved to adopt, seconded by Brian Ousley. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

ORD. NO. 93-18 - An emergency ordinance amending Section 1 of Ordinance NO.118-17 to provide for a revised allocation of municipal income tax receipts during the period from January 1, 2019 through December 31, 2019. - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*):

ORD. NO. 93-18 - Mrs. Hanek moved this ordinance to third reading.

1st Reading(s)

RES. NO. 95-18 - A resolution urging Contributions to local food banks. - **1st Reading** (To be brought from Committee-of-the-whole, *Administration/Brian Ousley*):

RES. No. 95-18 - Mr. Abella Jr. moved this resolution to second reading.

RES. NO. 96-18 - An emergency resolution authorizing the City Manager to enter into an agreement with CCQ Automation, INC. to implement energy infrastructure efficiency upgrades to the HVAC systems at City Hall and the Police Department in an amount not to exceed \$67,266.00. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Paul Barnett*):

RES. NO. 96-18 - Mr. Abella Jr. moved this resolution to second reading.

RES. NO. 97-18 - An emergency resolution authorizing the City Manager to enter into a Municipal Engineering Consulting Services Agreement with Chagrin Valley Engineering, LTD. for the provision of professional municipal engineering services and designating Matthew M. Jones, P.E., as Consulting Municipal Engineer. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Paul Barnett*):

RES. NO. 97-18 - Mr. Abella Jr. moved this resolution to second reading.

ORD. NO. 98-18 - An emergency ordinance to approve the editing and inclusion of certain ordinances as components of the Codified Ordinances; to provide for the adoption of new legislation in the updated revised Codified Ordinances; and to repeal ordinances in conflict

therewith. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Fijabi Julien-Gallam*):

Michael Abella Jr. moved to suspend the rules, seconded by Joseph Salzgeber. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Clerk of Council Fijabi Julien-Gallam remarked that this ordinance is for a semi-annual codification update. The Codified Ordinances is available for residents to view on the city's website.

Michael Abella Jr. moved to adopt, seconded by Patricia Hanek. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

RES. NO. 99-18 - An emergency resolution authorizing the City Manager to purchase Microsoft licensing updates from Shi International Corp. in an amount not to exceed \$54,000.00. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Rob Marok*):

Joseph Salzgeber moved to suspend the rules, seconded by Anthony Capretta. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Information Technology & Security Officer Rob Marok remarked that this resolution would allow the city to update the operating system for computers used by the city's employees.

Joseph Salzgeber moved to adopt, seconded by Nicholas Hanek. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

City Manager's Report:

City Manager Carl DeForest

- Thanked the Brunswick Veterans of Foreign Wars (VFW) for recognizing the city's Police Officer and Firefighter of the year on Sunday, November 25, 2018.
- Reminded everyone that they should clean and defrost their windows before driving.
- Noted that it is illegal to push snow on the roadway.
- Thanked the community churches and the non-profits for helping the needy during the holidays.
- Reminded everyone that the Salvation Red Kettle Campaign for Medina County started the day before Thanksgiving, and is scheduled to end on Christmas Eve.

Administrative Departments:

Assistant Finance Director Lynnette Ozanich

- Reported that the Finance Income Tax Department has started their end of the year preparation.
- Noted that the Finance Department is preparing for all end of the year closeouts.
- Mentioned that the Income Tax Department sent out reminders to businesses and residents regarding their income taxes.

Service Director Paul Barnett

- Announced that the Service Department is in their third round of leaf pick-up. On Tuesday, November 27, 2018, the Service Department will start on Ward 3 leaf pick-up. Ward 4 leaf pick-up is scheduled to start on Friday, November 30, 2018. He noted that they might do a fourth leaf pick-up if the weather doesn't get worse.

Community & Economic Development Director Grant Aungst

- Announced that the Medina County Economic Development Board completed their Comprehensive Economic Development Strategy Plan for Medina County. This plan would help guide the county, the local cities, the businesses, and the community members. This Strategy is available to the public.
- Noted that a well-known business magazine voted Ohio as the 4th Best State for business filling for 2018.
- Reminded everyone to keep their sidewalks cleared of snow.
- Congratulated Five Star Gymnastics on their plans to build a 24,000 square feet building, on West 130th Street.

Recreation Center Superintendent Taylor Scott

- Announced that the Recreation Center is offering their 50% off membership sale for the entire month of December. She expressed that a membership is a great holiday gift, and a way to stay healthy during the holidays.
- Remarked that the City of Brunswick Annual Christmas Celebration is on Sunday, December 2, 2018. This free event is from 3:00 PM to 5:00 PM at the Recreation Center. This celebration consists of a pool party with a nacho bar, snow cones, and light refreshments. There will also be carnival games, a bouncy house, Santa and the Grinch.
- Noted that the Recreation Center is accepting registration for their second through eighth grade Youth Junior Cavs Basketball League. Each participant gets a reversal jersey and a ticket to the Cavs game.

Open Forum: There was none.

Unfinished Business: There was none.

New Business: There was none.

Adjournment:

There being no further business, the meeting adjourned at 7:51 p.m.

Michael Abella Jr. moved to adjourn, seconded by Anthony Capretta. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Respectfully submitted,

Fijabi Julien-Gallam, CMC

Clerk of Council

Mayor Ron Falconi

Adopted

December 3, 2018

TO: CITY COUNCIL
FROM: CLERK OF COURTS
RE: MONTHLY REPORT TO COUNCIL PER O.R.C.
FOR THE MONTH OF NOVEMBER 2018

WAIVERS/COURT/BONDS

DEPOSITS (November) 45,099.74

DEBITS (November) (45,194.74)

Checks to be written in November:

Treasurer State of Ohio	\$ 7,757.50
City of Medina MIATF	\$ 110.00
City of Medina IDATF	\$ 241.50
City of Brunswick Finance Dept/Police Fund *	\$35,366.74
Misc Checks (bond refunds & transfers/restitution)	<u>\$ 1,719.00</u>
TOTAL for the month	\$45,194.74

*Check includes amounts to: Court Computer Fund and Education & Enforcement Fund

Service Charges/Fees for prior month	\$306.26
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MAYOR RONALD FALCONI



TERESA BENO, CLERK OF COURTS

ECONOMIC DEVELOPMENT

November 20, 2018

IN ATTENDANCE: Chairman Nicholas Hanek, Committee Member Patricia Hanek, Community & Economic Development Director Grant Aungst, Resident, News Media.

The meeting convened at 5:00 p.m.

Mrs. Hanek moved to excuse Mr. Ousley for just cause. Vote – 2 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. Aungst brought to the attention of the committee that legislation passed July 23, 2018 for a temporary moratorium on warehousing and motor freight garages and truck or transfer terminal uses in the I-L Light District concludes December 2018. He noted Council may want to consider extending that moratorium based on the fact the comprehensive plan update is still being worked on.

Mr. Hanek suggested another six months; Mr. Aungst thought that would be a wise idea.

Mrs. Hanek moved for the law department to draft legislation extending the moratorium six months on Ordinance No.60-18 as an emergency with suspension of the rules. Vote – 2 Ayes, 0 Nays.

Mr. Aungst suggested the legislation be written as an emergency with suspension of the rules, and placed on the next available Council Agenda; the motion was amended as suggested.

Mr. Aungst advised he attended an Ohio Community Reinvestment Area (CRA) program presented by the Auditor of States Office. He stated the City was in a favorable position as are the stakeholders of the community with the pre 1994 program. He stated under no circumstances should the City of Brunswick ever jeopardize in how the CRA is currently structured. He stated going to something else would create a great challenge for additional businesses to grow in the City because currently the formulation is one page based on the building of a new building in the commercial or the industrial district; going to a post 1994 program would run into negotiations with a number of other agencies.

Mrs. Hanek thought the City was only allowed a certain number of amendments.

Mr. Aungst explained the City is permitted three amendments; the City has had two amendments and if there is a third there is some debate whether or not it actually accounts to going back to renegotiating or not. Per the law director there is one to give, however the new auditor may have a different position. Also, Mr. Aungst noted it is a very big benefit for the community and a key to the continued success of the City.

There was an area in the CRA where the City would be permitted to increase; currently on a remodel for an industrial or commercial use if a value is created, currently it is at twelve years, however, and it could go to fifteen years without counting against the City.

Mr. Aungst presented a draft schedule of the BZA meetings for 2019; he asked if it was acceptable for Economic Development meetings to mirror with BZA. The committee had no objections, a copy of the draft schedule will be sent to the committee members. Scheduled meeting time was also discussed; Mr.

Hanek indicated his schedule was flexible as far as meeting time, as were the other committee member's schedules.

As a point of interest Mr. Aungst mentioned Site Selection Magazine named the State of Ohio as #4 in the country for site selection.

As an update Mr. Aungst noted during the last Planning & Zoning Committee meeting a community member spoke about the current moratorium on multi-family housing, since it affects economic development Mr. Aungst wanted to inform the committee on that discussion. He noted from the administration's point of view the moratorium has been effective as to where the City is going and where the City is presently once the comprehensive plan is completed. One of the points of view brought up was that the City was losing ground to other cities and Mr. Aungst indicated he would argue the City is in a better position. Mr. Aungst was of the opinion Brunswick does not have to follow or be like somebody else, Brunswick needs to be Brunswick, and do what's best for the community. He expressed that the general commercial district in the City is thin in the sense it is not physically a deep land mass like other cities, and the City only has a certain amount of property available for development and currently in the code multi-family housing can only go in a C-G development. He noted after the comprehensive plan comes out there may be an overlay district or something more beneficial for re development in areas that currently could use updating or redevelopment.

Continuing, Mr. Aungst noted if a development is proposed for a multiuse mixed-use with a living situation, with commercial and or business that would be welcomed; noting there are key areas in the City that could benefit.

Even though housing starts have slowed due to land availability, the growth of the community and growth of the current projects are doing well, and Mr. Aungst pointed out the City has worked hard getting into this position. There was the understanding that there is less property in the industrial/business parks, and there should be consideration given for other avenues.

Mr. Hanek interjected the moratorium could be lifted should one of the hypothetical appropriate projects come about. He also commented on the reinvestment that is currently happening in some of the multifamily housing units.

Also, Mr. Aungst mentioned from an economic standpoint there have been a lot of ups and downs in the stock market and financial markets. From a general overall picture most professional economist still remain optimistic with some caution. There was some discussion on the effects and benefits tariffs are having within our community.

From a county perspective Medina County Economic Development Corp has been contacted by the township to investigate CRA creations in the township.

The committee discussed the completion of the comprehensive plan update.

Brian Lisik of the news media asked if the comprehensive plan was something that has to be followed. It was noted the comprehensive plan is essentially a road map at a high level, it helps guide the legislative process so the next step would then be an update to the codified ordinances and be correlated with the comprehensive plan and help guide the development of the community for years on out.

Mrs. Hanek interjected the comprehensive plan should dovetail with Council's goals.

ADJOURNMENT:

Being no further business, Mrs. Hanek moved to adjourn at 5:31 p.m. Vote – 2 Ayes, 0 Nays.

Respectfully submitted,

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

Nicholas Hanek
Chairman

SERVICES, UTILITIES, TECHNOLOGY & CABLE COMMITTEE

November 26, 2018

IN ATTENDANCE: Chairman Joseph Salzgeber, Committee Member Nicholas Hanek, Committee Member Anthony Capretta, Michael Abella Jr., Patricia Hanek, Brian Ousley, City Manager/Safety Director Carl DeForest, Service Director Paul Barnett, Recreation Center Superintendent Taylor Scott, Community & Economic Development Director Grant Aungst, Law Director Kenneth Fisher, Engineer Matt Jones, Assistant Finance Director Lynnette Ozanich, IT/Security Officer Rob Marok, Johnathan Mendel – Medina County Fair Housing, Council Clerk Fijabi Julien-Gallam, News Media.

The meeting convened at: 6:31 p.m.

REVIEW LEGISLATION:

RES. NO. 99-18 – An emergency resolution authorizing the City Manager to purchase Microsoft licensing updates from Shi International Corp in an amount not to exceed \$54,000.00

Mr. Marok advised Microsoft is increasing their licensing costs by 6% to 18% the end of the month; the current quote is valid until November 30, when the increase could be as much as \$8,000.00 to \$10,000.00.

Mr. Capretta moved this resolution to tonight's Council Agenda of November 26, 2018 as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. Barnett noted leaf pick up is running behind currently in round three with a few streets left to do in ward 2, and then will go into ward 3 which should take about four days and then will move onto ward 4, dependent on the weather.

The weather forecast is calling for snow and ice; trucks will be out tonight salting mains and secondary roads.

ADJOURNMENT:

Being no further business, Mr. Hanek moved to adjourn at 6:35 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,



Joseph Salzgeber
Chairman

PLANNING AND ZONING COMMITTEE

November 15, 2018

IN ATTENDANCE: Chairman Joseph Delsanter, Committee Member Nicholas Hanek, Committee Member Joseph Salzgeber, Community & Economic Development Director Grant Aungst, Planning & Zoning Coordinator Pam Plavecski, Engineer Matt Jones, Richard Kassouf Medina County Board of Realtors.

The meeting convened at 6:19 p.m.

Mr. Salzgeber arrived at 6:24 p.m.

GENERAL DISCUSSION:

At a previous committee meeting Mr. Aungst recalled a discussion on potential shared signage to enhance what the City has. He brought up the small signs at Paninis Restaurant and Panera Bread and the possibility of those two businesses going to a larger shared sign.

Mr. Aungst had examples of shared signage from different cities for the committee to look at.

Mr. Aungst brought up the sign at town center and how it would make sense to have it extended in some fashion since there was the potential of new businesses coming in and available acres of developable land, however, the current code does not allow for adding to the sign. Mr. Aungst noted it would make sense in some areas of the community to encourage new signage, updated signage, and investment in some of the shopping plazas to have unified signs.

Mr. Delsanter noted an inventory was done along the corridor during the last revision of pole and monument signs, and asked if that was something that could be done again. In response Mr. Aungst explained that would be a labor intense project and currently there is limited staff in the department; however it is something that could be revisited.

Mr. Hanek announced Mr. Salzgeber was in attendance.

Mr. Hanek asked if this was something that was going to be in conjunction with the comprehensive plan in terms of an overall change in the districts, or an overlay.

In response Mr. Aungst thought it would be an overlay not changing everything, he noted the City has a good sign code, and it would take a good year to go through everything.

The committee talked about various locations throughout the City that could benefit by consolidating signs.

At this time Mr. Delsanter introduced Richard Kassouf of Medina County Board of Realtors, he was here this evening to address the current moratorium and delays that could be occurring because of it.

Mr. Kassouf expressed he has seen trends in many communities and he presented a study that was conducted by the board of realtors over the past few years. The study showed development going on particularly in the State of Ohio. His concern is what the City is trying to promote and how to grow the

City into the most viable and useable place to live that is comfortable with the amenities that people want. His concern is with the restrictive covenant the City has currently that the situation is going to affect the City anywhere from the next two to ten years.

Mr. Kassouf noted the goal is to have less multi-family and more owner occupied properties to create more shopping, more tax paying people, improving the City.

Mr. Kassouf commented about the strategic planning of the City noting nothing happens today, it happens six month from now, a year from now and so on.

Mr. Kassouf understood the moratorium restrictions are on anything that is multi family or connected, which eliminates condominiums, free standing detached clusters which are usually two units. He noted as people retire they look to get out of their single family homes into something they own such as cluster one story units, and the City needs to be able to develop that, and not restrict it from going on now.

He knew of developments going on in Brunswick Hills and the City needs to compete. He mentioned many communities developing senior living and after care, and Brunswick needs to allow that to happen, possibly restricting apartments where people rent and don't pay taxes, and allow single family owner occupied properties to be abundant and started today.

He asked that Council make a change in zoning regulations as quickly as possible so not to hinder the City over the next two to ten years.

Mr. Aungst commented on the importance of the comprehensive plan and the completion of that process. He disagreed with comments made by Mr. Kassouf. Mr. Aungst did not think there would be an effect on the City for two to ten years. The economy is the best it has ever been, the City of Brunswick is 13 square miles with 38,000 people, some of the growth taking place outside of the City is catching up to Brunswick. The townships are growing due to the way they are structured. In the Brunswick code multi-family properties have to be in the C-G district and there is not much C-G left.

There was discussion between Mr. Kassouf and Mr. Aungst regarding the classifications of multifamily homes per the code including clusters, attached, detached, single family cluster homes, owner occupied, rented properties, condominiums and the definition of multifamily properties.

Mr. Salzgeber asked about the time remaining on the moratorium, and it was noted it was up in February.

It was pointed out by Mr. Hanek that the moratorium can be lifted if there was a specific development, he explained why the moratorium came about, and the carefully crafted process the City is going through.

Mr. Kassouf expressed he sees what other communities are doing moving forward and he sees potential for loss in Brunswick.

Mr. Aungst interjected the City of Brunswick is 80 percent residential now, and the remaining is divided by industrial, commercial, multi family residential. He also pointed out the majority of tax dollars for income come from businesses and the industrial parks.

Mr. Kassouf stated the City was lacking industrial space; Mr. Aungst concurred with that comment.

Mr. Aungst commented apartment complexes and condominium complexes by putting more density in a given area costs are created for cities. Also, looking at the townships around Brunswick, very few if any in Medina County have apartment complexes, and based on the county economic development plan the townships need to step up and look at the larger complexes since they have more available land than the City.

Also, Mr. Aungst noted if owner occupied is important to the realtor association he hopes they would support the City in making sure everybody that has rentals registers them. Additionally, Mr. Aungst noted looking into the future of the older neighborhoods a developer may come in and makes proposals for redevelopment of certain areas.

Mr. Kassouf concurred the biggest need Brunswick has is industrial, new housing averaging in the three to five hundred thousand dollar price range, the biggest concern Mr. Kassouf has was seeing other communities in the development stages, and a moratorium was negative. He noted it was important to keep the young coming into the City.

In closing, Mr. Aungst stated the spread of age in Brunswick was pretty even between the youngest to the most senior. Seniors will continue to age, and they will age in place respectfully, recycle their homes, and the City has a good plan for moving forward with doing that. He stated as the Economic Development Manager he was not looking to grow just to grow, he looks to grow for the right reasons, and the most value for community members, and it is not that more residential will not be coming its what's the right mix to enhance what is already here.

In closing Mr. Delsanter noted when the comprehensive plan is presented it was important for the board of realtors to be involved.

ADJOURNMENT:

Being no further business, Mr. Hanek moved to adjourn at 7:02 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Joseph Delsanter".

Joseph Delsanter
Chairman

PARKS, RECREATION & COMMUNITY COMMITTEE

November 26, 2018

IN ATTENDANCE: Chairman Michael Abella Jr., Committee Member Patricia Hanek, Committee Member Anthony Capretta, Nicholas Hanek, City Manager/Safety Director Carl DeForest, Recreation Center Superintendent Taylor Scott, Community & Economic Development Director Grant Aungst, Law Director Kenneth Fisher, Engineer Matt Jones, Assistant Finance Director Lynnette Ozanich, Service Director Paul Barnett, IT/Security Officer Rob Marok, Johnathan Mendel – Medina County Fair Housing, Council Clerk Fijabi Julien-Gallam, News Media.

The meeting convened at 6:25 p.m.

GENERAL DISCUSSION:

Ms. Scott advised the recreation center will be holding a 50% off membership special the entire month of December before the rate increase in January. Also, the Community Christmas Party will be Sunday December 2, from 3-5pm this is a free event; with games, pool party, food, Santa Claus and the Grinch.

Ms. Scott also mentioned enrollment is currently going on for the youth Jr. Cavs basketball league.

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 "Michael Abella Jr.", is written over a light gray rectangular background.

Michael Abella, Jr.
Chairman

COMMITTEE OF THE WHOLE MEETING

November 26, 2018

IN ATTENDANCE: Vice Mayor Michael Abella Jr., Joseph Salzgeber, Nicholas Hanek, Anthony Capretta, Patricia Hanek, Brian Ousley, City Manager/Safety Director Carl DeForest, Service Director Paul Barnett, Recreation Center Superintendent Taylor Scott, Community & Economic Development Director Grant Aungst, Law Director Kenneth Fisher, Engineer Matt Jones, Assistant Finance Director Lynnette Ozanich, IT/Security Officer Rob Marok, Johnathan Mendel – Medina County Fair Housing, Council Clerk Fijabi Julien-Gallam, News Media.

The meeting convened at 6:35 p.m.

Mr. Salzgeber moved to excuse Mr. Delsanter for just cause. Vote – 6 Ayes, 0 Nays.

FAIR HOUSING PRESENTATION:

Johnathan Mendel was introduced as the Community Development Director City of Medina – Mr. Mendel was here this evening to provide fair housing training as part of the CHIP grant program.

Mr. Mendel distributed a packet of information on fair housing; a copy was attached to these minutes.

Mr. Mendel summarized fair housing rights and responsibilities, both state and federal law prohibit housing discrimination to protected classes outlined in the informational packet.

If someone feels they are being discriminated against they can contact the Medina County Fair Housing Office, the Ohio Civil Rights Commission, or HUD Fair Housing and Equal Opportunity Office.

Mr. Mendel advised information is available throughout the County, with local contacts in the City of Brunswick, Medina, and Wadsworth.

It was noted the federal government requires an analysis of impediments studies for fair housing, the county drafted one in 2013, and a new analysis will be completed in 2019.

Mr. Mendel noted in Medina County over the last year there were 95 complaints in the fair housing offices of which 90 of those complaints were disagreements between landlord and tenant.

Continuing, Mr. Mendel mentioned some of the recent fair housing issues that were investigated as reasonable accommodations; landlords have to make reasonable accommodations to dwellings for ADA purposes, service dogs are regulated by ADA, however, he noted there are no current clear rules on emotional support animals. Lastly Mr. Mendel noted tenancy cannot be denied solely on criminal history unless the details of the process were looked at.

Concluding the presentation, Mr. Mendel advised if there were any questions Cheryl Heinly is the Fair Housing Coordinator for Medina County, her contact information was listed in the handout, also, calls are taken in through Mr. Mendel's office at the City of Medina Community Development Department, as well as the Community Development Office in the City of Brunswick.

REVIEW LEGISLATION:

RES. NO. 95-18 – A resolution urging contributions to local food banks

This is annual legislation presented by Mr. Ousley; he expressed local food banks play an important role in the community by assisting those in need, and supply levels are depleted after the holiday season and at the lowest levels in January.

He noted the Brunswick Food Pantry helps those in the City of Brunswick, Brunswick Hills Township, Valley City, and Hinckley.

Mr. Ousley moved this resolution to tonight's Council Agenda of November 26, 2018 for three readings. Vote – 6 Ayes, 0 Nays.

RES. NO. 96-18- An emergency resolution authorizing the City Manager to enter into an agreement with CCQ Automation, Inc., to implement energy infrastructure efficiency upgrades to the HVAC systems at City Hall and Police Department in an amount not to exceed \$67,266.00

Mr. Barnett advised the City received a grant from NOPEC for energy improvements and the proposed project with CCG Automation is to automate the current HVAC unit making it smarter. He noted with future NOPEC grants the administration intends to do HVAC replacements and the new control system can be used on the new system.

Mrs. Hanek moved this resolution to tonight's Council Agenda of November 26, 2018 as an emergency for three readings. Vote – 6 Ayes, 0 Nays.

RES. NO. 97-18 – An emergency resolution authorizing the City Manager to enter into a Municipal Engineering Consulting Services Agreement with Chagrin Valley Engineering, LTD, for the provision of professional municipal engineering services and designating Matthew M. Jones, P.E., as Consulting Municipal Engineer

This legislation authorizes an agreement with Chagrin Valley Engineering for engineering consulting services for the next two years, designating Matthew Jones as consulting engineer. The proposed agreement is of similar cost as the existing agreement; the cost per construction project is almost exactly the same. Mr. Barnett noted with the current agreement all inspections done on construction projects were paid for out of what the contractor bids and paid through the contract of which CVE got a percentage of the contract, starting next year the inspection is being pulled out being paid by the City, the cost of the contracts will go down slightly, however, CVE will make the same amount of money under the proposed contract as they do under the existing contract. Mr. Barnett pointed out slight changes in some of the specialized services.

Mr. Capretta asked about QCI, and Mr. Barnett indicated the City has a contract with QCI and that contract will continue, and they will be paid off of purchase orders developed as opposed to paying them off of what the contractor is being paid.

Mr. Salzgeber moved this resolution to tonight's Council Agenda of November 26, 2018 as an emergency for three readings. Vote – 6 Ayes, 0 Nays.

ORD. NO. 98-18 – An emergency ordinance to approve the editing and inclusion of certain ordinances as components of the Codified Ordinances; to provide for the adoption of new legislation in the updated revised Codified Ordinances; and to repeal ordinances in conflict therewith

Mrs. Gallam explained the legislation is for the semi-annual codification updates, the next code update will be April 2019.

Mr. Salzgeber moved this ordinance to tonight's Council Agenda of November 26, 2018 as an emergency with suspension of the rules. Vote – 6 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was none.

EXECUTIVE SESSION:

Mr. Hanek moved to go into Executive Session for the purpose to discuss compensation of a public employee, seconded by Mr. Salzgeber. Roll Call – Ayes – 6, Mr. Hanek, Mr. Ousley, Mr. Capretta, Mr. Abella, Mr. Salzgeber, Mrs. Hanek. Nays – 0. Motion Carried.

Mr. Hanek moved to adjourn out of Executive Session, seconded by Mrs. Hanek. Roll Call – Ayes – 6, Mrs. Hanek, Mr. Ousley, Mr. Hanek, Mr. Abella, Mr. Capretta, Mr. Salzgeber. Nays – 0. Motion Carried.

ADJOURNMENT:

Being no further business, Mr. Hanek moved to adjourn the Committee of the Whole meeting at 7:17 p.m. Vote – 6 Ayes, 0 Nays.

Respectfully submitted,

Valerie Zak

Valerie Zak
Assistant Clerk of Council

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 12/10/2018

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 84-18** - An ordinance rezoning PPN 003-18D-03-089 from the R-R Rural Residential District to the C-G General Commercial District. - **3rd Reading** (Economic Development Committee, *Administration/Grant Aungst*)

BACKGROUND: At their meeting on October 18, 2018, the Planning Commission recommended approval to City Council to rezone the East Brunswick Professional Building, 3864 Center Road, that was annexed into the City of Brunswick on March 12, 2018 (Ordinance No. 19-18), from the R-R Rural Residential holding district to the C-G General Commercial District.

PURPOSE AND EXPLANATION: As the property on the west and east sides of the subject parcel is zoned C-G, the rezoning request would be consistent with the adjacent properties. The property to the south of the parcel is zoned R-L Low Density Residential District.

IMPLEMENTATION SCHEDULE: Hold first reading on November 12, 2018.

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?
Recommend approval

**ADDITIONAL
INFORMATION:**

MAYOR
RON FALCONI

CITY OF BRUNSWICK

COUNCIL
MICHAEL J. ABELLA, JR
ANTHONY P. CAPRETTA
JOSEPH P. DELSANTER
NICHOLAS HANEK
PATRICIA HANEK
BRIAN K. OUSLEY
JOSEPH SALZGEBER

CITY MANAGER / SAFETY DIRECTOR
CARL S. DEFOREST

October 19, 2018

George Goudreau
Goudreau Management
9701 Brookpark Road
Cleveland, OH 44129

RE: 3864 Center Road, Brunswick
Rezoning from R-R District to C-G District

Dear Mr. Goudreau:

The Brunswick City Planning Commission, at their meeting on October 18, 2018, voted to recommend **approval** to City Council to rezone the East Brunswick Professional Center, located at 3864 Center Road, Brunswick from the current R-R Rural Residential District for property annexed into the City, to the C-G General Commercial District. As required by Section 6.02(c)(1), City Council approval is required to approve the rezoning.

The first of three readings on the legislation is scheduled for City Council's November 12, 2018 meeting. Please contact Clerk of Council Fijabi Gallam at (330) 5580-6845; she will inform you of the meeting time.

If you have any questions, please contact me at (330) 558-6865.

Sincerely,



Pamela Plavecski,
Planning & Zoning Coordinator

c: Carl DeForest, City Manager
City Council
Grant Aungst, Com. & Econ. Dev. Director
Ken Fisher, Law Director
Matt Jones, Consulting City Engineer
Cliff Calaway, Chief Building Official



4095 CENTER ROAD - BRUNSWICK, OHIO 44212

CITY HALL PHONE: (330) 225-9144 - FAX: (330) 273-8023 - POLICE & FIRE PHONE: (330) 225-9111 - FAX: (330) 225-6002
<http://www.brunswick.oh.us>

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE REZONING PPN 003-18D-03-089 FROM THE R-R RURAL RESIDENTIAL DISTRICT TO THE C-G GENERAL COMMERCIAL DISTRICT.

WHEREAS: Upon application of the property owner to rezone the property known as PPN 003-18D-03-089 from the R-R Rural Residential District to the C-G General Commercial District, on October 18, 2018, the Planning Commission held a public hearing on the requested rezoning; and

WHEREAS: On October 18, 2018, the Planning Commission voted to recommend approval to City Council of the proposed rezoning of the property known as PPN 003-18D-03-089 from the R-R Rural Residential District to the C-G General Commercial District.

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

SECTION 1: That upon application of the property owner, the property known as PPN 003-18D-03-089 is hereby rezoned from the R-R Rural Residential District to the C-G General Commercial 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
Fijabi Julien-Gallam, CMC

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 84-18

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

AN ORDINANCE REZONING PPN 003-18D-03-089 FROM THE R-R RURAL RESIDENTIAL DISTRICT TO THE C-G GENERAL COMMERCIAL DISTRICT.

WHEREAS: Upon application of the property owner to rezone the property known as PPN 003-18D-03-089 from the R-R Rural Residential District to the C-G General Commercial District, on October 18, 2018, the Planning Commission held a public hearing on the requested rezoning; and

WHEREAS: On October 18, 2018, the Planning Commission voted to recommend approval to City Council of the proposed rezoning of the property known as PPN 003-18D-03-089 from the R-R Rural Residential District to the C-G General Commercial District.

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

SECTION 1: That upon application of the property owner, the property known as PPN 003-18D-03-089 is hereby rezoned from the R-R Rural Residential District to the C-G General Commercial 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
Fijabi Julien-Gallam, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/10/2018

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager
Brian Ohlin

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 85-18** - An emergency resolution authorizing the City Manager to purchase two (2) unmarked Ford Fusions with police equipment installed for the Division of Police from Statewide Ford in an amount not to exceed \$42,000.00. - **3rd Reading** (Safety & Environment Committee, Administration/Brian Ohlin)

BACKGROUND: We are requesting council approval to purchase 2 unmarked police vehicles in amount not to exceed \$42,000 at or below state bid contract pricing from Statewide Ford. These vehicles will replace 2 current police vehicles with high mileage and increasing maintenance costs. The capital funds are available in the police capital budget.

**PURPOSE AND
EXPLANATION:**

**IMPLEMENTATION
SCHEDULE:**

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:** This capital purchase will first require sufficient Council appropriations to be in place. The FY 2019 budget is currently anticipated to be adopted and effective by January 1, 2019. A purchase order cannot be certified by the Finance Director until this occurs and the funding is legally in place.

**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?

Three readings and pass as an emergency so the order can be placed with current pricing and we

can get in the production queue.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. _____

BY:

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE TWO (2) UNMARKED FORD FUSIONS WITH POLICE EQUIPMENT INSTALLED FOR THE DIVISION OF POLICE FROM STATEWIDE FORD IN AN AMOUNT NOT TO EXCEED \$42,000.00.

WHEREAS: The City of Brunswick belongs to the Ohio Cooperative Purchasing Program under the direction of the Ohio Department of Administrative Services; and

WHEREAS: Ohio Revised Code Section 125.04(C) permits the City to purchase supplies or services from another party without competitive bidding and outside the State Purchasing Program if such supplies or services can be purchased under equivalent terms, conditions and specifications, but at a lower price than through the State Procurement Program; and

WHEREAS: The proposed purchase of two (2) unmarked Ford Fusions with police equipment installed from Statewide Ford in an amount not to exceed \$42,000.00, is upon equivalent terms, conditions and specifications and at a lower price than through the State Purchasing Program.

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

SECTION 1: That the City Manager is hereby authorized to purchase two (2) unmarked Ford Fusions with police equipment installed for the Division of Police from Statewide Ford in an amount not to exceed \$42,000.00.

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 secure pricing and commence production. 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. 85-18

BY: Mr. Ousley, Salzgeber and Mr. Abella

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE TWO (2) UNMARKED FORD FUSIONS WITH POLICE EQUIPMENT INSTALLED FOR THE DIVISION OF POLICE FROM STATEWIDE FORD IN AN AMOUNT NOT TO EXCEED \$42,000.00.

WHEREAS: The City of Brunswick belongs to the Ohio Cooperative Purchasing Program under the direction of the Ohio Department of Administrative Services; and

WHEREAS: Ohio Revised Code Section 125.04(C) permits the City to purchase supplies or services from another party without competitive bidding and outside the State Purchasing Program if such supplies or services can be purchased under equivalent terms, conditions and specifications, but at a lower price than through the State Procurement Program; and

WHEREAS: The proposed purchase of two (2) unmarked Ford Fusions with police equipment installed from Statewide Ford in an amount not to exceed \$42,000.00, is upon equivalent terms, conditions and specifications and at a lower price than through the State Purchasing Program.

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

SECTION 1: That the City Manager is hereby authorized to purchase two (2) unmarked Ford Fusions with police equipment installed for the Division of Police from Statewide Ford in an amount not to exceed \$42,000.00.

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 secure pricing and commence production. 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: 12/10/2018

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager
Brian Ohlin

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 86-18** - An emergency resolution authorizing the City Manager to purchase one (1) marked police cruiser for the Division of Police from Greve Chrysler in an amount not to exceed \$34,000.00.
- **3rd Reading** (Safety and Environment Committee, *Administration/Brian Ohlin*)

BACKGROUND: We are requesting council approval to purchase 1 marked police cruiser in amount not to exceed \$34,000 at or below state bid contract pricing from Greve Chrysler. This vehicle will replace a current police cruiser with high mileage and increasing maintenance costs. The capital funds are available in the police capital budget.

**PURPOSE AND
EXPLANATION:**

**IMPLEMENTATION
SCHEDULE:**

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

This capital purchase will first require sufficient Council appropriations to be in place. The FY 2019 budget is currently anticipated to be adopted and effective by January 1, 2019. A purchase order cannot be certified by the Finance Director until this occurs and the funding is legally in place.

**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 request three readings and pass as an emergency so we can order the vehicles with current pricing and get in the production queue.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. _____

BY:

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE ONE (1) MARKED POLICE CRUISER FOR THE DIVISION OF POLICE FROM GREVE CHRYSLER IN AN AMOUNT NOT TO EXCEED \$34,000.00.

WHEREAS: The City of Brunswick belongs to the Ohio Cooperative Purchasing Program under the direction of the Ohio Department of Administrative Services; and

WHEREAS: Ohio Revised Code Section 125.04(C) permits the City to purchase supplies or services from another party without competitive bidding and outside the State Purchasing Program if such supplies or services can be purchased under equivalent terms, conditions and specifications, but at a lower price than through the State Procurement Program; and

WHEREAS: The proposed purchase of one (1) marked police cruiser from Greve Chrysler in an amount not to exceed \$34,000.00, is upon equivalent terms, conditions and specifications and at a lower price than through the State Purchasing Program.

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

SECTION 1: That the City Manager is hereby authorized to purchase one (1) marked police cruiser for the Division of Police from Greve Chrysler in an amount not to exceed \$34,000.00, subject to appropriation of funds by City Council as required by law.

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 secure pricing and commence production. 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. 86-18

BY: Mr. Ousley, Salzgeber and Mr. Abella

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE ONE (1) MARKED POLICE CRUISER FOR THE DIVISION OF POLICE FROM GREVE CHRYSLER IN AN AMOUNT NOT TO EXCEED \$34,000.00.

WHEREAS: The City of Brunswick belongs to the Ohio Cooperative Purchasing Program under the direction of the Ohio Department of Administrative Services; and

WHEREAS: Ohio Revised Code Section 125.04(C) permits the City to purchase supplies or services from another party without competitive bidding and outside the State Purchasing Program if such supplies or services can be purchased under equivalent terms, conditions and specifications, but at a lower price than through the State Procurement Program; and

WHEREAS: The proposed purchase of one (1) marked police cruiser from Greve Chrysler in an amount not to exceed \$34,000.00, is upon equivalent terms, conditions and specifications and at a lower price than through the State Purchasing Program.

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

SECTION 1: That the City Manager is hereby authorized to purchase one (1) marked police cruiser for the Division of Police from Greve Chrysler in an amount not to exceed \$34,000.00, subject to appropriation of funds by City Council as required by law.

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 secure pricing and commence production. 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: 12/10/2018

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager
Julie Murawski

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 88-18** - A resolution permitting the City Administration to sell, through public internet auctions, personal property, including motor vehicles acquired for the use of municipal officers and departments, and road machinery, equipment, tools, or supplies, which are not needed for public use, or are obsolete or unfit for the use for which it was acquired for the year 2019. - **3rd Reading** (Committee-of-the-Whole, *Administration/Julie Murawski*)

BACKGROUND: For the past several years we have utilized the internet auction for sale of personal property of the City of Brunswick. City Council is required to adopt an annual resolution permitting the City to utilize the internet auction provisions of O.R.C. Section 721.15.

PURPOSE AND EXPLANATION: In order to allow the City Administration to sell, through public internet auctions, personal property, including motor vehicles acquired for the use of municipal offices and departments, and road machinery, equipment, tools or supplies, which are not needed for public use, or are obsolete or unfit for the use for which it was acquired, legislation must be adopted by City Council annually.

IMPLEMENTATION SCHEDULE: This legislation would be effective January 10, 2019.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: The fiscal impact comes in the disposal or sale of an asset and the receipt of sale proceeds. The financial impact ultimately depends on the volume and the type of items. Historical capital asset sale proceeds are receipted into the capital account of the department who owns or possessed the item being sold. If the asset is not claimed by a particular department, the proceeds are generally deposited into the City's Capital Improvement Fund.

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?
This legislation is required to be read three (3) times.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 88-18

BY: Committee-of-the-Whole

A RESOLUTION PERMITTING THE CITY ADMINISTRATION TO SELL, THROUGH PUBLIC INTERNET AUCTIONS, PERSONAL PROPERTY, INCLUDING MOTOR VEHICLES ACQUIRED FOR THE USE OF MUNICIPAL OFFICERS AND DEPARTMENTS, AND ROAD MACHINERY, EQUIPMENT, TOOLS, OR SUPPLIES, WHICH ARE NOT NEEDED FOR PUBLIC USE, OR ARE OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED FOR THE YEAR 2019.

WHEREAS: Ohio Revised Code Section 721.15 permits municipalities to sell obsolete/unfit items by internet auction; and

WHEREAS: An annual Resolution adopted by City Council is required to permit the City to utilize the internet auction provision of ORC Section 721.15.

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

SECTION 1: That this Council hereby permits the City Administration to utilize the internet auction for the sale of personal property, including motor vehicles acquired for the use of municipal officers and departments, and road machinery, equipment, tools, or supplies, which are not needed for public use, or are obsolete or unfit for the use for which it was acquired for the year 2019.

SECTION 2: That the Clerk of Council shall cause notice of the adoption of this resolution to be published, in a newspaper of general circulation in the City, of the City's intent to sell unneeded, obsolete or unfit municipal personal property by internet auction. The notice shall include a summary of the information provided in this Resolution and shall be published at least two (2) times. The second and any subsequent notice shall be published not less than ten (10) nor more than twenty (20) days after the previous notice.

SECTION 3: That the Clerk of Council shall cause a notice to be posted continually throughout the calendar year in a conspicuous place in the offices of the Clerk of Council and the City Council and shall cause said notice to be posted continuously throughout the year on the City website.

SECTION 4: That the City shall conduct the internet auction via eBay (or other similar bidding site as long as notice is given) using the parameters provided by the auction site. Minimum price or reserve may be set, but is not required by law.

SECTION 5: That bidding shall continue for no less than fifteen (15) days, including Saturdays, Sundays and legal holidays, and shall be set for each item as noted on the internet auction site.

SECTION 6: That all terms and conditions of sale, including but not limited to pick-up and delivery, method of payment, sales tax, complete descriptions and/or pictures of the items, shall be specified for each item on the internet auction site.

SECTION 7: That the highest bidder upon the close of the open bidding period will be deemed to be the successful bidder of the internet auction. Upon the close of the auction, the City shall remit an invoice to the successful bidder for the amount of the bid. The successful bidder shall remit the entire payment within ten days of receipt of the invoice. Acceptable forms of payment include cashier's check, certified check, or money order. Other payment arrangements may be made by the City where circumstances warrant. Payment options such as on-line payment systems and PayPal or similar services are acceptable payment options. Notwithstanding the foregoing, all payment options are subject to the approval of the City's Finance Director.

SECTION 8: That all communication with the successful bidder shall occur in writing. Arrangements and costs associated with delivery to the successful bidder shall be the sole responsibility of the successful bidder. Risk of loss will be transferred to the successful bidder upon the tendering of the goods to the shipping company chosen by the successful bidder.

SECTION 9: That all items shall be sold without warranty in "AS IS" condition. All advertisements, listings, and notices shall be subject to the following language:

"The City of Brunswick, its officers, employers and agents offer this item for sale "AS IS" without any warranty or condition, express, implied or statutory. The City of Brunswick, its officers, employers and agents, specifically disclaim any implied warranties of title, merchantability, fitness for a particular purpose and non-infringement."

SECTION 10: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 11: 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: 12/10/2018

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager
Todd Fischer

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 89-18** - An emergency ordinance to adopt the annual appropriation budget for expenditures of the City of Brunswick for the year beginning January 1, 2019 and ending December 31, 2019. - **3rd Reading** (Finance Committee, *Administration/Todd Fischer*)

BACKGROUND: Each year and in accordance with Ohio Revised Code Section 5705.38 (A) Council is required to adopt an annual appropriation budget.

PURPOSE AND EXPLANATION: In order to comply with the Ohio Revised Code Section 5705 any and all activity of the City must be included in the budget.

As actual information is obtained and compared to estimates or new items are requested to be added or deleted by the respective departments, it is required to present proposed budget amendments to Council for approval. This process is required by law and audited under the direction of the Auditor of State for compliance every year.

IMPLEMENTATION SCHEDULE: The 2019 Budget proposal was presented and discussed with the Finance Committee and other members of Council on October 29, 2018. This budget legislation is anticipated to be moved to the November 12, 2018 Council agenda as an emergency for three readings. Recommended action for approval is requested after the third reading on December 10, 2018 with emergency.

The emergency clause is considered necessary in order to remain in compliance with the Ohio Revised Code, allow for the daily operations of the City of Brunswick to continue without interruptions, and allow for a more timely and seamless transition into 2019.

FINANCIAL INFORMATION: Schedule of Fund Appropriations - See Exhibit A - 01/01/2019 - See Exhibit A - Various - - 71669567.04

FINANCIAL SUMMARY: The total 2018 appropriation budget for all funds (including all book internal transfers, self-insurance, agency funds, etc.) equals \$71,669,567.04.

**RECOMMENDED
ACTION:**

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

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

The 2019 Budget proposal was presented and discussed with the Finance Committee and other members of Council on October 29, 2018. This budget legislation is anticipated to be moved to the November 12, 2018 Council agenda as an emergency for three readings. Recommended action for approval is requested after the third reading on December 10, 2018 with emergency.

The emergency clause is considered necessary in order to remain in compliance with the Ohio Revised Code, allow for the daily operations of the City of Brunswick to continue without interruptions, and allow for a more timely and seamless transition into 2019.

**ADDITIONAL
INFORMATION:**

See Exhibit A.

CITY OF BRUNSWICK, OHIO

ORDINANCE NUMBER



By:

AN EMERGENCY ORDINANCE ADOPTING THE ANNUAL APPROPRIATION BUDGET FOR EXPENDITURES OF THE CITY OF BRUNSWICK FOR THE YEAR BEGINNING JANUARY 1, 2019 AND ENDING DECEMBER 31, 2019

WHEREAS: The City of Brunswick Charter requires that an annual budget be prepared and submitted as provided by the laws of the State of Ohio;

WHEREAS: Ohio Revised Code Section 5705.38(A) requires this Council to adopt an annual appropriation budget; and

WHEREAS: City Council has publicly reviewed the 2019 Operating and Capital Budget and is desirous to comply with local and State Laws.

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

SECTION 1: That to provide for expenditures of the City of Brunswick, Ohio during the fiscal year beginning January 1, 2019 and ending December 31, 2019, the 2019 Operating and Capital Appropriation Budget, as attached hereto and incorporated herein as Exhibit "A", is hereby adopted.

SECTION 2: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare, and for the further reason that Ohio law prescribes time limitations on the adoption and certification of the 2019 Operating and Capital Appropriation Budget. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes.

PASSED: 1st Reading _____
2nd Reading _____
3rd Reading _____
Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam

City of Brunswick, Ohio
 Departmental Budget Worksheet
 Exhibit A
 For the Budget Year Ending, December 31, 2019

Fund Number	Fund Name / Department	Personal Service	Other	Total
General Fund				
001	General Fund			
	City Council	169,031.00	86,331.00	\$ 255,362.00
	Mayor	95,241.00	91,496.00	\$ 186,737.00
	City Manager	179,463.00	144,979.00	\$ 324,442.00
	Information Technologies	158,683.00	339,471.00	\$ 498,154.00
	Engineering	22,665.00	315,951.00	\$ 338,616.00
	Building Department	317,900.00	219,251.00	\$ 537,151.00
	Cemetery Maintenance	-	16,750.00	\$ 16,750.00
	Janitorial Contract	-	21,627.00	\$ 21,627.00
	City Hall Building & Grounds	16,950.00	54,515.00	\$ 71,465.00
	Administrative Services	99,628.00	70,658.00	\$ 170,286.00
	Economic Development	105,737.00	234,530.00	\$ 340,267.00
	Animal Control	71,591.00	66,809.00	\$ 138,400.00
	Law Department	178,787.00	251,219.00	\$ 430,006.00
	Finance Department	239,470.00	218,270.00	\$ 457,740.00
	Income Tax Department	193,910.00	209,855.00	\$ 403,765.00
	Parks & Recreation Director	86,980.00	65,605.00	\$ 152,585.00
	General Fund Administration	-	1,022,000.00	\$ 1,022,000.00
	Planning Division/Community Development	46,714.00	31,737.00	\$ 78,451.00
	Board of Building Appeals	388.00	1,206.00	\$ 1,594.00
	Board of Zoning Appeals	2,724.00	5,895.00	\$ 8,619.00
	Board of Civil Service	13,723.00	25,840.00	\$ 39,563.00
	Board of Ethics	3,040.00	2,375.00	\$ 5,415.00
	Board of Commemorative Affairs	-	21,500.00	\$ 21,500.00
	General Fund Transfers / Advances	-	19,296,441.00	\$ 19,296,441.00
001	Total General Fund	\$ 2,002,625.00	\$ 22,814,311.00	\$ 24,816,936.00
Special Revenue Funds:				
110	Court Computerization Fund	10,011.00	17,690.00	\$ 27,701.00
111	FEMA Grant Fund	-	-	\$ -
114	Police Wages Fund	4,209,923.00	4,384,415.00	\$ 8,594,338.00
115	Fire Fund	2,349,525.00	2,629,618.24	\$ 4,979,143.24
117	Street Repair & Maintenance Fund	1,119,506.00	1,944,824.50	\$ 3,064,330.50
118	State Highway Fund	-	128,525.00	\$ 128,525.00
119	Law Enforcement Fund	-	1,000.00	\$ 1,000.00
120	Brunswick Transit Alternative (BTA) Fund	-	53,000.00	\$ 53,000.00
121	RLF / CDBG Fund	-	-	\$ -
123	Brunswick Area Television (BAT) Fund	134,072.00	220,254.00	\$ 354,326.00
127	Parks Fund	210,081.00	414,887.00	\$ 624,968.00
129	Department of Justice Federal Grant Fund	-	13,114.94	\$ 13,114.94
130	DUI Enforcement & Education Fund	-	7,000.00	\$ 7,000.00
131	Recreation Center Fund	469,523.00	695,390.00	\$ 1,164,913.00
133	Home Improvement Grant Fund (CDBG)	-	14,020.40	\$ 14,020.40
Enterprise Funds:				
223	Refuse Fund	64,009.00	2,376,238.00	\$ 2,440,247.00
224	Storm Water Management Fund	29,962.00	1,847,741.04	\$ 1,877,703.04
Capital Improvement Funds:				
300	General Permanent Improvement Fund	-	331,300.00	\$ 331,300.00
332	Road Levy Fund	-	2,709,720.47	\$ 2,709,720.47
333	Road Improvement Fund	-	3,535,140.60	\$ 3,535,140.60
334	Traffic Control Fund	-	-	\$ -
335	Public Square Fund	-	-	\$ -
339	Fire Improvement Fund	-	-	\$ -
341	Park Improvement Fund	-	78,500.00	\$ 78,500.00
347	North Carpenter Road Improvement Fund	-	10,141,618.79	\$ 10,141,618.79
348	Boston Road Improvement Fund	-	93,519.24	\$ 93,519.24
353	I-71 / Rt. 303 Enhancement Fund	-	(0.00)	\$ (0.00)
360	Brunswick Lake Improvement Fund	-	40,575.00	\$ 40,575.00

City of Brunswick, Ohio
 Departmental Budget Worksheet
 Exhibit A
 For the Budget Year Ending, December 31, 2019

Fund Number	Fund Name / Department	Personal Service	Other	Total
367	OPWC Hadcock Rd Reconstruction Fund		-	\$ -
368	OPWC Grafton Road Improvement Fund		657,046.38	\$ 657,046.38
369	OPWC Center Road Resurfacing Fund		-	\$ -
370	OPWC Multi Roads Improvement Fund		799,682.96	\$ 799,682.96
371	OPWC Laurel Road Improvement Fund		1,227,600.00	\$ 1,227,600.00
Self Insurance Fund:				
600	Self Insurance Fund	-	3,011,360.00	\$ 3,011,360.00
Debt Service Funds:				
771	General Obligation Bond Retirement Fund	-	-	\$ -
780	Special Assessment BRF: Grafton Phase III	-	-	\$ -
781	Special Assessment BRF: South Industrial Parkway	-	108,125.00	\$ 108,125.00
782	Special Assessment BRF: Laurel Road (2006)	-	43,337.50	\$ 43,337.50
783	Special Assessment BRF: Brunswick Lake - Dam	-	18,948.79	\$ 18,948.79
784	Special Assessment BRF: Brunswick Lake - Dredging	-	11,826.19	\$ 11,826.19
Agency Funds:				
881	General Trust Agency Fund	-	525,000.00	\$ 525,000.00
882	Unclaimed Money Agency Fund	-	20,000.00	\$ 20,000.00
885	Flexible Spending Agency Fund	-	135,000.00	\$ 135,000.00
886	Non-Residential 3% Building Permit Agency Fund	-	10,000.00	\$ 10,000.00
887	Residential 1% Building Permit Agency Fund	-	10,000.00	\$ 10,000.00
Grand Total				\$ 71,669,567.04

CITY OF BRUNSWICK, OHIO

ORDINANCE NUMBER 89-18



By: Mrs. Hanek, Mr. Ousley and Mr. Delsanter

AN EMERGENCY ORDINANCE ADOPTING THE ANNUAL APPROPRIATION BUDGET FOR EXPENDITURES OF THE CITY OF BRUNSWICK FOR THE YEAR BEGINNING JANUARY 1, 2019 AND ENDING DECEMBER 31, 2019

WHEREAS: The City of Brunswick Charter requires that an annual budget be prepared and submitted as provided by the laws of the State of Ohio;

WHEREAS: Ohio Revised Code Section 5705.38(A) requires this Council to adopt an annual appropriation budget; and

WHEREAS: City Council has publicly reviewed the 2019 Operating and Capital Budget and is desirous to comply with local and State Laws.

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

SECTION 1: That to provide for expenditures of the City of Brunswick, Ohio during the fiscal year beginning January 1, 2019 and ending December 31, 2019, the 2019 Operating and Capital Appropriation Budget, as attached hereto and incorporated herein as Exhibit "A", is hereby adopted.

SECTION 2: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare, and for the further reason that Ohio law prescribes time limitations on the adoption and certification of the 2019 Operating and Capital Appropriation Budget. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes.

PASSED: 1st Reading _____
2nd Reading _____
3rd Reading _____
Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

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

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/10/2018

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager
Ken Fisher

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO 90-18** - A resolution ratifying and confirming the renewal of the existing agreement with the Medina County Public Defender Commission and the Medina County Commissioners for indigent defense services in Medina Municipal Court for municipal code violations from January 1, 2019 through December 31, 2019.- **3rd Reading** (Committee-of-the-Whole, *Administration/Ken Fisher*)

BACKGROUND:

**PURPOSE AND
EXPLANATION:**

**IMPLEMENTATION
SCHEDULE:**

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:** Costs are dependent on the number of appointed Public Defenders. Local budgets are established by City Council and expenses paid out of the Law Department's adopted budget. Amounts paid will be subject to sufficient Council appropriations and certified purchase orders pursuant to Ohio Revised Code Section 5705.41D.

**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:

A RESOLUTION RATIFYING AND CONFIRMING THE RENEWAL OF THE EXISTING AGREEMENT WITH THE MEDINA COUNTY PUBLIC DEFENDER COMMISSION AND THE MEDINA COUNTY COMMISSIONERS FOR INDIGENT DEFENSE SERVICES IN MEDINA MUNICIPAL COURT FOR MUNICIPAL CODE VIOLATIONS FROM JANUARY 1, 2019 THROUGH DECEMBER 31, 2019.

WHEREAS: The Ohio Public Defender is requiring that the Medina County Public Defender Commission enter into an updated agreement with the City for the provision of indigent defense services in Medina Municipal Court for municipal code violations containing a recognizable term and necessary clauses required by Ohio Administrative Code Section 120-1-09;

WHEREAS: On October 10, 2011, this Council adopted Resolution No. 72-11, which authorized the City Manager to enter into such Agreement from January 1, 2012 through December 31, 2012;

WHEREAS: On October 22, 2012, this Council adopted Resolution No. 100-12, which authorized the renewal of the existing Agreement from January 1, 2013 through December 31, 2013;

WHEREAS: On October 28, 2013, this Council adopted Resolution No. 86-13, which authorized the renewal of the existing Agreement from January 1, 2014 through December 31, 2014;

WHEREAS: On October 27, 2014, this Council adopted Resolution No. 82-14, which authorized the renewal of the existing Agreement from January 1, 2015 through December 31, 2015;

WHEREAS: On November 9, 2015, this Council adopted Resolution No. 88-15, which authorized the renewal of the existing Agreement from January 1, 2016 through December 31, 2016;

WHEREAS: On November 14, 2016, this Council adopted Resolution No. 64-16, which authorized the renewal of the existing Agreement from January 1, 2017 through December 31, 2017;

WHEREAS: On November 27, 2017, this Council adopted Resolution No. 104-17, which authorized the renewal of the existing Agreement from January 1, 2018 through December 31, 2018; and

WHEREAS: The Agreement must be renewed annually by Resolution of this Council pursuant to the requirements of the Ohio Public Defender's Office.

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

SECTION 1: This Council hereby ratifies and confirms the renewal of the exiting Agreement with the Medina County Public Defender and the Medina County Commissioners for indigent defense services in Medina Municipal Court for municipal code violations from January 1, 2019 through December 31, 2019.

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
RESOLUTION NO. 90-18

BY: Committee-of-the-Whole

A RESOLUTION RATIFYING AND CONFIRMING THE RENEWAL OF THE EXISTING AGREEMENT WITH THE MEDINA COUNTY PUBLIC DEFENDER COMMISSION AND THE MEDINA COUNTY COMMISSIONERS FOR INDIGENT DEFENSE SERVICES IN MEDINA MUNICIPAL COURT FOR MUNICIPAL CODE VIOLATIONS FROM JANUARY 1, 2019 THROUGH DECEMBER 31, 2019.

- WHEREAS: The Ohio Public Defender is requiring that the Medina County Public Defender Commission enter into an updated agreement with the City for the provision of indigent defense services in Medina Municipal Court for municipal code violations containing a recognizable term and necessary clauses required by Ohio Administrative Code Section 120-1-09;
- WHEREAS: On October 10, 2011, this Council adopted Resolution No. 72-11, which authorized the City Manager to enter into such Agreement from January 1, 2012 through December 31, 2012;
- WHEREAS: On October 22, 2012, this Council adopted Resolution No. 100-12, which authorized the renewal of the existing Agreement from January 1, 2013 through December 31, 2013;
- WHEREAS: On October 28, 2013, this Council adopted Resolution No. 86-13, which authorized the renewal of the existing Agreement from January 1, 2014 through December 31, 2014;
- WHEREAS: On October 27, 2014, this Council adopted Resolution No. 82-14, which authorized the renewal of the existing Agreement from January 1, 2015 through December 31, 2015;
- WHEREAS: On November 9, 2015, this Council adopted Resolution No. 88-15, which authorized the renewal of the existing Agreement from January 1, 2016 through December 31, 2016;
- WHEREAS: On November 14, 2016, this Council adopted Resolution No. 64-16, which authorized the renewal of the existing Agreement from January 1, 2017 through December 31, 2017;
- WHEREAS: On November 27, 2017, this Council adopted Resolution No. 104-17, which authorized the renewal of the existing Agreement from January 1, 2018 through December 31, 2018; and
- WHEREAS: The Agreement must be renewed annually by Resolution of this Council pursuant to the requirements of the Ohio Public Defender's Office.

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

SECTION 1: This Council hereby ratifies and confirms the renewal of the exiting Agreement with the Medina County Public Defender and the Medina County Commissioners for indigent defense services in Medina Municipal Court for municipal code violations from January 1, 2019 through December 31, 2019.

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: 12/10/2018

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager
Todd Fischer

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 91-18** - An emergency ordinance creating an OPWC Laurel Road Improvement Fund (#371). - **3rd Reading** (Finance Committee, *Administration/Todd Fischer*)

BACKGROUND: Ohio Revised Code Section 5705.09(F) requires the City to establish a special fund for each class of revenues derived from a source other than the general property tax, which the law requires to be used for a particular purpose; and

The OPWC Laurel Road Improvement Fund #371 will be created and used to account for the OPWC monies, if awarded to the City of Brunswick for multi roads improvement projects as outlined in the OPWC application(s).

PURPOSE AND EXPLANATION: Ohio Revised Code Section 5705.09(F) requires the City to establish a special fund for each class of revenues derived from a source other than the general property tax, which the law requires to be used for a particular purpose; and

The OPWC Laurel Road Improvement Fund #371 will be created and used to account for the OPWC monies, if awarded to the City of Brunswick for multi roads improvement projects as outlined in the OPWC application(s).

IMPLEMENTATION SCHEDULE: The 2019 Budget proposal was presented and discussed with the Finance Committee and other members of Council on October 29, 2018. This presentation included the request to establish a new fund. This legislation and other 2019 pieces of budget legislation are anticipated to be moved to the November 12, 2018 Council agenda as an emergency for three readings. Recommended action for approval is requested on the third reading on December 10, 2018 with emergency.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: The establishment of a fund allows for the accounting structure to be in place if and when a State grant or loan is received for a particular project. There are no costs associated with the act of establishing a fund.

A separate piece of legislation establishing the appropriations or authorization of a contract is required.

**RECOMMENDED
ACTION:**

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

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

The 2019 Budget proposal was presented and discussed with the Finance Committee and other members of Council on October 29, 2018. This presentation included the request to establish a new fund. This legislation and other 2019 pieces of budget legislation are anticipated to be moved to the November 12, 2018 Council agenda as an emergency for three readings. Recommended action for approval is requested on the third reading on December 10, 2018 with emergency.

The emergency and suspension clause is considered necessary in order to remain in compliance with the Ohio Revised Code, allow for the daily operations of the City of Brunswick to continue without interruptions, and allow for a timely and seamless transition into 2019.

**ADDITIONAL
INFORMATION:**

None.

CITY OF BRUNSWICK, OHIO

ORDINANCE NUMBER



By:

AN EMERGENCY ORDINANCE CREATING AN OPWC LAUREL ROAD IMPROVEMENT FUND (#371)

WHEREAS: Ohio Revised Code Section 5705.09(F) requires the City to establish a special fund for each class of revenues derived from a source other than the general property tax, which the law requires to be used for a particular purpose; and

WHEREAS: The OPWC Laurel Road Improvement Fund #371 will be created and used to account for the OPWC monies awarded to the City of Brunswick for Laurel Road improvement projects as outlined in the OPWC application(s).

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That an OPWC Laurel Road Improvement Fund #371 is hereby created.

SECTION 2: This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety, welfare, and providing for the usual daily operation of a municipal department, and for the further reason that proper fund accounting measures be created. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam

CITY OF BRUNSWICK, OHIO

ORDINANCE NUMBER 91-18



By: Mrs. Hanek, Mr. Ousley and Mr. Delsanter

AN EMERGENCY ORDINANCE CREATING AN OPWC LAUREL ROAD IMPROVEMENT FUND (#371)

WHEREAS: Ohio Revised Code Section 5705.09(F) requires the City to establish a special fund for each class of revenues derived from a source other than the general property tax, which the law requires to be used for a particular purpose; and

WHEREAS: The OPWC Laurel Road Improvement Fund #371 will be created and used to account for the OPWC monies awarded to the City of Brunswick for Laurel Road improvement projects as outlined in the OPWC application(s).

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That an OPWC Laurel Road Improvement Fund #371 is hereby created.

SECTION 2: This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety, welfare, and providing for the usual daily operation of a municipal department, and for the further reason that proper fund accounting measures be created. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

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

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/10/2018

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager
Todd Fischer

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 93-18** - An emergency ordinance amending Section 1 of Ordinance NO.118-17 to provide for a revised allocation of municipal income tax receipts during the period from January 1, 2019 through December 31, 2019. - **3rd Reading** (Finance Committee, *Administration/Todd Fischer*)

BACKGROUND: Per Codified Ordinance Section 880.01 (e) Council is required to pass an Ordinance when amending the distribution of municipal income taxes to various funds. Generally this process occurs at the beginning of the year when the new annual appropriation measure is being considered or “as needed” . The estimated income tax collections and distribution of net income taxes as written have also been set to comply with the levy language of the City’s two income tax specific safety levies in place for 2019.

**PURPOSE AND
EXPLANATION:**

In accordance with Section 880.01 (e) of the Brunswick Codified Ordinances, this Council will be required to pass ordinances from time to time to provide for the allocation of income tax receipts as required and permitted by Section 880.01; and

City Council has determined that the allocation formula during the period from January 1, 2019 through December 31, 2019, should maximize the amounts provided for municipal services and improvements; and

In order to carry out that purpose subject to and consistent with the requirements of Section 880.01 of the Codified Ordinances, this Council has determined that it is necessary to amend Section 1 of Ordinance No. 118-17;

**IMPLEMENTATION
SCHEDULE:**

The proposed 2019 income tax allocation draft legislation and 2019 appropriation budget was presented and discussed with the Finance Committee and other members of Council on October 29, 2018. This 2019 income tax allocation legislation is anticipated to be moved to the November 12, 2018 Council agenda for three readings as an emergency. Recommended action for approval is requested after the third reading on December 10, 2018. The emergency clause is considered necessary in order to remain in compliance with the Ohio Revised Code, allow for the daily operations of the City of Brunswick to continue without interruptions, and allow for a more seamless transition into 2019.

FINANCIAL

INFORMATION:

FINANCIAL

SUMMARY:

This piece of legislation adopts the distribution requirements for municipal income taxes and imposes a ceiling or maximum of income tax dollars that can be received in specifically listed funds. The estimated income tax collections and distribution of net income taxes as written have also been set to comply with the levy language of the City’s two income tax specific safety levies. Note: The actual income taxes received ultimately relate to the fiscal impact. Actual income tax receipt amounts will become known at the completion and closure of the fiscal year.

RECOMMENDED

ACTION:

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

If emergency or suspension of the rules, why the request?
The proposed 2019 income tax allocation draft legislation and 2019 appropriation budget was presented and discussed with the Finance Committee and other members of Council on October 29, 2018. This 2019 income tax allocation legislation is anticipated to be moved to the November 12, 2018 Council agenda for three readings as an emergency. Recommended action for approval is requested after the third reading on December 10, 2018. The emergency clause is considered necessary in order to remain in compliance with the Ohio Revised Code, allow for the daily operations of the City of Brunswick to continue without interruptions, and allow for a more seamless transition into 2019.

ADDITIONAL

INFORMATION:

None.

CITY OF BRUNSWICK, OHIO

ORDINANCE NUMBER



By:

AN EMERGENCY ORDINANCE AMENDING SECTION 1 OF
ORDINANCE NO. 118-17 TO PROVIDE FOR A REVISED ALLOCATION
OF MUNICIPAL INCOME TAX RECEIPTS DURING THE PERIOD FROM
JANUARY 1, 2019 THROUGH DECEMBER 31, 2019

- WHEREAS: In accordance with Section 880.01(e) of the City of Brunswick Codified Ordinances, this Council is required to pass Ordinances from time to time to provide for the allocation of income tax receipts as required and permitted by Codified Ordinance Section 880.01; and
- WHEREAS: This Council has determined that the allocation formula during the period from January 1, 2019 through December 31, 2019 should maximize the amounts provided for municipal services and improvements; and
- WHEREAS: In order to carry out such purpose, subject to and consistent with the requirements of Section 880.01 of the Codified Ordinances, this Council has determined that it is necessary to amend Section 1 of Ordinance No. 118-17;
- WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:
- SECTION 1: That Section 1 of Ordinance No. 118-17, adopted on December 11, 2017, be and is hereby amended to read as follows:

“SECTION 1. Subject to and consistent with the provisions of Section 880.01 of the Codified Ordinances, during the period from January 1, 2019 through December 31, 2019, the income tax receipts collected under the provisions of Chapter 880 of the Codified Ordinances each month, after provision for costs of administering and enforcing the provisions of that Chapter, shall be allocated to and deposited in or transferred to the following funds in the following percentage allocations notwithstanding the tax year to which they are attributable, at the close of each month:

Fund	Allocation
Police Fund	49.25%
Fire Fund	26.50%
Street Repair & Maintenance Fund	7.50%
BTA Fund	0.25%
Parks Fund	3.50%
Capital Improvement Fund	3.25%
General Fund	9.75%

; provided that when amounts allocated to a fund reach the designated annual maximum for that fund for 2019 set forth below, no additional income tax receipts will be deposited into that fund in 2019. Any amounts in excess of such maximum allocations shall be allocated to the General Fund.

The annual maximum allocations for the various funds for 2019 shall be as follows:

CITY OF BRUNSWICK, OHIO

ORDINANCE NUMBER



Fund	Maximum Allocation
Police Fund	\$7,550,000
Fire Fund	\$4,600,000
Street Repair & Maintenance Fund	\$1,275,000
BTA Fund	\$15,000
Parks Fund	\$580,000
Capital Improvement Fund	No Limit
General Fund	No Limit

This Council finds and determines that, based on the City's estimated income tax receipts for 2019, the allocation percentages and maximum allocations set forth in this Section are consistent with the requirements of paragraphs (b), (c) and (d) of Section 880.01 of the Codified Ordinances. This Council shall act promptly to revise the foregoing allocation percentages and or maximum allocations if, as and when such revisions are necessary to ensure continuing compliance with the requirements of Section 880.01 of the Codified Ordinances.

The Finance Director/Income Tax Administrator shall provide Council with monthly financial reports reflecting amounts of the prior month's allocations to the various funds and year to date allocations to the various funds and confirming the City's continuing compliance with the requirements of Section 880.01 of the Codified Ordinances.

SECTION 2: That Section 1 of Ordinance No. 118-17, as adopted on December 11, 2017, be and is hereby repealed.

SECTION 3: The Council finds and determines that all formal actions of this Council and of any of its committees concerning and relating to the passage of this Ordinance were taken, and all deliberations of this Council and of any of its committees that resulted in such formal action were held, in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the additional reason that this Ordinance is necessary for the usual daily operation of a municipal government. Therefore the same shall be in full force and effect immediately after its passage by the required number of votes; otherwise, the earliest time permitted by law.

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

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam

CITY OF BRUNSWICK, OHIO

ORDINANCE NUMBER 93-18



By: Mrs. Hanek, Mr. Ousley and Mr. Delsanter

AN EMERGENCY ORDINANCE AMENDING SECTION 1 OF
ORDINANCE NO. 118-17 TO PROVIDE FOR A REVISED ALLOCATION
OF MUNICIPAL INCOME TAX RECEIPTS DURING THE PERIOD FROM
JANUARY 1, 2019 THROUGH DECEMBER 31, 2019

- WHEREAS: In accordance with Section 880.01(e) of the City of Brunswick Codified Ordinances, this Council is required to pass Ordinances from time to time to provide for the allocation of income tax receipts as required and permitted by Codified Ordinance Section 880.01; and
- WHEREAS: This Council has determined that the allocation formula during the period from January 1, 2019 through December 31, 2019 should maximize the amounts provided for municipal services and improvements; and
- WHEREAS: In order to carry out such purpose, subject to and consistent with the requirements of Section 880.01 of the Codified Ordinances, this Council has determined that it is necessary to amend Section 1 of Ordinance No. 118-17;
- WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:
- SECTION 1: That Section 1 of Ordinance No. 118-17, adopted on December 11, 2017, be and is hereby amended to read as follows:

“SECTION 1. Subject to and consistent with the provisions of Section 880.01 of the Codified Ordinances, during the period from January 1, 2019 through December 31, 2019, the income tax receipts collected under the provisions of Chapter 880 of the Codified Ordinances each month, after provision for costs of administering and enforcing the provisions of that Chapter, shall be allocated to and deposited in or transferred to the following funds in the following percentage allocations notwithstanding the tax year to which they are attributable, at the close of each month:

Fund	Allocation
Police Fund	49.25%
Fire Fund	26.50%
Street Repair & Maintenance Fund	7.50%
BTA Fund	0.25%
Parks Fund	3.50%
Capital Improvement Fund	3.25%
General Fund	9.75%

; provided that when amounts allocated to a fund reach the designated annual maximum for that fund for 2019 set forth below, no additional income tax receipts will be deposited into that fund in 2019. Any amounts in excess of such maximum allocations shall be allocated to the General Fund.

The annual maximum allocations for the various funds for 2019 shall be as follows:

CITY OF BRUNSWICK, OHIO

ORDINANCE NUMBER 93-18



Fund	Maximum Allocation
Police Fund	\$7,550,000
Fire Fund	\$4,600,000
Street Repair & Maintenance Fund	\$1,275,000
BTA Fund	\$15,000
Parks Fund	\$580,000
Capital Improvement Fund	No Limit
General Fund	No Limit

This Council finds and determines that, based on the City's estimated income tax receipts for 2019, the allocation percentages and maximum allocations set forth in this Section are consistent with the requirements of paragraphs (b), (c) and (d) of Section 880.01 of the Codified Ordinances. This Council shall act promptly to revise the foregoing allocation percentages and or maximum allocations if, as and when such revisions are necessary to ensure continuing compliance with the requirements of Section 880.01 of the Codified Ordinances.

The Finance Director/Income Tax Administrator shall provide Council with monthly financial reports reflecting amounts of the prior month's allocations to the various funds and year to date allocations to the various funds and confirming the City's continuing compliance with the requirements of Section 880.01 of the Codified Ordinances.

SECTION 2: That Section 1 of Ordinance No. 118-17, as adopted on December 11, 2017, be and is hereby repealed.

SECTION 3: The Council finds and determines that all formal actions of this Council and of any of its committees concerning and relating to the passage of this Ordinance were taken, and all deliberations of this Council and of any of its committees that resulted in such formal action were held, in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the additional reason that this Ordinance is necessary for the usual daily operation of a municipal government. Therefore the same shall be in full force and effect immediately after its passage by the required number of votes; otherwise, the earliest time permitted 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: 12/10/2018

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 95-18** - A resolution urging Contributions to local food banks. - **2nd 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 - 12/17/2018

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. 95-18

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 food banks 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: 12/10/2018

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Barnett

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 96-18** - An emergency resolution authorizing the City Manager to enter into an agreement with CCQ Automation, INC. to implement energy infrastructure efficiency upgrades to the HVAC systems at City Hall and the Police Department in an amount not to exceed \$67,266.00. - **2nd Reading** (Committee-of-the-Whole, *Administration/Paul Barnett*)

BACKGROUND: NOPEC has made available to all of the communities that participate with NOPEC a grant to implement energy efficiency or energy infrastructure project that will benefit the community. Ordinance number 94-18 authorized the City Manager to enter into the grant agreement. CCG Automation, Inc. will be providing and installing the equipment under the State Term Schedule #STS632 800560.

PURPOSE AND EXPLANATION: The purpose of this project will to be able to improve/upgrade infrastructure to provide energy efficiencies to the HVAC systems at City Hall and the Police Department.

IMPLEMENTATION SCHEDULE: Completion of work by March 1, 2019.

FINANCIAL INFORMATION: Grant for 2018 - - City Hall Expansion Fund #336 - 336-2018-56800 - - 67266

FINANCIAL SUMMARY: NOPEC (grantor) approval is also required and needs to be obtained before a purchase order can be certified for this purchase.

RECOMMENDED ACTION:

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

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

**ADDITIONAL
INFORMATION:**

Asking this to be an emergency in order to complete the installation as soon as possible to be able to take advantage of the utility savings anticipated with this project.



PROPOSAL
R16323BW

November 15, 2018

Mr. Grant Aungst
The City of Brunswick
4095 Center Road
Brunswick, OH 44212

PROJECT: MUNICIPAL BUILDING
COMFORT AND CONTROLS UPGRADE

CCG Automation, Inc. is pleased to propose the following:

Provide and install Automated Logic System to include:

- Base Controls including the router, host computer, Automated Logic Software.
- Multi-zone Unit#1 and its respective Zone Control
- Multi-zone Unit#2 and its respective Zone Control

This proposal includes all engineering, installation, programming, graphics, project management, system validation and customer training.

This proposal does not include:

- Furnishing, mounting, or wiring of any smoke dampers, fire dampers, motorized fire dampers, combination fire/smoke dampers, or smoke detectors.
- Providing any Water or Air Balancing or Leakage Testing.
- Providing any work outside of the scope detailed within this proposal.

Total Investment: \$67,266

- This proposal is based upon all work being completed during normal business hours.
- The above is based upon State Term Schedule #STS632 800560 pricing.
- A bond is not included, but is available at an additional 2.5% of total investment.
- The customer agrees to authorize all tax credits, if any, to CCG as the designer of record. This includes but is not limited to the energy credit placed into effect through the Energy Policy Act of 2005 (EPACT) - § 179D(c)(1) and (d) of the Internal Revenue Code.
- This proposal is valid for 60 days from above date, and subject to Terms and Conditions included.

Proposed by:

Brian C. Wagner
President

Accepted by:

Signature/Title

Date

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 96-18

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH CCG AUTOMATION, INC. TO IMPLEMENT ENERGY INFRASTRUCTURE EFFICIENCY UPGRADES TO THE HVAC SYSTEMS AT CITY HALL AND THE POLICE DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$67,266.00.

WHEREAS: NOPEC has made a one (1) year grant available to all participating communities to implement energy efficiency or energy infrastructure projects through the 2018 Energized Community Grant Program;

WHEREAS: On November 2, 2018, City Council adopted Resolution No. 94-18 authorizing the City Manager to execute all necessary documents to accept the 2018 Energized Community Grant from NOPEC;

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

WHEREAS: The State contract under the State Procurement Program has been awarded to CCG Automation, Inc.

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

SECTION 1: That the City Manager, with the approval of the Law Director, is hereby authorized and directed to enter into an Agreement with CCG Automation, Inc. to implement energy infrastructure efficiency upgrades to the HVAC systems at City Hall and the Police Department in an amount not to exceed \$67,266.00.

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 complete the upgrades and take advantage of anticipated utility savings as soon as possible. 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

Paul E. Barnett

From: NOPEC Grants <no-reply@email.zenginehq.com>
Sent: Tuesday, November 20, 2018 4:26 PM
To: Lynnette L. Ozanich
Subject: Grant Project Application Approved

Congratulations! Your grant application for Excrow 2018 - HVAC Upgrade to City Hall/Police Department for Brunswick is approved. If this is an application for escrow, you may disregard the following instructions disbursement and bank information section.

In order to process grant disbursements for this project, log in at www.nopecgrants.org and complete the bank information for Automatic Clearing House (ACH) payments. If you have any questions, please contact NOPEC at grants@nopec.org. Once your bank information is complete, begin to submit disbursement requests by returning to the homepage at www.nopecgrants.org, clicking your approved project application, and following the instructions on the page.

For reference:

Community: Brunswick

County: Medina

Project Name: Excrow 2018 - HVAC Upgrade to City Hall/Police Department

Funds Requested:

Project Description:

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/10/2018

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Barnett

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 97-18** - An emergency resolution authorizing the City Manager to enter into a Municipal Engineering Consulting Services Agreement with Chagrin Valley Engineering, LTD. for the provision of professional municipal engineering services and designating Matthew M. Jones, P.E., as Consulting Municipal Engineer. - **2nd Reading** (Committee-of-the-Whole, *Administration/Paul Barnett*)

BACKGROUND: The current agreement with Chagrin Valley Engineering, LTD. expires on December 31, 2018. The proposed agreement is of similar cost as the existing agreement. There is a slight increase for hourly rate activities. With the current agreement, construction inspection is paid for in the construction contracts overseen by the Consulting Municipal Engineer and a rate is paid based on the overall cost of the construction. That rate has been increased in this agreement to compensate for the intent to pay for the construction inspection outside of the construction contract. The increased rate will result in approximately the same compensation to Chagrin Valley Engineering, LTD. as the current agreement.

PURPOSE AND EXPLANATION: The purpose of this legislation is to provide for Professional Engineering services to the City of Brunswick and its residents.

IMPLEMENTATION SCHEDULE: January 1, 2019

FINANCIAL INFORMATION: Retainer and various payments for hourly services and design/construction activities - - Various - - -

FINANCIAL SUMMARY: If this contract is approved, expenses associated with this contract would be required to be submitted in a purchase order request. All purchase orders cannot be certified unless their is sufficient Council appropriations in place.

RECOMMENDED ACTION:

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

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

**ADDITIONAL
INFORMATION:**

An emergency status is being recommended to ensure that there is no lapse in the provision of professional municipal engineering services required by the City.

**PROPOSAL FOR THE PROVISION OF
MUNICIPAL ENGINEERING CONSULTING SERVICES
TO THE CITY OF BRUNSWICK, OHIO**

This agreement is set between the City of Brunswick, Ohio (City) and Chagrin Valley Engineering, Ltd. (CVE), for the provision of Municipal Engineering Consulting Services.

Section 1. Chagrin Valley Engineering, Ltd. (CVE) with Matthew M. Jones P.E., a Partner of Chagrin Valley Engineering Ltd., duly licensed as a Professional Engineer, is hereby designated as the Consulting Municipal Engineer for the City of Brunswick, Ohio for a term beginning January 1, 2019 and ending December 31, 2020 at the pleasure of the City Manager, upon the terms, provisions and conditions thereafter set forth herein and ratified by the City Council.

Section 2. That said Consulting Municipal Engineer in conjunction with Chagrin Valley Engineering, Ltd. shall furnish services to this City, as required by the City, through the City Council or its designee, including the following services covered by the compensation as described in Section 4 of this Agreement. Services involving the use of additional staff members shall be compensated as described with Section 3 of this agreement:

- (A) Act as a technical consultant and advisor on engineering matters referred by the City Manager.
- (B) Advise the City in matters relating to resident's problems pertaining to engineering as they may relate to public sewers, public water supplies, drainage patterns and building grades.
- (C) Assist the City on municipal engineering matters. The Consulting Municipal Engineer shall also act as the Floodplain Administrator of the National Flood Insurance Program for the City of Brunswick.
- (D) Attend Council meetings and other meetings as requested by the City Manager or City Council. The monthly retainer amount presented in Section 4 is based upon the regular attendance of the Consulting Municipal Engineer or a designated CVE staff member at Planning Commission meetings and City Council Work Session meetings. Attendance by a designated CVE staff member in place of the Municipal Consulting Engineer at meetings will not be billed in addition to the retainer amount.
- (E) Preparation of preliminary sketches and estimates, concerning the advisability of proceeding with public improvements such as pavement improvements, storm water collection, water distribution, or other infrastructure improvements contemplated by the City Manager.
- (F) Performing such other duties as is normally required of Consulting Municipal Engineers not requiring the use of additional staff members such as field crews, etc.

Section 3. For services in connection with the construction of public improvements as described above, Chagrin Valley Engineering, Ltd., shall receive compensation as a percentage of the actual cost of construction of all improvements authorized by City Council and under its control. The percentages paid shall be as follows:

<u>COST OF CONSTRUCTION</u>	<u>FEE</u>
\$ 0 - \$150,000	Hourly
\$ 150,001 - \$250,000	\$ 18,750 plus 8.7% of the amount over \$150,001
\$ 250,001 - \$500,000	\$ 26,000 plus 7.6% of the amount over \$250,001
\$ 500,001 - \$1,000,000	\$ 45,000 plus 6.7% of the amount over \$500,001
\$1,000,001 - \$5,000,000	\$ 78,000 plus 6.1% of the amount over \$1,000,001

The fees provided in this subsection shall cover engineering services including complete detailed plans and specifications, preparation of monthly and final estimates for contractor's payments and providing an Engineer for construction management to administer the construction contract. The above schedule of fees does not cover various supplementary services. Supplemental services not included within the presented fee schedule are, but not limited to: wetland delineations, stream quality assessments, preparation and acquisition of U.S. Army Corps of Engineers / Ohio Environmental Protection Agency wetland or stream fill permits, property, boundary, or right-of-way surveys, topographic surveys, profile surveys, grade stakes for construction, inspection of construction, laboratory inspection of materials, review of material submittals for use in construction, cost of test borings, or other subsurface exploration, traffic studies, or calculations of special assessments. These supplementary services may be provided by the Chagrin Valley Engineering, Ltd. on an hourly basis in accordance with the schedule of rates hereinafter set forth below or upon invoice submitted by the entity providing such supplemental services. Any such supplemental services performed by CVE cannot therefore be included in any municipal contract nor subject to an additional percentage of contracts nor be included in the cost of construction of any contract or this contract. The Engineer shall at all times notify the Service Director, in writing, of any supplementary services associated with a proposed public improvement at the time that a preliminary estimate, covered under Section 2 of this contract, is submitted for consideration or approval. Additionally, inspection and contract administration costs are not to be included in the cost of construction for purposes of calculating the engineering fee for projects covered under this section.

Chagrin Valley Engineering, Ltd. shall be entitled to progress payments in proportion to services performed on monthly basis. Upon authorization by City Council and until such time as bids are taken and contracts awarded, compensation shall be determined by the following percentages and the Engineer's estimated construction cost. As the work is constructed, Chagrin Valley Engineering, Ltd. shall receive additional compensation equal to the balance of the fee based upon a percentage of the certificates of payment to the contractor, provided said payment is authorized by City Council. As soon as the final certificate of payment to the contractor is issued, any adjustment shall be made so the total fee shall be a sum equal to the schedule percentage. The compensation for basic services shall be based upon the following percentages of the total fee attributable to various phases of the work:

- | | |
|------------------------------------|-----|
| 1. Preliminary Report Phase | 15% |
| 2. Preliminary Design Phase | 20% |
| 3. Final Design Phase | 45% |
| 4. Bidding and Project Award Phase | 10% |
| 5. Contract Administration | 10% |

In the event proceedings for work are abandoned or postponed and then revived and actively pressed either by this or by a succeeding City Council within five (5) years of the date of said abandonment or postponement, Chagrin Valley Engineering, Ltd. shall credit against the total compensation the payment previously made hereunder, providing that Chagrin Valley Engineering, Ltd. is at that time employed by this or by a succeeding City Council to provide Municipal Engineering Consulting Services. In the event of the revival of a project within the time frame specified above, Chagrin Valley Engineering, Ltd. could, at its discretion, elect to negotiate additional fees with the City of Brunswick. Additional fees would address conditions that have incurred solely as a result of changes in existing conditions since the abandonment or postponement of the project, or design parameters that have been established by governmental review and approval subsequent to such delay.

Engineering charges for federally funded work must be in accordance with Federal Regulations and are set and approved as part of the funding procedure, and therefore are not part of this document.

HOURLY RATE SCHEDULE: For additional services for which the Engineer shall have been authorized to prepare material or work not let by Contract or for the performance of any of the following tasks:

- Special Surveys
- Preparation of Reports
- Preparation of Special Assessments
- Field Elevation Checks of Walks, Basements, Sewers, etc.
- Storm Water Management Inventory Assistance
- Storm Water Drainage: Plan / Calculation Review
- Erosion and Sediment Control: Plan Review / Site Inspections
- Sanitary "Tap-In" Reviews and Fee Determinations
- Residential / Commercial / Industrial Site Plan and or Subdivision Review
- Survey Plat Review
- Development / Implementation of Phase II Storm Water Management Program

Compensation shall be made on the basis of time spent by the Engineer or his employees and associates at the rates set forth in the following schedule of hourly rates, plus reimbursable expenses.

	<u>2019 Hourly Rates</u>	<u>2020 Hourly Rates</u>
Engineer - Partner	\$96.00 per hour	\$97.00 per hour
Engineer – Associate	\$92.00 per hour	\$93.00 per hour
Engineer	\$86.00 per hour	\$87.00 per hour
Contract Administrator	\$69.00 per hour	\$70.00 per hour
Storm Water Specialist	\$75.00 per hour	\$76.00 per hour
Professional Surveyor	\$84.00 per hour	\$85.00 per hour
Designer / Technician	\$75.00 per hour	\$76.00 per hour
Geographical Information System (GIS) Technician	\$74.00 per hour	\$75.00 per hour
Clerical	\$35.00 per hour	\$36.00 per hour
1 Man Survey Field Crew	\$92.00 per hour	\$93.00 per hour
2 Man Survey Field Crew	\$118.00 per hour	\$120.00 per hour
3 Man Survey Field Crew	\$136.00 per hour	\$138.00 per hour
Environmental Scientist	\$84.00 per hour	\$85.00 per hour
Inspector	\$52.00 per hour	\$53.00 per hour

Prints, Materials, Supplies and Services provided or performed by others at Cost.

November 5, 2018

Section 4. The Consulting Municipal Engineer and Chagrin Valley Engineering, Ltd., as appointed by the City Manager, shall receive as compensation for the services described in Section 2 hereof, the annual sum of \$55,250.00, commencing January 1, 2019, said sum shall be pro-rated on a per month basis and payable to Chagrin Valley Engineering, Ltd., on the last day of each month.

Section 5. The Chagrin Valley Engineering, Ltd. agrees that for the duration of this contract no member of Chagrin Valley Engineering, Ltd. or employee thereof, will accept any private engineering or surveying work that requires their review and/or approval unless such work is approved by the City Manager; however, work for Federal, State County or Regional Governments is not prohibited.

Section 6. Documents and Files: All engineering documents and project files created for the purposes serving the City of Brunswick shall be the property of the City of Brunswick.

Section 7. The contract provided herein with Chagrin Valley Engineering, Ltd. may be terminated by either party on thirty (30) days advance written notice to the other, provided that such determination shall not affect the duty of the Consulting Municipal Engineer or Chagrin Valley Engineering, Ltd., to render service, nor the obligation of the City to pay for such service rendered, before the effective date of termination.

Matthew M. Jones P.E., Partner, Chagrin Valley Engineering, Ltd.

Date

Accepted this _____ day of _____, 2018 by the City of Brunswick, Ohio, pursuant to
Ordinance of Council No. _____ adopted on _____.

BY: _____

City of Brunswick, Ohio

Attest:

The legal form of the within instrument is hereby approved.

Director of Law

Date

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 97-18

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A MUNICIPAL ENGINEERING CONSULTING SERVICES AGREEMENT WITH CHAGRIN VALLEY ENGINEERING, LTD. FOR THE PROVISION OF PROFESSIONAL MUNICIPAL ENGINEERING SERVICES AND DESIGNATING MATTHEW M. JONES, P.E., AS CONSULTING MUNICIPAL ENGINEER.

WHEREAS: The City has received a proposal from Chagrin Valley Engineering, Ltd. for the provision of professional municipal engineering consulting services wherein Matthew M. Jones, P.E. has been designated at the Consulting Municipal Engineer; and

WHEREAS: The current Agreement with Chagrin Valley Engineering, Ltd. expires as of December 31, 2018.

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

SECTION 1: That the City Manager, upon approval of the Law Director, is authorized and directed to enter into a Municipal Engineering Consulting Services Agreement with Chagrin Valley Engineering, Ltd., as attached hereto as Exhibit "A", for the provision of professional municipal engineering services upon such terms and conditions as provided therein.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Brunswick, and for the additional reason that this measure is necessary to ensure that there is no lapse in the provision of professional municipal engineering services required by the City. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes.

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: 12/10/2018

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager
John Piepsny

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 100-18** - An emergency ordinance authorizing the City Manager to enter into a non-exclusive agreement with the Brunswick City School District for operation of the concession stand at the Brunswick Community Recreation and Fitness Center. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/John Piepsny*)

BACKGROUND: We are currently in an agreement with the Medina County Board of Developmental Disabilities for the operation of the concession stand. Funding has been drastically reduced and the City will be receiving notice from the County to terminate the agreement. In order to continue to have concession services, the Brunswick City School District will be handling operations of the concession stand to start January 7th, 2019.

PURPOSE AND EXPLANATION: The reason for the emergency is to allow the Brunswick City School District to be able to start concession operations on January 7th, 2019.

IMPLEMENTATION SCHEDULE: The school district will start on January 7th, 2019.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: There will be no monies exchanged during this agreement.

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
It is recommended that this resolution be adopted, as an emergency, after two readings to allow

the Brunswick City School District to be able to start on January 7th, 2019 when school is back in session.

**ADDITIONAL
INFORMATION:**

BRUNSWICK COMMUNITY RECREATION AND FITNESS CENTER
CONCESSION STAND OPERATING AGREEMENT

THIS AGREEMENT is entered into this ____ day of _____, 201__, by and between the City of Brunswick, a municipal corporation organized and existing pursuant to its Charter and the laws of the State of Ohio (hereinafter the “City”) and the Brunswick City School District (the “District”), a political subdivision of the State of Ohio.

WHEREAS, the City operates the Brunswick Community Recreation and Fitness Center (the “BCRFC”);

WHEREAS, the City and the District are desirous of entering into a non-exclusive Agreement to allow the District to operate the concession stand at the BCRFC, wherein the District will utilize District students on the terms and conditions set forth herein; and

WHEREAS, Ohio Revised Code Section 735.053 and City of Brunswick Charter Section 7.09 authorize the City, by duly adopted Ordinance, to enter into an agreement for services with any political subdivision of the State of Ohio without advertising and bidding.

NOW THEREFORE, in consideration of the following terms and conditions hereinafter set forth, the Parties hereto agree as follows:

1. TERM. The term of this non-exclusive Agreement shall be from January 7, 2019 up to and including December 31, 2019. This Agreement may be terminated by either Party hereto upon three (3) days written notification of intent to terminate.
2. RESPONSIBILITIES OF PARTIES. The City shall allow the District full access to the kitchen/concession stand area during hours of operation of the BCRFC and allow the District to utilize existing City equipment for the operation of the concession stand. The City shall maintain its Food License as required by applicable law.

The District shall provide adequate staff to provide support, training and service for District students working the concession stand. The District shall be also responsible for the following: (a) cleaning and stocking the concession stand; (b) purchasing all products and supplies necessary for the concession stand; and (c) maintaining all licenses required by applicable law, including, but not limited to, a Vendors License.

3. RELATIONSHIP OF PARTIES. The City and the District agree that, during the term of this Agreement, the District shall be engaged by the City solely on an independent contractor basis, and the District shall therefore be responsible for all the District’s business expenses, including, but not limited to, employees’ wages and salaries, insurance of every type and description, and all business and personal taxes, including income and Social Security taxes and contributions for Workers’

Compensation and Unemployment Compensation coverage, if any. The District further agrees to comply with all applicable federal, state and local laws in the conduct of the work hereunder.

4. USE OF PREMISES. The District's use of the BCRFC shall be done in a safe, careful and proper manner in accordance with all rules and regulations of the BCRFC, the City, the State of Ohio and the Medina County Board of Health.
5. INSURANCE. The District shall, at its sole cost and expense, procure and continue in force during the term of this Agreement general liability insurance against any and all claims for injuries to persons or damage to property occurring or arising out of the District's use of the BCRFC and its obligations as set forth herein. Such insurance shall at all times be in an amount not less than Five Hundred Thousand Dollars (\$500,000.00) on account of bodily injury to or death of one person and One Million Dollars (\$1,000,000.00) on account of bodily injuries to or death of more than one person as a result of any one accident or incident and Two Hundred Fifty Thousand Dollars (\$250,000.00) for property damage in any one accident. The District shall provide the City with a certificate of insurance reflecting the continuing coverage of all such policies procured by the District in compliance herewith. Such insurance shall name the City as an additional insured and shall bear an endorsement stating that the insurer agrees to notify the City not less than thirty (30) days in advance of any proposed modification or cancellation of any such policy.
6. SIGNS. Any concession stand signage during the hours of operation shall be pre-approved by the Director of Parks and Recreation, or his designee, such approval not to be unreasonably withheld.
7. MUTUAL RELEASE. The Parties hereby agree to mutually release each other from any loss, cost, damage, expense or liability in connection with each Party's respective performance pursuant to this Agreement and caused, in whole or in part, by each Party's own acts or omissions, negligent or otherwise, except to the extent such loss, cost, damage, expense or liability arises from the acts or omissions, negligent or otherwise, of the other.
8. ASSIGNMENT. This Agreement is not assignable without the prior written consent of both the City and the District.
9. MISCELLANEOUS. This Agreement shall be governed by the laws of the State of Ohio. This Agreement contains the entire agreement between the Parties and any amendment hereto shall be mutually agreed upon in writing by the Parties hereto.

11. NOTICES. All notices which either Party hereto may give shall be addressed, in the case of the City, as follows:

The City of Brunswick
Attn: City Manager
4095 Center Road
Brunswick, Ohio 44212

With a copy to:

Kenneth J. Fisher, Law Director
2100 Terminal Tower
50 Public Square
Cleveland, Ohio 44113

And in the case of the Brunswick City School District, as follows:

Brunswick City School District
Attn: Superintendent
3643 Center Road
Brunswick, Ohio 44212

With a copy to:

Such notices shall be delivered personally or sent by certified mail to the above addresses, or such other addresses as either Party may direct.

[SIGNATURE PAGE TO FOLLOW]

IN WITNESS WHEREOF, the undersigned have caused this Agreement to be executed as of the dates indicated below.

Brunswick City School District

City of Brunswick, Ohio

Michael Mayell, Superintendent

Carl S. DeForest, City Manager

Date: _____

Date: _____

Approved as to form:

Approved as to form:

By: _____

Kenneth J. Fisher, Law Director

Title: _____

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 100-18

BY: Committee-of-the-Whole

AN EMERGENCY ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A NON-EXCLUSIVE AGREEMENT WITH THE BRUNSWICK CITY SCHOOL DISTRICT FOR OPERATION OF THE CONCESSION STAND AT THE BRUNSWICK COMMUNITY RECREATION AND FITNESS CENTER.

WHEREAS: Ohio Revised Code Section 735.053 and City of Brunswick Charter Section 7.09 authorize the City, by duly adopted Ordinance, to enter into an agreement for services with any political subdivision of the State of Ohio without advertising and bidding; and

WHEREAS: The City and the Brunswick City School District (the "District") are desirous of entering into a non-exclusive Agreement to allow the District to utilize students to operate the concession stand at the Rec Center.

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

SECTION 1: That the City Manager, with the approval of the Law Director, is hereby authorized to enter into a non-exclusive Agreement with the Brunswick City School District for operation of the concession stand at the Brunswick Community Recreation and Fitness Center as attached hereto as Exhibit "A".

SECTION 2: That this Ordinance is hereby declared to be an immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason to allow for uninterrupted operation of the concession stand at the Rec Center. 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 _____

RULES SUSPENDED: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

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

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 12/10/2018

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager
Todd Fischer

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 101-18** - 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*)

BACKGROUND: Each year the City of Brunswick requests an advance release of the maximum amount allowed by law of property taxes collected by the Treasurer. This request is for the 2019 collection year.

PURPOSE AND EXPLANATION: To allow the City to maximize the interest to be earned on available monies and improve the cash flows of the City. If the City did not execute this legislation then Medina County would be able to reap the interest and cash flow benefits from this "available" City money.

IMPLEMENTATION SCHEDULE: Consideration for passage as an emergency with the suspension of the rules on 1st reading - December 10, 2018.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: The total financial impact of this legislation is determined by a few variables that cannot be measured at this time. However, the impact of this legislation is positive for the City of Brunswick as it will allow for the City to obtain financial resources earlier than what it would be if it was not passed. This legislation merely changes the timing of when property tax money is received thus allowing for better interest earning potential and improving cash flows. The actual amount of each advancement of property taxes received and the actual interest rates available when the advancements are received cannot be measured or determined at the time this legislation is presented.

RECOMMENDED ACTION:

One Reading	Yes
Two Readings	No
Three Readings	No

Emergency	Yes
Suspension of Rules	Yes

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

Recommendation for passage as an emergency with a suspension of the rules on December 10, 2018, to allow for the timely filing of paperwork with Medina County Auditor's Office. The emergency and suspension of the rules are deemed necessary in order for the City to be prepared and allow it to receive its property tax revenues in advance of the semi-annual settlement and maximize its interest revenue potential. The needed paperwork will be distributed by the Medina County Auditor's Office sometime in the next several weeks and must be filed shortly thereafter along with this Resolution to receive the property taxes in advance of the normal settlement times defined by law.

**ADDITIONAL
INFORMATION:**



CITY OF BRUNSWICK, OHIO
RESOLUTION NUMBER 101-18

By: Mrs. Hanek, Mr. Ousley and Mr. Delsanter

AN EMERGENCY RESOLUTION REQUESTING AN ADVANCED RELEASE OF PROPERTY TAX REVENUE FUNDS FROM THE MEDINA COUNTY TREASURER COLLECTED FOR THE BENEFIT OF THE CITY OF BRUNSWICK

WHEREAS: The City Council of the City of Brunswick wishes to receive advance release of property tax revenues collected by the Medina Country Treasurer for the benefit of the City of Brunswick.

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY RESOLVES:

SECTION 1: That the City of Brunswick hereby requests advance release payment of the maximum amount allowed by law from the taxes collected for the benefit of said City credited to the General, Police Pension (Police Fund), and Road Levy Funds of said City, said release payment to be made from prior years, but not collected until 2019 on any and all levies pertaining to the City of Brunswick.

SECTION 2: That it is found and determined that all formal actions of the Council concerning and relating to the adoption of this Resolution were conducted in an open meeting of the Council and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with legal requirements including Section 121.22 of the Ohio Revised Code.

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 and welfare of the City, and for the further reason that it is necessary to provide for the City of Brunswick, the necessary funds for the operation of the City; wherefore, this Resolution shall be in full force and effect immediately after its passage by the required number of votes; otherwise, the earliest time permitted by law.

PASSED: 1st Reading ____

RULES SUSPENDED:

ADOPTED: _____ AYES _ NAYS

ATTEST: _____ AYES _ NAYS

Clerk of Council
Fijabi Julien-Gallam, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/10/2018

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager
Matt Jones, Paul Barnett

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 102-18** - An emergency resolution pledging cooperation with the Medina County Engineer and Brunswick Hills Township for the resurfacing of Laurel Road and South Carpenter Road in an amount not to exceed \$120,000.00. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*)

BACKGROUND: New legislation request.

PURPOSE AND EXPLANATION:
Project will facilitate the resurfacing of Laurel Road between South Carpenter Road and West 130th Street, and South Carpenter Road between Laurel Road and Sleepy Hollow Road. This project is being designed and administered by the Medina County Engineer and will be jointly funded by the Brunswick Hills Township and the City of Brunswick. The legislation will set aside the City's share of the estimated construction cost (\$120,000.00).

The City also anticipates needing an additional \$10,000 for engineering coordination costs but will be covered under the engineering contract and is budgeted separately.

IMPLEMENTATION SCHEDULE: The project is anticipated to commence in Spring / Summer 2019.

FINANCIAL INFORMATION: Construction Costs Only - - Road Improvement Fund #333 - 333-0449-56881 - - 120000

FINANCIAL SUMMARY: 333-0449-56881 (\$120,000.00) for the Construction

On a separate note, if this is approved by City Council, it should be noted that the City anticipates a separate engineering PO to 333-0449-56883 (\$10,000.00)

RECOMMENDED ACTION:

One Reading	Yes
Two Readings	No

Three Readings	No
Emergency	Yes
Suspension of Rules	Yes

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

It is requested that legislation is passed by Emergency measure with Suspension of the Rules for the immediate preservation of the public peace, property, health, safety or welfare, and providing for the usual daily operation of municipality, and for the further reason that the funds need to be allocated during the calendar year 2018 for budget purposes.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 102-18

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

AN EMERGENCY RESOLUTION PLEDGING COOPERATION WITH THE MEDINA COUNTY ENGINEER AND BRUNSWICK HILLS TOWNSHIP FOR THE RESURFACING OF LAUREL ROAD AND SOUTH CARPENTER ROAD IN AN AMOUNT NOT TO EXCEED \$120,000.00.

WHEREAS: The proposed resurfacing of Laurel Road between South Carpenter Road and West 130th Street and South Carpenter Road between Laurel Road and Sleepy Hollow Road (the "Project") is being designed and administered by the Medina County Engineer and will be jointly funded by the City of Brunswick and Brunswick Hills Township; and

WHEREAS: The estimated cost of the Project to the City is \$120,000.00, exclusive of estimated engineer costs in the amount of \$10,000.00 to be separately budgeted and approved.

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

SECTION 1: The City Manager is hereby authorized, upon approval of the Law Director, to cooperate with and execute all necessary documents with the Medina County Engineer and Brunswick Hills Township to complete the Project in an amount not to exceed \$120,000.00.

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 funds need to be allocated during calendar year 2018 for budget purposes. 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 _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

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

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 12/10/2018

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager
Nicholas Hanek

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 103-18** - An emergency ordinance extending a temporary moratorium on the acceptance and processing of applications for zoning, occupancy and/or building permit approvals for warehousing and motor freight garages and truck or transfer terminal uses in the I-L light industrial district and the issuance of such approvals. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Nicholas Hanek*)

BACKGROUND: On February 12, 2018, City Council adopted Ordinance No. 9-18, establishing a six (6) month temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for Multi-Family Dwelling Units in any Zoning District in the City effective as of February 12, 2018.

**PURPOSE AND
EXPLANATION:**

**IMPLEMENTATION
SCHEDULE:**

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

**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?

Accordingly, the Law Department recommends that the proposed extension Ordinance be adopted as an emergency measure on three (3) readings with the first reading on December 10,

2018

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 103-18

BY: Mr. Delsanter, Mr. Hanek and Mr. Salzgeber

AN EMERGENCY ORDINANCE EXTENDING A TEMPORARY MORATORIUM ON THE ACCEPTANCE AND PROCESSING OF APPLICATIONS FOR ZONING, OCCUPANCY AND/OR BUILDING PERMIT APPROVALS FOR WAREHOUSING AND MOTOR FREIGHT GARAGES AND TRUCK OR TRANSFER TERMINAL USES IN THE I-L LIGHT INDUSTRIAL DISTRICT AND THE ISSUANCE OF SUCH APPROVALS.

WHEREAS: On July 23, 2018, this Council adopted Ordinance No. 60-18, which established a six (6) month temporary moratorium on the acceptance and processing of applications for zoning, occupancy and/or building permit approvals for warehousing and motor freight garages and truck or transfer terminal uses in the I-L Light Industrial District in the City, which temporary moratorium is set to expire on January 23, 2019;

WHEREAS: The City of Brunswick may legitimately regulate the location and approval of warehousing and motor freight garages and truck or transfer terminals, which are principally permitted uses in the I-L Light Industrial District per Codified Ordinance Section 1266.02(b) and (i), respectively; and

WHEREAS: This Council believes that extending the temporary moratorium on the acceptance and processing of applications for zoning, occupancy and/or building permit approvals for warehousing and motor freight garages and truck or transfer terminal uses in the I-L Light Industrial District in the City, and on the issuance of such approvals, will not deny property owners economically viable use of their property and will permit the City Administration, Council and Planning Commission necessary time to undertake a review of the Brunswick Zoning Code and possible amendment thereof.

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

SECTION 1: For a period of six (6) months up to and including July 23, 2019, the City shall not accept or process any applications for zoning, occupancy and/or building permit approvals for warehousing and motor freight garages and truck or transfer terminal uses in the I-L Light Industrial District in the City, and further shall not issue any such approvals during said period.

SECTION 2: Whenever the provisions of this Ordinance conflict with any other Ordinance or any provision of the Codified Ordinances of the City, the provisions of this

Ordinance shall control.

SECTION 3: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare of the City and its residents and property owners and for the additional reason that it is required to permit the City Administration, Council and Planning Commission necessary time to undertake a review of the Brunswick Zoning Code and possible amendment thereof. 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: 12/10/2018

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager
Josh Erskine

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 104-18** - An emergency resolution authorizing the City Manager to enter into an agreement with Fire Force INC./MSA for the purchase of 28 self-contained breathing devices and 56 oxygen cylinders for the Fire Department in an amount not to exceed \$178,444.00. - **1st Reading**
(To be brought from Safety & Environment Committee, *Administration/Josh Erskine*)

BACKGROUND: Division of Fire was awarded the 2017 Assistance to Firefighters Grant in the amount \$182,000 with \$165,455 being the Federal share and \$16,545 being the local share. This purchase is required due to the current self-contained breathing apparatus having reached their end of service life date.

City Council previously authorized Resolution #68-18 for the City Manager to execute all necessary documents to accept the FEMA Grant. All grant award documents have been approved and accepted.

This Resolution pertains to the purchase of eligible grant items pursuant to the lowest and best bid received.

PURPOSE AND EXPLANATION: Accept the lowest and best bid for the purchase of 28 SCBA units and 56 cylinders in accordance with the FEMA grant guidelines.

See background for additional grant info.

IMPLEMENTATION SCHEDULE: Consideration for passage on December 10th with emergency and suspension of the rules.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: FEMA is expected to reimburse the City for \$162,222 (111-0528-56001) and the City/local share is expected to be \$16,222 (952-0510-56256).

RECOMMENDED ACTION:

One Reading Yes

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

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

Emergency/Suspension is requested due to the end of service date approaching in early 2019.

There are also associated fees with maintaining the current cylinders should they not be replaced.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 104-18

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

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH FIRE FORCE INC./MSA FOR THE PURCHASE OF 28 SELF CONTAINED BREATHING DEVICES AND 56 OXYGEN CYLINDERS FOR THE FIRE DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$178,444.00.

WHEREAS: The City has received notification that the City has been awarded the 2017 Assistance to Firefighters Grant from the Federal Emergency Management Agency ("FEMA") in the amount of \$165,455.00, which requires a minimum local match of \$16,545.00, for the purchase of critical equipment for the Fire Department;

WHEREAS: On September 24, 2018, City Council adopted Resolution No. 68-18 authorizing the City Manager to execute all necessary documents to accept the 2017 Assistance to Firefighters Grant from FEMA;

WHEREAS: Upon submission of bids, Fire Force Inc./MSA is the lowest and best bidder for the purchase of 28 self-contained breathing devices and 56 oxygen cylinders, the total purchase price of which is \$178,444.00; and

WHEREAS: The total purchase price shall be paid by the City with reimbursement from FEMA in the amount of \$162,222.00 per the 2017 Assistance to Firefighters Grant.

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

SECTION 1: The City Manager is hereby authorized, upon approval of the Law Director, to enter into an agreement with Fire Force Inc./MSA, the lowest and best bidder, for the purchase of 28 self-contained breathing units and 56 oxygen cylinders in an amount not to exceed \$178,444.00.

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 provide the Fire Department with critical equipment. 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 _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

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

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 12/10/2018

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager
John Piepsny

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 105 -18** - An emergency resolution authorizing the City Manager to register as a member with Sourcewell to participate in joint purchasing programs. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/John Piepsny*)

BACKGROUND:

PURPOSE AND EXPLANATION: Previous Resolution No. 103-13 authorized the City Manager to register with the National Joint Powers Alliance, a joint purchasing program for local governments in accordance with applicable law, which is similar to the Ohio Cooperative Purchasing Program. They have recently changed their name to Sourcewell.

IMPLEMENTATION SCHEDULE: As an emergency with a suspension of the rules.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: This resolution would only be used if a department chose to purchase something through this organization.

RECOMMENDED ACTION:

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

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

ADDITIONAL

INFORMATION:

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 105-18

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO REGISTER AS A MEMBER WITH SOURCEWELL TO PARTICIPATE IN JOINT PURCHASING PROGRAMS.

WHEREAS: On November 25, 2013, City Council adopted Resolution No. 103-13 authorizing the City Manager to register as a member with the National Joint Powers Alliance, a governmental purchase cooperative that creates and manages joint purchasing programs for local governments in accordance with applicable law, which is similar to the Ohio Cooperative Purchasing Program;

WHEREAS: The National Joint Powers Alliance has changed its name to Sourcewell; and

WHEREAS: There are no fees or dues to participate in Sourcewell.

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

SECTION 1: That the City Manager is hereby authorized to register as a member with Sourcewell to participate in joint purchasing programs.

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 allow for immediate participation in joint purchasing programs through Sourcewell. 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 _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

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