



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 Delsanter Ward 3	Anthony Capretta At-Large	Ward 4
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Administration Representatives

FEBRUARY 25, 2019

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 February 11, 2019.
 - (a) Regular Council Meeting Minutes dated February 11, 2019.
5. Mayor's Report:
 - (a) Recognition - Vinny Mercurio
 - (b) Arrow of Light Recognition - Pack 3513
 - (c) Recognition - 2018 Employee of the Year Animal Control Officer Mike Kellums
 - (d) Recognition - Officer Ted Kiernozek, Officer Sam Gagliardi and Officer Joseph Rizk for receiving the Meritorious Service Award.
 - (e) Recognition - Officer Scott Smith, Officer Jeff Garcia, Officer Brian Mummert, Officer Joseph Rizk, Officer Steven Szuter, Officer John Fink, Officer Keon Hemerlein, Officer Jonathan Osborne and Officer Zachary Callahan for receiving the 2018 Life Saving Award.
 - (f) Mayor's recommendation to reappoint Jim Mussey to fulfill a 3-year term on the Board of Zoning Appeals expiring March 14, 2022;
 - (g) Mayor's recommendation to reappoint Stanley Socha to fulfill a 3-year term on the Board of Zoning Appeals expiring March 14, 2022;
 - (h) Mayor's recommendation to appoint Lisa Jackson-Clements to fulfill a 2-year term on the Juvenile Diversion Board expiring February 11, 2021;
 - (i) Mayor's Update
6. Clerk of Council's Report
7. Council Committee Reports:

Economic Development.....Mr.Hanek
 Economic Development Committee Meeting Minutes dated January 15, 2019
 Services, Utilities, Technology & Cable.....
 Services Committee Meeting Minutes dated January 28, 2019
 Finance Committee.....Mrs. Hanek
 Safety & Environment.....Mr.Ousley
 Planning & Zoning Committee.....Mr.Delsanter
 Planning & Zoning Committee Meeting Minutes dated January 28, 2019
 Parks, Recreation & Community Committee.....Mr. Abella Jr.
 Building & Building Code Committee.....Mr. Capretta

8. Other Boards and Commissions

 (a) Committee of the Whole Meeting Minutes dated January 28, 2019

9. Petitions from the Public on Legislation

10. Reading of Legislation and Action on Legislation:

a. 3rd Reading(s)

RES. NO. 11-19 - A resolution authorizing the City Manager to enter into an agreement with Vasco Sports Contractors for the Rehabilitation of the Neura Park Tennis Courts in an amount not to exceed \$50,000.00. - **3rd Reading** (Parks, Recreation & Community Committee, *Administration/John Piepsny*)

ORD. NO. 13-19 - An ordinance establishing the Senior Development Special Planning District NO. 5 Conceptual Development Plan and amending the zoning map by designating approximately 16.35 acres on Keller Hanna Drive as SPD-5. - **3rd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 14-19 - An ordinance authorizing the City Manager to forward a petition for detachment to the Medina Count Commissioner's Office for the purpose of adjusting the city boundary lines to include an annexation into the City of Brunswick. - **3rd Reading** (Planning & Zoning Committee, *Administration/Ken Fisher*)

ORD. NO. 15-19 - An ordinance authorizing the City Manager to forward a petition for detachment to the Medina County Commissioner's Office for the purpose of adjusting the city boundary lines to include an annexation into the City of Brunswick. - **3rd Reading** (Planning & Zoning Committee, *Administration/Ken Fisher*)

b. 2nd Reading(s)

RES. NO. 17-19 - A resolution authorizing the City Manager to execute all necessary documents to accept the 2019 Energized Community Grant from NOPEC in the amount of \$121,444.00. - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

RES. NO. 18-19 - An emergency resolution authorizing the City Manager to enter into a five (5) year agreement with Browning Ferris Industries of Ohio, Inc., a subsidiary of Republic Services, Inc., for the collection and disposal of residential solid waste and recycling. - **2nd Reading** (Committee-of-the-Whole, *Administration/Paul Barnett*)

c. 1st Reading(s)

RES. NO. 21-19 - A Resolution recognizing and congratulating Brunswick Ward 3 Councilman Joseph Salzgeber on his appointment as Medina County Recorder. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Anthony Capretta*)

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, FEBRUARY 11, 2019

Prayer and Pledge of Allegiance: The regular meeting of Brunswick City Council was called to order by Mayor Ron Falconi at 7:30 p.m. at the Municipal Complex.

Roll Call of Members showed the following Council Members present: Anthony Capretta, Brian Ousley, Joseph Delsanter, 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.

Correspondence: There was none.

Approval of regular Council Meeting Minutes dated January 28, 2019 and Special Council Meeting Minutes Dated January 30, 2019:

Michael Abella Jr. moved to approve the regular Council Meeting Minutes dated January 28, 2019, and the Special Council Meeting Minutes dated January 30, 2019, as written, seconded by Nicholas Hanek. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Mayor's Report:

Mayor's Court Financial Report for the month ending January 2019 will be posted on the website, and added to the minutes for the record.

Recognition of St. Ambrose Jr. High School Students for participating in the Future City Competition:

Mayor Ron Falconi presented a proclamation to the St. Ambrose Future City Team. The Mayor congratulated the students that participated in the Future City Competition, and for being recognized for Best Moving Part. The St. Ambrose Future City Team expressed their appreciation for the recognition.

Mayor's recommendation to reappoint Brent Foreman to fulfill a 2-year term on the Juvenile Diversion Board expiring February 11, 2021:

Mayor Ron Falconi pulled Item C from the Agenda.

Clerk of Council's Report: There was none.

Council Committee Reports:

Economic Development Committee.....Mr. Hanek:

Mr. Hanek had no formal reports this evening.

Services, Utilities, Technology & Cable Committee.....Mr. Capretta:

Mr. Capretta had no formal reports this evening.

Finance Committee.....Mrs. Hanek:

Mrs. Hanek had no formal reports this evening.

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

Mr. Hanek no formal reports this evening.

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

Mr. Delsanter 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:

Mr. Capretta had no formal reports this evening.

Other Boards and Commissions: There was none.

Petitions from the Public on Legislation:

Refuse and Recycle - Resolution Number 18-19:

Sarah Mathews, Municipal and Waste representative for Rumpke Waste and Recycling Services, remarked that they recently participated in the bid for trash and curbside recycling for the City of Brunswick. She encouraged the City Council to reconsider the opportunity to award Resolution Number 18-19 to Republic Services. Ms. Mathews felt that Rumpke was the only bidder that followed the bid specification and requirements. She explained that Section 5, page 33 of the bid specification requested a per month cost for the purchase of 30,500 carts. Ms. Mathews explained specifications. She believed that Republic Service is not the lowest and best bidder to provide service for the public, per Section 5, page 33 of the bid specification. She explained that the Republic Service did not provide the requested monthly cost for the carts in section 5, page 33 of the bid specification.

Bob Hawenga, Regional Vice President for Rumpke Waste and Recycling Services in the Cleveland market, reiterated what Sarah Mathews' expressed. He added that the alteration of Republic Services bid specifications was out of line. Mr. Hawenga explained how Rumpke Waste and Recycling was the lowest and best bidder. He urged the City Council to look closely at the bid specification again.

Dave Kidder, Republic Service Representative, thanked the administration and the City Council for accepting their bid submission. Mr. Kidder explained that it is up to the city's administration and the City Council to determine who the lowest and best bidder is.

James Evanoff at 3649 Ascot Drive remarked that he spoke to the At-Large-Council Members and his Ward 2 Council Representative Nicholas Hanek about his concerns regarding the trash program. Mr. Evanoff explained that the City of Brunswick would eventually use the curbside cart pickup because of the Ohio Environment Protection Agency rules. He expressed that this would improve a safe environment for the workers. Mr. Evanoff wanted to know if the residents will be able to still throw away bulk items. Mr. Evanoff believed that the City Council chose the right organization for the job.

Kevin Helpin, Region Controller for Rumpke Waste and Recycling Services, agreed that Rumpke provided the best and lowest price for the City of Brunswick. Mr. Helpin advised the City Council to take a look at the bids again. He expressed that Rumpke was the only responsive bidder.

Reading of Legislation and Action on Legislation:

3rd Reading(s)

ORD. NO. 3-19 - An emergency ordinance extending a 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 all zoning districts and the issuance of such approvals. - **3rd Reading** (Committee-of-the-Whole, *Administration/Ken Fisher*):

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

Law Director Ken Fisher remarked that the current moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use, and building permits for multi-family dwelling units in all zoning districts expired on February 12, 2019. This ordinance is to extend the moratorium for 6 months to continue the study of zoning issues.

RES. NO. 6-19 - A resolution authorizing the City Manager to purchase two (2) playground units for the Community Recreation and Fitness Center from Snider Recreation in an amount not to exceed \$28,500.00. - **3rd Reading** (Parks, Recreation & Community Committee, *Administration/John Piepsny*):

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

Finance Director Todd Fischer remarked that this resolution would allow the parks department to replace the old playground equipment at Boston Knolls Park and Shenandoah Park.

RES. NO. 7-19 - A resolution authorizing the City Manager to purchase a new John Deere loader from Murphy Tractor & Equipment for the Service Department in an amount not to exceed \$149,294.45. - **3rd Reading** (Committee-of-the-Whole, *Administration/Ryan Lutz*):

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

Service Director Paul Barnett remarked that this resolution would allow the service department to replace a 30-year-old loader.

RES. NO. 8-19 - A resolution authorizing the City Manager to purchase a new Ford F350 4WD pickup truck for the Service Department from Liberty Ford in an amount not to exceed \$30,307.74. - **3rd Reading** (Committee-of-the-Whole, *Administration/Ryan Lutz*):

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

Service Director Paul Barnett remarked that this resolution would allow the service department to purchase a new Ford F350 pickup truck because the old truck has served its useful life.

RES. NO. 9-19 - A resolution authorizing the City Manager to purchase a new Ford F550 4WD Truck Dump Cab and Chassis for the Service Department from Liberty Ford in an amount not to exceed \$37,486.74. - **3rd Reading** (Committee-of-the-Whole, *Administration/Ryan Lutz*) :

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

Service Director Paul Barnett remarked that this resolution would allow the service department to purchase a chassis for a new Ford F550 4WD Truck Dump cab.

RES. NO. 10-19. - A resolution authorizing the City Manager to purchase a new Ford F550 4WD Truck Dump Body from Henderson Products for the Service Department in an amount not to exceed \$29,843.00 - **3rd Reading** (Committee-of-the-Whole, *Administration/Ryan Lutz*):

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

Service Director Paul Barnett remarked that this resolution would allow the service department to purchase a dump body for the new Ford F550 4WD Truck.

ORD. NO. 12-19 - An ordinance rezoning PPN 001-02A-25-046 from the R-R Rural Residential District to the C-G General Commercial District. - **3rd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

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

City Engineer Matt Jones remarked that this ordinance would allow the rezoning of a 0.843 parcel located at 966 Pearl Road, annexed into the City of Brunswick on January 14, 2019.

2nd Reading(s)

RES. NO. 11-19 - A resolution authorizing the City Manager to enter into an agreement with Vasco Sports Contractors for the Rehabilitation of the Neura Park Tennis Courts in an amount not to exceed \$50,000.00. - **2nd Reading** (Parks, Recreation & Community Committee, *Administration/John Piepsny*):

RES. NO. 11-19 - Mr. Abella Jr. moved this resolution to a third reading.

ORD. NO. 13-19 - An ordinance establishing the Senior Development Special Planning District NO. 5 Conceptual Development Plan and amending the zoning map by designating approximately 16.35 acres on Keller Hanna Drive as SPD-5. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

ORD. NO. 13-19 - Mr. Delsanter moved this ordinance to a third reading.

ORD. NO. 14-19 - An ordinance authorizing the City Manager to forward a petition for detachment to the Medina Count Commissioner's Office for the purpose of adjusting the city boundary lines to include an annexation into the City of Brunswick. - **2nd Reading** (Planning & Zoning Committee, *Administration/Ken Fisher*):

ORD. NO. 14-19 - Mr. Delsanter moved this ordinance to a third reading.

ORD. NO. 15-19 - An ordinance authorizing the City Manager to forward a petition for detachment to the Medina County Commissioner's Office for the purpose of adjusting the city boundary lines to include an annexation into the City of Brunswick. - **2nd Reading** (Planning & Zoning Committee, *Administration/Ken Fisher*):

ORD. NO. 15-19 - Mr. Delsanter moved this ordinance to a third reading.

1st Reading(s)

RES. NO. 17-19 - A resolution authorizing the City Manager to execute all necessary documents to accept the 2019 Energized Community Grant from NOPEC in the amount of \$121,444.00. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*):

RES. NO. 17-19 - Mr. Capretta moved this resolution to second reading.

RES. NO. 18-19 - An emergency resolution authorizing the City Manager to enter into a five (5) year agreement with Browning Ferris Industries of Ohio, Inc., a subsidiary of Republic Services, Inc., for the collection and disposal of residential solid waste and recycling. - **1st Reading (To be brought from Committee-of-the-Whole, Administration/Paul Barnett)**:

Michael Abella Jr. moved to suspend the rules, seconded by Patricia Hanek. Roll Call - Ayes - 5, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 1. Motion Carried. Failed.

Service Director Paul Barnett explained that Browning Ferris Industries of Ohio Inc. is the lowest and best bidder that meets the bid specifications. He explained that there was some controversy at the time of

the bid. Mr. Barnett explained that he contacted the two bidders to get clarification on their bid specification and discussed this information with the Law Director. There were no issues found with any bid submission.

Councilman Joseph Delsanter requested the Law Director to explain the statements regarding the bid specification from Browning Ferris Industries of Ohio Inc.

Law Director Ken Fisher agreed with Mr. Barnett's statement. Mr. Fisher explained that there was an issue with the cart bid specification. He noted that the law department is not making a recommendation for the lowest and best bidder. Mr. Fisher explained that after they received clarification for the cart cost, the law department determined that the bid was proper.

ORD. NO. 19-19 - An emergency Ordinance to transfer and advance funds. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*):

Patricia Hanek moved to suspend the rules, seconded by Brian Ousley. Roll Call - Ayes - 5, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 1. Motion Carried. Failed.

Finance Director Todd Fischer remarked that the transfer of advances legislation was discussed at the Finance Committee meeting on February 4, 2019. The transfer of advances is not expenditures; however, they are a temporary movement of money from one fund to another. This legislation would allow the city to get the funding in place to do the road projects and to match grants specification.

ORD. NO. 20-19 - An emergency Ordinance amending Ordinance #89-18 to include amendments to the appropriations budget for the year ending December 31, 2019 as incorporated in Exhibit "A" attached hereto. - **1st Reading** (To be brought from the 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 Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Finance Director Todd Fischer remarked that the budget amendment proposed was discussed at the Finance Committee Meeting on February 4, 2019. He added that the budget amendment is for a \$400,000 payment for trash carts to qualify for an Ohio Environmental Protection Agency Grant. The budget amendment also included the budgeted money received for the Orchard Phase 1 Project to be held in trust. The budget appropriation would also allow the city to meet the Federal Emergency Management Agency (FEMA), Northeast Ohio Public Energy Council (NOPEC), and Ohio Department of Natural Resources (ODNR) grant specification.

Councilman Nickolas Hanek added that voting against this legislation would imperil some of the grant funding.

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

Law Director Ken Fisher revisited Ordinance Number 19-19. Mr. Fisher asked Finance Director Todd Fischer if Ordinance Number 19-19 and 20-19 should go together. Mr. Fischer remarked yes; however, they are two separate pieces of legislation. Mr. Fischer explained the transfer of advances process. Mr. Fischer noted that both pieces of legislation have to be passed to pay for certain items that pertain to the grants.

Mr. Fisher asked Councilman Anthony Capretta if he would be willing to reconsider a motion for Ordinance Number 19-19 to continue to fund vital programs like FEMA.

Anthony Capretta moved to reconsider the vote for Ordinance Number 19-19, seconded by Nicholas Hanek. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Patricia Hanek moved to suspend the rules for Ordinance Number 19-19, seconded by Brian Ousley. Roll Call - Ayes - 5, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 1. Motion Carried.

Patricia Hanek moved to adopt Ordinance Number 19-19, seconded by Brian Ousley. Roll Call - Ayes - 5, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 1. Motion Carried.

City Manager's Report:

City Manager Carl DeForest

- Reminded everyone that City Hall is closed on Monday, February 18, 2019, for President's Day. He informed everyone that the refuse pick-up is not delayed on President's Day.
- Congratulated Councilman Brian Ousley on winning the Medina County Auditor's Chili Cook-off.
- Remarked that the Brunswick Recreation Center is having a 50% off sale on memberships from February 14, 2019, to February 28, 2019.
- Reminded everyone that there are openings on the Brunswick Citizens Police Academy. The Academy meets on Wednesday nights at City Hall or the Police Department. The Academy is projected to start in mid-March. He remarked that if anyone is interested, they could visit the Police Department website for the applications or contact Police Lieutenant Bob Safran at 330-225-9111.
- Thanked Councilman Joseph Salzgeber for his service as a Ward 3 Councilman for the City of Brunswick, and congratulated Mr. Salzgeber on becoming the Medina County Recorder.

Administrative Departments:

Finance Director Todd Fischer

- Remarked that the finance department is currently short staff due to having open part-time positions.
- Urged the residents to come in early to prepare their city taxes to avoid the long wait times

towards the end of tax season.

Brunswick Area Television (BAT) Manager Tom Keppler

- Remarked that the policies regarding signboard and community announcements have changed. The policy was amended to keep up with modern technology and clarify some vague language.
- Explained that the BAT office is responsible for the content that is found on the city's website. Information Technology (IT) Department is responsible for the functionality. He explained that BAT and the IT Department are working closely to improve the city's website.
- Remarked that the State of Ohio issued authority to operate charters cable system within Brunswick to Spectrum Mid-America, LLC. Spectrum is a subsidiary charter within the Time Warner organization. He explained that this change would not affect the city's franchises or cable service.

Service Director Paul Barnett

- Remarked that North Carpenter Road reconstruction is expected to start on March 18, 2019. Lane restrictions are expected to start on April 1, 2019.
- Announced that all residents are welcomed to come to an open meeting with the Ohio Department of Transportation (ODOT) and the City of Brunswick to discuss the North Carpenter reconstruction project on Tuesday, March 5, 2019, from 5:00 PM to 7:00 PM at the recreation center. The residents in that the construction area is expected to receive a letter from ODOT regarding his meeting.

Open Forum:

Snow Removal Issue

James Evanoff at 3649 Ascot Drive reiterated his concerns from the council meeting on January 28, 2019, regarding the city's snow removal process. He noted that he was not questioning whether the service workers were clearing the snow off the roads. He wanted to know the timeline for the snow removal in Coventry Estates, and how does the service department plan to improve the snow removal in the city. He expressed that he was not pleased with the response he received from the administration after he expressed his concerns.

Promotion for Optimist Club

Tim Smith at 4606 Wolff Drive expressed his appreciation for the hard work the service department did during the last snow event.

Mr. Smith announced that the Brunswick Optimist Club Pancake Breakfast is on Saturday, February 16, 2019, from 9:00 AM to Noon, at the Brunswick Recreation Center. Mr. Smith remarked that he was the president of the Optimist Club for the last two years, and the new president of the club is Dean Holman. Mr. Smith invited the City Council to the Brunswick Optimist Club Pancake Breakfast. Mr. Smith announced the activities for the Pancake Breakfast event. The entry fee is \$6 for adults, \$4 for kids, and

kids under 5 are free.

Mr. Smith announced that Brian Kortovich, past Brunswick resident and former professional basketball player, plans to launch a premium basketball camp for the youth at the Brunswick Recreation Center. The program is expected to feature professional basketball players and elite trainers.

Unfinished Business: There was none.

New Business:

Councilman Brian Ousley thanked all the participants and chefs that attended the 25th Annual Medina County Auditors Chili Cook-off on Wednesday, February 6, 2019. Mr. Ousley expressed that he won the first place trophy at the Chili Cook-off. He was in it to win it. Mr. Ousley received a 1st place trophy and \$1000 for winning the Chili cook-off. He noted that the \$1000 is going toward Brunswick Celebration. The trophy will be stored in the information booth at the Brunswick Celebration from Wednesday, June 19, 2019, to Sunday, June 23, 2019. He expressed that he planned to participate in the 2020 Annual Medina County Auditors Chili Cook-off. He noted that he won 1st place in the 2010 Annual Medina County Auditors Chili Cook-off and came in second place in the 2011 Annual Medina County Auditors Chili Cook-off.

Adjournment:

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

There being no further business, the meeting adjourned at 8:15 p.m.

Respectfully submitted,

Fijabi Julien-Gallam, CMC
Clerk of Council

Mayor Ron Falconi

Adopted

CITY OF BRUNSWICK, OHIO
MINUTES OF COUNCIL
MONDAY, FEBRUARY 11, 2019

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

Correspondence: There was none.

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Recognition of St. Ambrose Jr. High School Students for participating in the Future City Competition:

Mayor Ron Falconi presented a proclamation to the St. Ambrose Future City Team. The Mayor congratulated the students that participated in the Future City Competition, and for being recognized for Best Moving Part. The St. Ambrose Future City Team expressed their appreciation for the recognition.

~~Mayor Ron Falconi pulled the reappointment of Brent Foreman to fulfill a 2-year term on the Juvenile Diversion Board from the Agenda. Mayor's recommendation to reappoint Brent Foreman to fulfill a 2-year term on the Juvenile Diversion Board expiring February 11, 2021:~~

~~Mayor Ron Falconi pulled Item C from the Agenda.~~

Clerk of Council's Report: There was none.

Council Committee Reports:

Economic Development Committee.....Mr. Hanek:

Mr. Hanek had no formal reports this evening.

Services, Utilities, Technology & Cable Committee.....Mr. Capretta:

Mr. Capretta had no formal reports this evening.

Finance Committee.....Mrs. Hanek:

Mrs. Hanek had no formal reports this evening.

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

Mr. Hanek no formal reports this evening.

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

Mr. Delsanter 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:

Mr. Capretta had no formal reports this evening.

Other Boards and Commissions: There was none.

Petitions from the Public on Legislation:

Refuse and Recycle - Resolution Number 18-19:

Sarah Mathews, Municipal and Waste representative for Rumpke Waste and Recycling Services, remarked that they recently participated in the bid for trash and curbside recycling for the City of Brunswick. She encouraged the City Council to reconsider the opportunity to award Resolution Number 18-19 to Republic Services. Ms. Mathews felt that Rumpke was the only bidder that followed the bid specification and requirements. She explained that Section 5, page 33 of the bid specification requested a per month cost for the purchase of 30,500 carts. Ms. Mathews explained specifications. She believed that Republic Service is not the lowest and best bidder to provide service for the public, per Section 5, page 33 of the bid specification. She explained that the Republic Service did not provide the requested monthly cost for the carts in section 5, page 33 of the bid specification.

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Reading of Legislation and Action on Legislation:

3rd Reading(s)

ORD. NO. 3-19 - An emergency ordinance extending a 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 all zoning districts and the issuance of such approvals. - **3rd Reading** (Committee-of-the-Whole, *Administration/Ken Fisher*):

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

Law Director Ken Fisher remarked that the current moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use, and building permits for multi-family dwelling units in all zoning districts expired on February 12, 2019. This ordinance is to extend the moratorium for 6 months to continue the study of zoning issues.

RES. NO. 6-19 - A resolution authorizing the City Manager to purchase two (2) playground units for the Community Recreation and Fitness Center from Snider Recreation in an amount not to exceed \$28,500.00. - **3rd Reading** (Parks, Recreation & Community Committee, *Administration/John Piepsny*):

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

Finance Director Todd Fischer remarked that this resolution would allow the parks department to replace the old playground equipment at Boston Knolls Park and Shenandoah Park.

RES. NO. 7-19 - A resolution authorizing the City Manager to purchase a new John Deere loader from Murphy Tractor & Equipment for the Service Department in an amount not to exceed \$149,294.45. - **3rd Reading** (Committee-of-the-Whole, *Administration/Ryan Lutz*):

Michael Abella Jr. moved to adopt, seconded by Anthony Capretta. Roll Call - Ayes - 6, Anthony

Capretta, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Service Director Paul Barnett remarked that this resolution would allow the service department to replace a 30-year-old loader.

RES. NO. 8-19 - A resolution authorizing the City Manager to purchase a new Ford F350 4WD pickup truck for the Service Department from Liberty Ford in an amount not to exceed \$30,307.74. - **3rd Reading** (Committee-of-the-Whole, *Administration/Ryan Lutz*):

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

Service Director Paul Barnett remarked that this resolution would allow the service department to purchase a new Ford F350 pickup truck because the old truck has served its useful life.

RES. NO. 9-19 - A resolution authorizing the City Manager to purchase a new Ford F550 4WD Truck Dump Cab and Chassis for the Service Department from Liberty Ford in an amount not to exceed \$37,486.74. - **3rd Reading** (Committee-of-the-Whole, *Administration/Ryan Lutz*):

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

Service Director Paul Barnett remarked that this resolution would allow the service department to purchase a chassis for a new Ford F550 4WD Truck Dump cab.

RES. NO. 10-19. - A resolution authorizing the City Manager to purchase a new Ford F550 4WD Truck Dump Body from Henderson Products for the Service Department in an amount not to exceed \$29,843.00 - **3rd Reading** (Committee-of-the-Whole, *Administration/Ryan Lutz*):

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

Service Director Paul Barnett remarked that this resolution would allow the service department to purchase a dump body for the new Ford F550 4WD Truck.

ORD. NO. 12-19 - An ordinance rezoning PPN 001-02A-25-046 from the R-R Rural Residential District to the C-G General Commercial District. - **3rd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

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

City Engineer Matt Jones remarked that this ordinance would allow the rezoning of a 0.843 parcel located at 966 Pearl Road, annexed into the City of Brunswick on January 14, 2019.

2nd Reading(s)

RES. NO. 11-19 - A resolution authorizing the City Manager to enter into an agreement with Vasco Sports Contractors for the Rehabilitation of the Neura Park Tennis Courts in an amount not to exceed \$50,000.00. - **2nd Reading** (Parks, Recreation & Community Committee, *Administration/John Piepsny*):

RES. NO. 11-19 - Mr. Abella Jr. moved this resolution to a third reading.

ORD. NO. 13-19 - An ordinance establishing the Senior Development Special Planning District NO. 5 Conceptual Development Plan and amending the zoning map by designating approximately 16.35 acres on Keller Hanna Drive as SPD-5. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

ORD. NO. 13-19 - Mr. Delsanter moved this ordinance to a third reading.

ORD. NO. 14-19 - An ordinance authorizing the City Manager to forward a petition for detachment to the Medina County Commissioner's Office for the purpose of adjusting the city boundary lines to include an annexation into the City of Brunswick. - **2nd Reading** (Planning & Zoning Committee, *Administration/Ken Fisher*):

ORD. NO. 14-19 - Mr. Delsanter moved this ordinance to a third reading.

ORD. NO. 15-19 - An ordinance authorizing the City Manager to forward a petition for detachment to the Medina County Commissioner's Office for the purpose of adjusting the city boundary lines to include an annexation into the City of Brunswick. - **2nd Reading** (Planning & Zoning Committee, *Administration/Ken Fisher*):

ORD. NO. 15-19 - Mr. Delsanter moved this ordinance to a third reading.

1st Reading(s)

RES. NO. 17-19 - A resolution authorizing the City Manager to execute all necessary documents to accept the 2019 Energized Community Grant from NOPEC in the amount of \$121,444.00. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*):

RES. NO. 17-19 - Mr. Capretta moved this resolution to second reading.

RES. NO. 18-19 - An emergency resolution authorizing the City Manager to enter into a five (5) year agreement with Browning Ferris Industries of Ohio, Inc., a subsidiary of Republic Services, Inc., for the collection and disposal of residential solid waste and recycling. - **1st Reading (To be brought from Committee-of-the-Whole, Administration/Paul Barnett)**:

Michael Abella Jr. moved to suspend the rules, seconded by Patricia Hanek. Roll Call - Ayes - 5, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 1. Motion Carried. Failed.

Service Director Paul Barnett explained that Browning Ferris Industries of Ohio Inc. is the lowest and best bidder that meets the bid specifications. He explained that there was some controversy at the time of the bid. Mr. Barnett explained that he contacted the two bidders to get clarification on their bid specification and discussed this information with the Law Director. There were no issues found with any bid submission.

Councilman Joseph Delsanter requested the Law Director to explain the statements regarding the bid specification from Browning Ferris Industries of Ohio Inc.

Law Director Ken Fisher agreed with Mr. Barnett's statement. Mr. Fisher explained that there was an issue with the cart bid specification. He noted that the law department is not making a recommendation for the lowest and best bidder. Mr. Fisher explained that after they received clarification for the cart cost, the law department determined that the bid was proper.

ORD. NO. 19-19 - An emergency Ordinance to transfer and advance funds. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*):

Patricia Hanek moved to suspend the rules, seconded by Brian Ousley. Roll Call - Ayes - 5, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 1. Motion Carried. Failed.

Finance Director Todd Fischer remarked that the transfer of advances legislation was discussed at the Finance Committee meeting on February 4, 2019. The transfer of advances is not expenditures; however, they are a temporary movement of money from one fund to another. This legislation would allow the city to get the funding in place to do the road projects and to match grants specification.

ORD. NO. 20-19 - An emergency Ordinance amending Ordinance #89-18 to include amendments to the appropriations budget for the year ending December 31, 2019 as incorporated in Exhibit "A" attached hereto. - **1st Reading** (To be brought from the 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 Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Finance Director Todd Fischer remarked that the budget amendment proposed was discussed at the Finance Committee Meeting on February 4, 2019. He added that the budget amendment is for a \$400,000 payment for trash carts to qualify for an Ohio Environmental Protection Agency Grant. The budget amendment also included the budgeted money received for the Orchard Phase 1 Project to be held in trust. The budget appropriation would also allow the city to meet the Federal Emergency Management Agency (FEMA), Northeast Ohio Public Energy Council (NOPEC), and Ohio Department of Natural Resources (ODNR) grant specification.

Councilman Nickolas Hanek added that voting against this legislation would imperil some of the grant funding.

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

Carried.

Law Director Ken Fisher revisited Ordinance Number 19-19. Mr. Fisher asked Finance Director Todd Fischer if Ordinance Number 19-19 and 20-19 should go together. Mr. Fischer remarked yes; however, they are two separate pieces of legislation. Mr. Fischer explained the transfer of advances process. Mr. Fischer noted that both pieces of legislation have to be passed to pay for certain items that pertain to the grants.

Mr. Fisher asked Councilman Anthony Capretta if he would be willing to reconsider a motion for Ordinance Number 19-19 to continue to fund vital programs like FEMA.

Anthony Capretta moved to reconsider the vote for Ordinance Number 19-19, seconded by Nicholas Hanek. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Patricia Hanek moved to suspend the rules for Ordinance Number 19-19, seconded by Brian Ousley. Roll Call - Ayes - 5, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 1. Motion Carried.

Patricia Hanek moved to adopt Ordinance Number 19-19, seconded by Brian Ousley. Roll Call - Ayes - 5, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 1. Motion Carried.

City Manager's Report:

City Manager Carl DeForest

- Reminded everyone that City Hall is closed on Monday, February 18, 2019, for President's Day. He informed everyone that the refuse pick-up is not delayed on President's Day.
- Congratulated Councilman Brian Ousley on winning the Medina County Auditor's Chili Cook-off.
- Remarked that the Brunswick Recreation Center is having a 50% off sale on memberships from February 14, 2019, to February 28, 2019.
- Reminded everyone that there are openings on the Brunswick Citizens Police Academy. The Academy meets on Wednesday nights at City Hall or the Police Department. The Academy is projected to start in mid-March. He remarked that if anyone is interested, they could visit the Police Department website for the applications or contact Police Lieutenant Bob Safran at 330-225-9111.
- Thanked Councilman Joseph Salzgeber for his service as a Ward 3 Councilman for the City of Brunswick, and congratulated Mr. Salzgeber on becoming the Medina County Recorder.

Administrative Departments:

Finance Director Todd Fischer

- Remarked that the finance department is currently short staff due to having open part-time

positions.

- Urged the residents to come in early to prepare their city taxes to avoid the long wait times towards the end of tax season.

Brunswick Area Television (BAT) Manager Tom Keppler

- Remarked that the policies regarding signboard and community announcements have changed. The policy was amended to keep up with modern technology and clarify some vague language.
- Explained that the BAT office is responsible for the content that is found on the city's website. Information Technology (IT) Department is responsible for the functionality. He explained that BAT and the IT Department are working closely to improve the city's website.
- Remarked that the State of Ohio issued authority to operate charters cable system within Brunswick to Spectrum Mid-America, LLC. Spectrum is a subsidiary charter within the Time Warner organization. He explained that this change would not affect the city's franchises or cable service.

Service Director Paul Barnett

- Remarked that North Carpenter Road reconstruction is expected to start on March 18, 2019. Lane restrictions are expected to start on April 1, 2019.
- Announced that all residents are welcomed to come to an open meeting with the Ohio Department of Transportation (ODOT) and the City of Brunswick to discuss the North Carpenter reconstruction project on Tuesday, March 5, 2019, from 5:00 PM to 7:00 PM at the recreation center. The residents in that the construction area is expected to receive a letter from ODOT regarding his meeting.

Open Forum:

Snow Removal Issue

James Evanoff at 3649 Ascot Drive reiterated his concerns from the council meeting on January 28, 2019, regarding the city's snow removal process. He noted that he was not questioning whether the service workers were clearing the snow off the roads. He wanted to know the timeline for the snow removal in Coventry Estates, and how does the service department plan to improve the snow removal in the city. He expressed that he was not pleased with the response he received from the administration after he expressed his concerns.

Promotion for Optimist Club

Tim Smith at 4606 Wolff Drive expressed his appreciation for the hard work the service department did during the last snow event.

Mr. Smith announced that the Brunswick Optimist Club Pancake Breakfast is on Saturday, February 16, 2019, from 9:00 AM to Noon, at the Brunswick Recreation Center. Mr. Smith remarked that he was the president of the Optimist Club for the last two years, and the new president of the club is Dean Holman. Mr. Smith invited the City Council to the Brunswick Optimist Club Pancake Breakfast. Mr. Smith

announced the activities for the Pancake Breakfast event. The entry fee is \$6 for adults, \$4 for kids, and kids under 5 are free.

Mr. Smith announced that Brian Kortovich, past Brunswick resident and former professional basketball player, plans to launch a premium basketball camp for the youth at the Brunswick Recreation Center. The program is expected to feature professional basketball players and elite trainers.

Unfinished Business: There was none.

New Business:

Councilman Brian Ousley thanked all the participants and chefs that attended the 25th Annual Medina County Auditors Chili Cook-off on Wednesday, February 6, 2019. Mr. Ousley expressed that he won the first place trophy at the Chili Cook-off. He was in it to win it. Mr. Ousley received a 1st place trophy and \$1000 for winning the Chili cook-off. He noted that the \$1000 is going toward Brunswick Celebration. The trophy will be stored in the information booth at the Brunswick Celebration from Wednesday, June 19, 2019, to Sunday, June 23, 2019. He expressed that he planned to participate in the 2020 Annual Medina County Auditors Chili Cook-off. He noted that he won 1st place in the 2010 Annual Medina County Auditors Chili Cook-off and came in second place in the 2011 Annual Medina County Auditors Chili Cook-off.

Adjournment:

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

There being no further business, the meeting adjourned at 8:15 p.m.

Respectfully submitted,

Fijabi Julien-Gallam, CMC
Clerk of Council

Mayor Ron Falconi

Adopted

**APPLICATION FOR
BOARDS AND COMMISSIONS**

NAME Jim Mussey PHONE 330-223-2264
STREET 978 Fireside Drive CELL 216-222-4698

Years of Residency _____ Registered Brunswick Voter: YES ☒ NO ☐

POSITIONED DESIRED: Board of Zoning Appeals EMAIL foremostb@aol.com

EDUCATION _____ DEGREE _____ YEAR GRADUATED _____

HIGH SCHOOL Parma Senior High School - 1966

COLLEGE Kent State University - BBA 1971

SPECIAL TRAINING Dale Carnegie Course

CURRENT EMPLOYMENT

Foremost Business Products 7/84 → Present
PO Box 686 Brunswick, OH President
Company Address Title Dates

RELEVANT PAST EMPLOYMENT

Company Address Title Dates

Company Address Title Dates

RELEVANT PROFESSIONAL ASSOCIATIONS, COMMUNITY SERVICE, OR SOCIAL AFFILIATIONS

- Old Mill Village Homeowners Association
- Member of Brunswick BZA
- Brunswick Rotary Club - Officer

REFERENCES (other than relation):

	NAME	ADDRESS	PHONE
1.	<u>Don Falconi</u>	<u>City Hall</u>	
2.	<u>Sam Plevesti</u>	<u>City Hall</u>	
3.	<u>Walter Wozniak</u>		<u>330-635-3598</u>

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

I am very proud to have served on the
Brunswick BZA for the last 29 years, and I
would like the opportunity to serve another term.

ATTACH RESUME IF DESIRED.

Signature: Jim H. Mussey Date: 1/23/19

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

APPLICATION FOR
BOARDS AND COMMISSIONS

NAME STANLEY SOCHA PHONE 330-225-4170
STREET 66 WOOD HOLLOW DR. CELL 216-276-1348

Years of Residency 38

Registered Brunswick Voter: YES ☒ NO ☐

POSITIONED DESIRED: BOARD OF ZONING APPEALS EMAIL SPARENIS @ AOL.COM

EDUCATION	DEGREE	YEAR GRADUATED
HIGH SCHOOL <u>NORTH CATHOLIC H.S. PITTSBURGH</u>		<u>1959</u>
COLLEGE <u>POINT PARK UNIVERSITY PITTSBURGH</u>	<u>B.S.</u>	<u>1972</u>
SPECIAL TRAINING <u>FIRE FIGHTER/EMT, FIRE INSPECTOR, FIRE INVESTIGATION</u>		

CURRENT EMPLOYMENT

Company	Address	Title	Dates
<u>LIFE SAFETY ENTERPRISE</u>	<u>4699 HAMANN PKY</u>	<u>INSPECTOR</u>	<u>08-01-PRESENT</u>
	<u>WILLOUGHBY, OH</u>		

RELEVANT PAST EMPLOYMENT

Company	Address	Title	Dates
<u>BRUNSWICK DIV OF FIRE</u>	<u>3476 CENTAL RD</u>	<u>FIRE FIGHTER/EMT</u>	<u>10-77/10-80</u>
			<u>06-82/11-03</u>

Company	Address	Title	Dates
<u>GENERAL MOTORS CORP</u>	<u>PO BOX 5014 SOUTHFIELD, MI</u>	<u>SR ACCOUNTANT</u>	<u>06-60/12-98</u>

RELEVANT PROFESSIONAL ASSOCIATIONS, COMMUNITY SERVICE, OR SOCIAL AFFILIATIONS

BRUNSWICK ROTARY, NORTHERN MEDIAN COUNTY SALVATION ARMY BOARD, ST AMBROSE
PARISH COUNCIL, WESTERN RESERVE FIRE MUSEUM, GREAT LAKES INTERNATIONAL
ANTIQUE FIRE APPARATUS ASSOC.

REFERENCES (other than relation):

	NAME	ADDRESS	PHONE
1.	<u>AL BEAN</u>	<u>3120 IPSWICH CT.</u>	<u>330-273-3532</u>
2.	<u>PAT CARLSON</u>	<u>1672 PEARL RD</u>	<u>330-225-2400</u>
3.	<u>JAMES LEPI</u>	<u>3339 TYLER RD</u>	<u>330-273-1801</u>

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

RETIRED BRUNSWICK DIVISION OF FIRE, PLUS VOL FIRE SERVICE IN PENNSYLVANIA &
MICHIGAN, RESERVE POLICE OFFICER IN CALIFORNIA AND CURRENTLY FIRE SAFETY
INSPECTION IN MEDICAL FACILITIES

ATTACH RESUME IF DESIRED.

Signature: Stanley Socha Date: 01-15-19

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

APPLICATION FOR
BOARDS AND COMMISSIONS

NAME Lisa Jackson-Clements PHONE 216-269-7012
STREET 3619 Francis Blvd CELL 216-269-7012

Years of Residency 9 1/2

Registered Brunswick Voter: YES ☒ NO ☐

POSITIONED DESIRED: Advisory Council EMAIL lisajc65@gmail.com

EDUCATION Medina County Office of Older Adults DEGREE YEAR GRADUATED
Juvenile Diversion Board

HIGH SCHOOL Enterprise Christian Academy 1983

COLLEGE Cuyahoga Community College

SPECIAL TRAINING

CURRENT EMPLOYMENT

N/A

Company	Address	Title	Dates
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RELEVANT PAST EMPLOYMENT

Company	Address	Title	Dates
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Company	Address	Title	Dates
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RELEVANT PROFESSIONAL ASSOCIATIONS, COMMUNITY SERVICE, OR SOCIAL AFFILIATIONS

Board Chair for Brunswick Commemorative Affairs Board (current)

Board of Directors - Golden Retrievers In Need (current)

Volunteer with Medina Creative Therapy Ranch (past)

REFERENCES (other than relation):

NAME	ADDRESS	PHONE
1. <u>Caroline Healey</u>	<u>3611 Francis Blvd, Brunswick</u>	<u>440-429-9775</u>
2. <u>Lisa Kime</u>	<u>20434 ^{franklin} medina Strangsville, Ohio</u>	<u>440-263-7826</u>
3. <u>Susan Spisak</u>	<u>13613 Belfair Ave, middleburg Hts, Ohio</u>	<u>330-310-0968</u>

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

I am currently a stay at home house wife who
enjoys volunteering and helping my community

ATTACH RESUME IF DESIRED.

Signature: Lisa Jackson-Clements Date: 12/13/2018

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

ECONOMIC DEVELOPMENT

January 15, 2019

IN ATTENDANCE: Chairman Nicholas Hanek, Committee Member Patricia Hanek, Committee Member Brian Ousley, Community & Economic Development Director Grant Aungst, Residents.

The meeting convened at 5:00 p.m.

GENERAL DISCUSSION:

Mr. Aungst commented how federal government tariffs, partial government shutdowns, and interest rates affect economic development.

In terms of economic development as the City grows and develops Mr. Aungst expressed the City needs to think about some areas with an overlay district or some other combination of what the comprehensive update plan will be; he mentioned he is currently reading through the latest draft of the comprehensive plan update and once approved the Planning & Zoning committee, Economic Development committee, as well as all of Council, and Planning Commission will review the updated plan. Mr. Aungst commented in addition to looking at overlay districts TIFFS also have to be considered in commercial and industrial areas, noting TIFFS add tremendous asset values to areas already developed and that can be redeveloped.

Mr. Aungst advised the administration recently met with the Brunswick schools and they will be presenting the Middle School update at the Planning Commission meeting in February for approval for Phase 2 the actual build of the school. He expressed the new school is going to be spectacular and it will be a show piece in the community for years to come.

Mr. Aungst updated the committee on Control Access in the South Industrial Park, the project is fully permitted and they are waiting for the weather to break before breaking ground. Additionally he mentioned Control Access sold their other building, and a new business will be going into that building where they will be up to 40 new employees coming to the community.

Mr. Aungst mentioned he met with the Veterans Administration on workforce development, currently there are more than 800 full time jobs available in Medina County, he also mentioned the tremendous shortage of truck drivers throughout the region, and many companies in the area that need qualified CDL drivers immediately. Another avenue is housing for veterans, he noted when veterans come home from the various parts of the world they may be looking for somewhere new to reside and Medina County is a great place to reside.

Additionally, Mr. Aungst mentioned for the last eight months the administration has been doing social media posts through Proximity Marketing and it was going well.

Mr. Aungst provided updates on current projects; Chick-Fil-A was presented to Planning Commission and is currently tabled, safety issues, flow/direction of traffic, and walkability, are items of discussion and concern and it has been made very clear to the potential owner of Chick-Fil-A that the City welcomes them to come however code is followed, and they have to make it a safe welcoming environment for the welfare of the community. They are planning a play area inside the facility making it an active area for younger children, and they have to be overly cautious about how people move in the parking lot.

Also, Medina County Economic Development Corp has advertised for a sales person to focus on fiber sales; the goal is to get up and run more effectively, and Mr. Aungst stated he consistently makes them aware they still owe the City money.

Mr. Aungst mentioned he attended the Regional Economic Development Alliance Study Group Committee hosted by Representative Steve Hambley; the committee is doing a tour around the State focusing on different regional activities and the economic impact to do better. Personally Mr. Aungst felt it was something the committee needed to be cautious about, because it is all about an initiative on regional prosperity, Mr. Aungst shared information and advised them to be very cautious. He stated companies move for many reasons, and it should be their free will to move, and cities should not have to reward another city for that.

Continuing, Mr. Aungst advised Made in Medina County will be held in October at the Medina County Fairgrounds, he commented how this event has turned into somewhat of a job fair, and the number of students attending has increased over the years.

Also, Mr. Aungst was working on a grant from ODOT for funding to update industrial parkway south, as the committee was aware to fix that road is very expensive, however ODOT does have incentives. He commented it is critically important to plan on redoing industrial parkway south the right way so heavy trucks can drive on the concrete without a problem.

Mr. Ousley asked about realigning north and south, and Mr. Aungst noted that would require buying some very expensive property and the likelihood of that happening was slim. Although what would be a better use of dollars is to take out the island on the north side and put in a right hand turn lane, it would still be misaligned but there would be a right hand turning lane, and a new sign which would be a better investment for the community. Mr. Aungst noted if that is something the committee wanted the administration to pursue that could be looked into.

Mr. Ousley moved for the administration to look into pursuing moving the island and making a dedicated right hand turn lane. Vote – 3 Ayes, 0 Nays.

Mr. Aungst indicated the administration will look into pursuing it, and work with those that own the island.

There was some additional discussion regarding left hand turns out of Brunswick Auto Mart and the havoc created in that area and the possibility of making changes, and it was noted by Mr. Aungst that is up to ODOT, however it could be pursued.

Mr. Hanek asked for a time frame on the comprehensive plan update, and Mr. Aungst noted the plan was currently being reviewed by the administration, and it was his understanding the Planning & Zoning committee will be the first to review it after the administration, and that committee will direct it to where it goes from there, although Mr. Aungst thought it could be paralleled with this committee.

With Mr. Hanek sitting on the Planning & Zoning Committee he noted he will bring up to the chair to concurrently review the plan.

Additionally, Mr. Hanek asked if there was another date set when Chick-Fil-A would come before Planning Commission, and Mr. Aungst noted it was tabled, however the ownership group did meet with the administration and there has been good discussion and they are willing to work with the City; he stated they want to be in the community. The potential owner lives in Brunswick and was willing to work with the City, they want to be successful and involved and engaged within the community, and noted ideally they want to stay in Town Center.

There was some discussion within the committee for locations other than Town Center for Chick-Fil-A and Mr. Aungst noted it would be challenging currently, he mentioned deed restriction, and lease agreements at other locations.

Mr. Hanek also asked about the regional prosperity initiative tour if there was a legislative initiative, and if there was any indication that the new governor had a priority and was there anything he was pushing.

In response Mr. Aungst advised at the listening tour there were specific speakers, he thought it was too soon to know the position of the new governor.

Mr. Ousley received information on House Bill 530 with regard to hotel lodging excise tax, Mr. Aungst was aware of this bill; and noted it was not currently affecting Medina County.

As an update Mr. Aungst noted the new hotel was doing phenomenal, and expects new businesses to pop up in the area.

The committee discussed K Mart, from what Mr. Aungst heard the former chairman of the board has made an offer for Sears Holdings/Kmart that have real estate not on the leased stores, and the Brunswick K Mart is leased. Mr. Aungst noted the leased properties do not have any assets, he noted the K Mart in Brunswick is not losing money however they are not making a large profit, and the staff has been cut dramatically and not restocking as effectively as they should. The bankers are supposed to make a decision by the end of the month, and once that decision is made the current owners of the property will have a clearer understanding as to what direction and time line may or may not be. He mentioned the owners may see some opportunities with redevelopment.

It was expressed by Mr. Hanek that the Comprehensive Plan may address that area for development opportunities in that area.

In conclusion Mr. Aungst mentioned projects coming before Planning Commission; the developer for the proposed Sanctus project met with the neighbors surrounding the project the main focus was storm water management, and at the end of the meeting those neighbors in attendance were favorable with the project. There will be discussion on the storm water management from the City's perspective at the next Planning Commission meeting.

The other project that will come before Planning Commission at their next meeting is Liberty Ford they are looking to expand their parking lot to the north, and they have met or exceeded everything that was expected of them. He noted this expansion will clean up all the safety issues in the area with an ingress and egress, and the property will be consolidated. Mr. Aungst pointed out all the water retention will be put underground and will help with water issues in the area of Chase Bank.

Audience Member/Resident Tim Smith - Mr. Smith appreciated the update from Mr. Aungst, and the comments made by Mr. Ousley regarding the industrial park and the right turn lane. He also thought there should have been a right turn lane going into Brunswick Town Center however at that time it was said a turn lane was not warranted, however as it is getting busier and more businesses coming in he thought there should be a turn lane going into Brunswick Town Center, and if Chick-Fil-A was going to build in that area, he thought they may be interested in participating in that. He also brought up the county fiber ring and stated he has been one of the biggest proponents of selling fiber throughout the county, and when he was a County Commissioner he was taking the CEO of the fiber ring on appointments with him to sell fiber to the businesses throughout the county, and with the new company Mr. Smith is working at he has been selling county fiber through them. Mr. Smith started the Bike Medina County committee and one thing the committee was discussing was the economic development part and making communities bike friendly and having bike racks in the community.

Mr. Hanek addressed the comment on bike racks standards and noted the committee has done some discussion on that, and it should be in the Comprehensive Plan as well. He mentioned upcoming legislation for the multi-year trail project phase 1 putting in for an ODNR grant.

Mr. Smith noted his organization just did a NOACA bike map of Medina County; Mr. Smith drove through the City of Brunswick and marked each bike rack location in the City. Mr. Smith noted his organization would lend a letter of support for the trail project.

ADJOURNMENT:

Being no further business, Mrs. Hanek moved to adjourn at 5:58 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'N Hanek', with a stylized flourish at the end.

Nicholas Hanek
Chairman

SERVICES, UTILITIES, TECHNOLOGY & CABLE COMMITTEE

January 28, 2019

IN ATTENDANCE: Chairman Joseph Salzgeber, Committee Member Nicholas Hanek, Patricia Hanek, Brian Ousley, Joseph Delsanter, City Manager/Safety Director Carl DeForest, Law Director Kenneth Fisher, Parks, & Recreation Director John Piepsny, Finance Director Todd Fischer, Engineer Matt Jones, Service Director Paul Barnett, Council Clerk Fijabi Julien-Gallam, Laura Tubo First Energy, News Media.

The meeting convened at 6:08 p.m.

As a point of order Mr. Hanek asked for clarification from the Law Director regarding the status of Councilman Salzgeber being able to hold this meeting.

Mr. Fisher advised Councilman Salzgeber was entitled to participate and be seated as the Ward 3 Councilman; however per the arrangements of the last Council Meeting of January 14, he would be asked to abstain from legislative matters. Mr. Fisher anticipates a decision by the end of the week. He stated as far as tonight's meeting Mr. Salzgeber can absolutely be seated as the Ward 3 Councilman.

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

DISCUSSION SNOW REMOVAL:

Mr. Barnett distributed a handout to the committee; a copy was attached to these minutes.

Mr. Barnett acknowledged Ryan Lutz and the entire work force in the Service Department that were doing snow and ice. He noted today marked the twenty-first straight day without a day off for the service workers, and during that time the majority of the time was 12 hour shifts.

Mr. Barnett went over the staffing comparison chart; comparing the population of the cities of Brunswick, Medina, Wadsworth, and Strongsville. He pointed out the City of Brunswick has 13 drivers and to match what the City of Medina would do, Brunswick would need 27 drivers, match Wadsworth Brunswick needs 30 drivers, and to match what the City of Strongsville does Brunswick would need 37 drivers.

Also, he pointed out the City has three supervision/office staff; he stated the department is extremely below staff and that happened back in 2009, and noted the service department is not the only department hurting when it comes to staffing levels.

Mr. Barnett pointed out there is something to learn after every snow event from piling snow, to clearing cul de sacs; the issues are covered with the drivers and resolved.

The administration came up with five possible options to enhance snow and ice removal; from hiring 6 additional full time staff at an estimated annual cost of \$634,800 to hiring seasonal staff December 15, through March 31, although, Mr. Barnett pointed out that option would require renegotiation of union contracts, to hiring contractors for events.

The committee discussed the presented options, funding sources, route changes, and long term options. It was commented by Mr. Barnett if option 5 hiring contractors were an option it may only cut off six hours of completion time during a heavy snow event, and that was something to consider if it was worth damaging the roads to cut off a small percentage of time.

Mr. Salzgeber advised the committee will consider the options and get back with the administration.

GENERAL DISCUSSION:

There was none.

ADJOURNMENT:

Being no further business, Mr. Hanek moved to adjourn at 6:32 p.m. Vote – 2 Ayes, 0 Nays.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "J. Salzgeber", with a stylized flourish at the end.

Joseph Salzgeber
Chairman

PLANNING AND ZONING COMMITTEE

January 28, 2019

IN ATTENDANCE: Chairman Joseph Delsanter, Committee Member Joseph Salzgeber, Committee Member Nicholas Hanek, Patricia Hanek, Brian Ousley, City Manager/Safety Director Carl DeForest, Law Director Kenneth Fisher, Parks & Recreation Director John Piepsny, Finance Director Todd Fischer, Engineer Matt Jones, Service Director Paul Barnett, Council Clerk Fijabi Julien-Gallam, Laura Tubo First Energy, News Media.

The meeting convened at 6:32 p.m.

REVIEW LEGISLATION:

ORD. NO. 12-19 – An ordinance rezoning PPN 001-02A-25-046 from the R-R Rural Residential District to the C-G General Commercial District

Mr. Jones advised this legislation was in regard to Ambrose Crossing, the parcel was annexed into the City. Rezoning to the C-G district will be in conformance of the surrounding zoning, and was recommended by Planning Commission.

ORD. NO. 13-19 – An ordinance establishing the Senior Development Special Planning District No. 5 Conceptual Development Plan and amending the zoning map by designating approximately 16.35 acres on Keller Hanna Drive as SPD -5

Mr. Jones advised this legislation is with regard to the Sanctus Senior Living Project, and looking to rezone the property which is a combination of R-L and C-G districts into Special Planning District 5. He noted this was thoroughly vetted through Planning Commission and is recommended for approval.

ORD. NO. 14-19 – An ordinance authorizing the City Manager to forward a petition for detachment to the Medina County Commissioners Office for the purpose of adjusting the City boundary lines to include an annexation into the City of Brunswick

ORD. NO. 15-19 – An ordinance authorizing the City Manager to forward a petition for detachment to the Medina County Commissioners Office for the purpose of adjusting the City boundary lines to include an annexation into the City of Brunswick

Mr. Fisher explained ordinance no. 14-19 and ordinance no. 15-19 approved annexations from Brunswick Hills Township into the City of Brunswick, these two pieces of legislation authorizes the petition of detachment to be submitted to the County Commissioners Office as required by Ohio Revised Code.

Mr. Delsanter noted with the Special Council meeting being held this week if any of these pieces of legislation should be added to that agenda to help along the process of these projects.

Mr. Fisher responded in the negative, he did not see any emergency to these projects.

Mr. Hanek moved Ordinance No's 12-19, 13-19, 14-19, and 15-19 to tonight's Council Agenda of January 28, 2019 for three readings. Vote – 2 Ayes, 1 Abstain – Mr. Salzgeber.

GENERAL DISCUSSION:

There was none.

ADJOURNMENT:

Being no further business, Mr. Hanek moved to adjourn at 6:37 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

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

Joseph Delsanter
Chairman

COMMITTEE OF THE WHOLE MEETING

January 28, 2019

IN ATTENDANCE: Vice Mayor Pro Tem Joseph Salzgeber, Nicholas Hanek, Joseph Delsanter, Patricia Hanek, Brian Ousley, City Manager/Safety Director Carl DeForest, Law Director Kenneth Fisher, Parks & Recreation Director John Piepsny, Finance Director Todd Fischer, Engineer Matt Jones, Service Director Paul Barnett, Council Clerk Fijabi Julien-Gallam, Laura Tubo First Energy, News Media.

The meeting convened at 6:37 p.m.

Mr. Hanek moved to excuse Mr. Abella and Mr. Capretta for just cause. Vote – 4 Ayes, 1 Abstain – Mr. Salzgeber.

FIRST ENERGY INTRODUCTION FROM BRUNSWICK AREA MANAGER LAURA TUBO:

Mr. Salzgeber introduced Laura Tubo Area Manager First Energy; she was here this evening to introduce herself as the new area manager for the Brunswick area.

Ms. Tubo distributed a packet of information on community engagement, customer assistance programs, emergency responders, and communication tools for utility customers, customer assistance programs, managing through power outages, contacts for reporting street light outages, and the reason behind trimming trees around power lines. The informational packet will be filed in the Council Office.

Mr. Delsanter asked about discounts provided for people with all electric homes, and Ms. Tubo indicated she would get back to him on that.

Mr. Ousley asked for an update on the transfer station on Substation Road, again Ms. Tubo indicated she could check into that for Mr. Ousley and get back with him.

Mr. Barnett commented on the experience he has had with First Energy relative to poles that get knocked down, in past years it was months before a new pole would be put up however recently new poles were being put up within weeks.

Ms. Tubo expressed if anyone sees poles down or trees hanging on lines to communicate with her and she will look into the issue.

Mr. Salzgeber thanked Ms. Tubo for providing an update to the committee.

MOTIONS:

Motion to allow the City Manager to enter into an agreement with SESAC to allow music to be aired in City Facilities:

Mr. Piepsny explained this authorizes the City Manager to enter into an agreement with SESAC, the Society of European Stage Authors and Composers. This is an annual agreement, however with additional language by the law department this agreement will be on automatic renewal.

Mrs. Hanek moved to allow the City Manager to enter into an agreement with SESAC to allow music to be aired in City Facilities. Vote – 4 Ayes, 1 Abstain, Mr. Salzgeber.

A motion to approve a 20' variance on the north side of the recreation center for the proposed Ambrose Crossing Complex, 966 and 976 Pearl Road, as it encroaches into the minimum 50' side yard setback required by Section 1260.05(b) when adjacent to a residential use:

Mr. Jones explained this motion is to approve a 20' side yard setback variance at Ambrose Crossing Complex. He explained there is an existing house north of the proposed development on Kimmich/Pearl Road; the house is and will remain in Brunswick Hills Township, however it has to meet the City's zoning requirements; the residents of that house are aware of this and are in support of it. It was noted planning commission recommends approval of this variance.

Mr. Ousley asked if the 30' was going to be sufficient for any future plans, and in response to that Mr. Jones stated the residents of the home are elderly and would like to continue living in their home; the current developer would ultimately like to expand and at such time it would be reassessed, he pointed out this variance is the deal with the current residents.

Mr. Delsanter moved to approve the 20' variance on the north side of the recreation center for the proposed Ambrose Crossing Complex as it encroaches into the minimum 50' side yard setback required by Section 1260.05(b) when adjacent to a residential use, and added the residents support everything as stated by Mr. Jones, and the legacy of the property. Vote – 4 Ayes, 1 Abstain, Mr. Salzgeber.

GENERAL DISCUSSION:

Due to Parks, Recreation & Community Committee not having a quorum for their scheduled meeting this evening, the overview from the Brunswick Historical Society discussion and legislation review was moved to the Committee of the Whole Meeting.

Mrs. Hanek introduced Sam Boyer from the Brunswick Area Historical Society to present their 2018 annual report. A copy of the Historical Society annual report was attached to these minutes.

Mrs. Boyer stated the Historical Society had a record year of visitors, volunteers and programs. Additionally they had a record number of donations and they are running out of space. With the school district tearing down the two oldest schools in the City; Edwards Middle School and Visintainer, the Historical Society would like to save a part of those schools. The Historical Society has proposed to build a new structure at Heritage Farm to house their offices and school artifacts. The new structure is proposed to be built at the end of the east driveway at the farm; the intent is to use the arched front door and brick façade on the front of the new building and also recreate one of the classrooms in the new building.

Mrs. Boyer noted the Historical Society will be meeting with the Board of Zoning Appeals February 12, and eventually will go before Planning Commission. She noted what was needed from City Council was an extension of their lease.

The Historical Society has a \$70,000 dollar cultural facilities grant from the State of Ohio, and they have the money to match. The fundraising efforts have not yet started, but there are many people wanting to

help with the fundraising efforts. Mrs. Boyer stated the school district has agreed that the Historical Society can sell bricks from the schools to raise money.

Additionally with the new building the intent is to move their offices which are currently in the top two rooms in the farm house and turn those rooms back to display rooms. Mrs. Boyer indicated the lease will have to be redone to include the new building, since it will not be in the current 4.5 acre lease.

Mr. Ousley asked if there was any consideration for a different proposed area for the building moving it further north to extend the parking area.

Mrs. Boyer noted changing the location of the building would add costs due to putting in the utilities; also the proposed location of the building is close to existing sanitary lines.

In closing, Mrs. Boyer reiterated it has been a wonderful year; she invited member of Council to visit Heritage Farm. She noted the handout includes the architect renderings, overview of the site plan, a letter of support from the school district, and a picture of the front doors of the school.

RES. NO. 11-19 - A resolution authorizing the City Manager to enter into an agreement with Vasco Sports Contractors for the Rehabilitation of the Neura Park Tennis Courts in an amount not to exceed \$50,000.00

Mr. Piepsny noted this resolution will allow the City Manager to enter into an agreement with Vasco Sports to rehab the Neura Park tennis courts. He noted the last time work was done on the tennis courts was twenty-two years ago. Mr. Piepsny advised this project is part of the 2019 approved budget not to exceed \$50,000.00, not only will the tennis courts be done but lines for pickle ball will also be painted.

Mr. Delsanter moved this resolution to tonight's Council Agenda of January 28, 2019 for three readings. Vote – 4 Ayes, 1 Abstain, Mr. Salzgeber.

RES. NO. 16-19 – An emergency resolution authorizing the City Manager to submit a Clean Ohio Funds Grant Application to the Ohio Department of Natural Resources for the Plum Creek Greenway Phase 1 project

Mr. Piepsny noted this resolution authorizes the City Manager to submit the Clean Ohio Funds Grant application to the Ohio Department of Natural Resources for Plum Creek Greenway Phase 1 project.

Mr. Hanek moved this resolution to tonight's Council Agenda of January 28, 2019 as an emergency for two readings. Vote – 4 Ayes, 1 Abstain, Mr. Salzgeber.

In closing, Mrs. Hanek noted it was mentioned by Mrs. Boyer that the lease for the Historical Society was up for renewal with the school rendering, and asked if the law department was working on that, and Mr. Fisher indicated discussions have already started.

EXECUTIVE SESSION:

Mr. Delsanter moved to go into Executive Session for the purpose to discuss the appointment, employment, dismissal, discipline, demotion or compensation of a public employee, seconded by Mrs.

Hanek. Roll Call – Ayes – 4, Mr. Hanek, Mr. Delsanter, Mrs. Hanek, Mr. Ousley. Abstain - 1, Mr. Salzgeber, Motion Carried.

Mr. Hanek moved to adjourn out of Executive Session, seconded by Mr. Delsanter. Roll Call – Ayes – 4, Mrs. Hanek, Mr. Delsanter, Mr. Ousley, Mr. Hanek. Abstain - 1, Mr. Salzgeber. Motion Carried.

ADJOURNMENT:

Being no further business, Mr. Hanek moved to adjourn the Committee of the Whole Meeting at 7:05 p.m. Vote – 5 Ayes, 0 Nays.

Respectfully submitted,

Valerie Zak

Valerie Zak
Assistant Clerk of Council

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 02/25/2019

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. 11-19** - A resolution authorizing the City Manager to enter into an agreement with Vasco Sports Contractors for the Rehabilitation of the Neura Park Tennis Courts in an amount not to exceed \$50,000.00. - **3rd Reading** (Parks, Recreation & Community Committee, *Administration/John Piepsny*)

BACKGROUND: Per the approved 2019 City Council budget, the City is looking to rehab the tennis courts at Neura park due to the age and appearance of them. The Courts were last worked on 20 years ago and are in need of repair. Vasco Sports Contractors are a part of the National Cooperative Purchasing Alliance that the City of Brunswick is a member of. The NCPA has supplies, materials, and contracted services that have already been awarded through a competitive BID process thus allowing the City to be more efficient and effective in their purchases.

PURPOSE AND EXPLANATION:

IMPLEMENTATION SCHEDULE: Once adopted, the City would enter into agreement with Vasco Sports Contractors to rehab the courts at Neura Park.

FINANCIAL INFORMATION: Neura Park Tennis Court Improvements - - City-Wide Capital Park District Fund #341 - 341-0812-56895 - - 50000

FINANCIAL SUMMARY: The resolution would allow for the project to be completed in an amount not to exceed the City Council budget of \$50,000.00.

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?

The administration is recommending that this resolution be adopted.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. _____

BY:

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH VASCO SPORTS CONTRACTORS FOR THE REHABILITATION OF THE NEURA PARK TENNIS COURTS IN AN AMOUNT NOT TO EXCEED \$50,000.00.

WHEREAS: The City of Brunswick is a member of the National Cooperative Purchasing Alliance joint purchasing program as authorized by this Council and Ohio Revised Code Section 9.48; and

WHEREAS: The proposed Agreement with VASCO Sports Contractors for the rehabilitation of the Neura Park Tennis Courts is through the National Cooperative Purchasing Alliance joint purchasing program.

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

SECTION 1: That the City Manager, upon approval of the Law Director, is hereby authorized to enter into an Agreement with VASCO Sports Contractors for the rehabilitation of the Neura Park Tennis Courts through the National Cooperative Purchasing Alliance joint purchasing program in an amount not to exceed \$50,000.00.

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

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 11-19

BY: Mr. Abella, Mrs. Hanek and Mr. Capretta

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH VASCO SPORTS CONTRACTORS FOR THE REHABILITATION OF THE NEURA PARK TENNIS COURTS IN AN AMOUNT NOT TO EXCEED \$50,000.00.

WHEREAS: The City of Brunswick is a member of the National Cooperative Purchasing Alliance joint purchasing program as authorized by this Council and Ohio Revised Code Section 9.48; and

WHEREAS: The proposed Agreement with VASCO Sports Contractors for the rehabilitation of the Neura Park Tennis Courts is through the National Cooperative Purchasing Alliance joint purchasing program.

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

SECTION 1: That the City Manager, upon approval of the Law Director, is hereby authorized to enter into an Agreement with VASCO Sports Contractors for the rehabilitation of the Neura Park Tennis Courts through the National Cooperative Purchasing Alliance joint purchasing program in an amount not to exceed \$50,000.00.

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: 02/25/2019

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. 13-19** - An ordinance establishing the Senior Development Special Planning District NO. 5 Conceptual Development Plan and amending the zoning map by designating approximately 16.35 acres on Keller Hanna Drive as SPD-5. - **3rd Reading** (Planning & Zoning Committee, Administration/Grant Aungst)

BACKGROUND: The Planning Commission held a public hearing on January 17, 2019, pursuant to Charter Section 6.02(c) of the Codified Ordinances of the City of Brunswick, and recommended approval to City Council of the conceptual plan (Exhibit A), development guidelines (Exhibit B), and rezoning from the existing C-G General Commercial District and R-L Low Density Residential District to the proposed Sanctus, LLC Special Planning District No. 5 (SPD-5) senior development. This property is located north of Keller-Hanna Drive, south of St. Ambrose Church, and east of the Keller water towers. This project will consist of a 32-unit memory care facility; 2-story, 80-unit assisted living structure; and 36-unit independent living with services cottages (4 units per building with a total of 9 buildings) on a 16.35-acre site.

PURPOSE AND EXPLANATION: Pursuant to Section 1268.04 of the Codified Ordinances of the City of Brunswick, City Council approval is required for the conceptual plan and development guidelines to create a Special Planning District.

IMPLEMENTATION SCHEDULE: First reading at City Council meeting on January 28, 2019.

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 of the conceptual plan and development guidelines.

**ADDITIONAL
INFORMATION:**

Sanctuary Health Network

DATE: 11-16-18

TO: Brunswick Zoning Department and Planning Commission

Our Goal

To be approved for a Special Planning District for an expanded use of senior living. We have taken the existing S-R District zoning code and have made alterations to accommodate for Assisted Living, Skilled Nursing, Memory Care, and other Congregate Living facilities in addition to the Independent Living the code already provides for. The guidelines have been updated based on staff recommendations and the report from Harsany and Associates.

Design Guidelines

Special Planning District Number 5 (SPD-5)

1) DEFINITION

- a) This SPD-5 is defined as a self-contained, care-based, residential development for individuals fifty-five years of age and older, or for individuals less than fifty-five years of age when residing with a spouse or sibling fifty-five years of age or older. All residents will have some degree of services and medical care available to them.

2) SITE PLANNING CRITERIA

- a) **Ancillary Facilities.** This senior-living development shall contain the following ancillary facilities: a multipurpose activity room, dining room, health and counseling office, meeting room, a lounge area, area for passive and active recreation, and any and all other amenities required to meet the needs of the senior residents.
- b) **Special Safety and Convenience Features.** This senior-living development shall be designed specifically for seniors, incorporating necessary safety and convenience features.
 - i) The site amenities provided should be more attractive than for multifamily projects, since the elderly people spend nearly all their time on the site.
 - ii) The yards and passive recreation areas should be extensive in quantity and fully landscaped.
 - iii) There should be a composition of small, intimate, private yard and court areas for a variety of passive activities.

- iv) All pedestrian walkways designed for the use by residents shall be accessible. In addition, at least one accessible route within the site shall be provided from any public transportation stops, accessible parking, all resident facilities, accessible passenger loading zones, and public streets or sidewalks to an accessible entrance to each housing unit.
- c) **The Neighborhoods.** The site shall be divided into two neighborhoods to provide specific regulations for each side. The West Neighborhood shall be approximately 7.5 acres on the West side of the property. The East Neighborhood shall be approximately 8.7 acres on the East side of the property. The specific regulations for each neighborhood shall be specified in this SPD-5 guidelines.

3) BASIC DEVELOPMENT STANDARDS FOR THE ENTIRE DEVELOPMENT SITE

- a) **Minimum front yard setback:** 30 feet
- b) **Minimum side yard setback:** 50 feet
- c) **Minimum rear yard setback:** 50 feet
- d) **Landscaping Requirements**
 - i) The front yard to the West of the SPD-5 development shall be landscaped and shall not be used for parking or any other purpose, except driveways to reach designated parking areas. The following shall be allowed in this area: a sign and retaining wall with fall-protection fence that is properly landscaped to soften the façade. The fall-protection fencing shall be approximately 3-4 feet tall, built of wrought iron, or similar material. See Chapter [1282](#) Landscaping and Screening and 1270 Signs for other regulations.
 - ii) The South side yard shall be landscaped to provide a buffer between the residential neighborhood to the South and the SPD-5 development area. This area may be used for stormwater management, including wetland and stream enhancement. The SPD-5 development will not increase water detention on the properties to the South and will improve water drainage for those properties.
 - (1) The buffer area to the South shall be maximized by thoughtful placement of built components, such as buildings and roads to the North of this buffer. The natural vegetation, and especially large trees, within this buffered area shall be protected to the extent possible. The construction process, addressing of drainage issues, and stream enhancement efforts shall be done with sensitivity and care to avoid damage to trees and root systems within this buffered area. Where it is impossible to save trees during the construction process, drainage work, and stream enhancement efforts, appropriate trees shall be replanted.
 - iii) The North side yard shall be landscaped to provide a buffer between the church property to the North and the SPD-5 development area. This area accommodates a large wetland area in the East neighborhood. In the West neighborhood, this area may accommodate necessary retaining walls with fall-protection fence that are properly landscaped to soften the façade, outdoor patios and recreation areas, and sidewalks that could link to activities on the church property. The fall-protection fencing shall be approximately 3-4 feet tall, built of wrought iron, or similar material. Landscaping will be provided in this yard area to screen loading areas, dumpsters, and other utility uses. An access road and staff parking will be located in this area and will be properly screened from the church property.
 - (1) The natural vegetation, and especially large trees, within the buffered area to the North shall be protected, to the extent possible. Construction shall be done with sensitivity and care to avoid damage to trees and root systems within this buffered area.

- iv) The rear yard to the East of the SPD-5 development shall be landscaped to provide a buffer between the residential neighborhood to the South and East and the SPD-5 development area. This area shall provide an easement to the City of Brunswick that will allow for the use of a public, connection drive from Alice Avenue to Gaynard Avenue. A private access drive to the SPD-5 development area will be located in this area from the new connection drive. This access point shall be gated with a “breakaway” gate used only for emergencies. A turn-around road is located in this area for emergency vehicles and visitors. All drives shall be located a minimum of 10 feet from the property line and shall be landscaped.
 - (1) The natural vegetation, and especially large trees, within the buffered area to the East shall be protected, to the extent possible. Construction shall be done with sensitivity and care to avoid damage to trees and root systems within this buffered area. Additional trees of appropriate species, both evergreen and deciduous, will also be added in this East end buffer to enhance the buffer’s effectiveness.
- v) Trees of an appropriate species and mature size shall be planted along the main roadways on both sides, and in other locations, as appropriate to add shade, reduce wind, and enhance aesthetics of the site. Thought shall be given in the selection and placement of new trees to the following:
 - (1) The tree species’ hardiness, appropriateness for the climate, and susceptibility to disease and pests.
 - (2) The tree species’ messiness, speed of growth, and maintenance requirements
 - (3) The appropriateness of the mature trees size, shape, and overall aesthetic appeal to the scale and texture of the built and natural environment in which it will be placed
 - (4) The root structure’s potential damage to walks, roadways, foundations, pipes, and other structural elements
 - (5) The potential rubbing of a mature tree’s branches on buildings
 - (6) A growing tree’s potential for interference with snow removal and clear sight lines of vehicular traffic.
- vi) The landscape design shall be regulated by chapter 1282 Landscaping and Screening.
- e) **Lighting Standards:** Lighting shall be provided near all circulation areas, buildings, and recreation areas where appropriate. The lighting design shall follow the guidelines below to promote safety, conserve resources, reduce effects on neighbors, and avoid light pollution.
 - i) Exterior lighting shall be designed and located at a pedestrian scale consistent with pedestrian movements and the neighborhood.
 - ii) The site shall be lite in a way that promotes use of the area after dark and addresses safety concerns.
 - iii) Lighting shall be spaced together closely to create an even lighting of the sidewalk, features a white light, and be concealed or shielded to avoid glare.
 - iv) Lighting poles and fixtures shall be compatible with the function and design of the feature and the aesthetics of the property.
 - v) The position of a lamp along a pedestrian walkway shall not exceed fifteen feet in height above the surface of the walkway.
 - vi) Total installed initial luminaire lumens of all outdoor lighting shall not exceed the total site lumen limit, which is 2.5 lumens per SF of hardscape. The following shall be provided to the zoning commission prior to final plat approval:

- (a) A calculation of the total square footage of hardscape in the project, the total allowable lumens, and the total lumens and foot-candles of outdoor lighting to be installed.
 - (b) A table showing all exterior luminaires to be installed, their output in lumens, and the height at which they will be installed.
 - (c) In addition, all exterior lighting shall comply with the requirements, as outlined in 1276.14 of the City of Brunswick Planning and Zoning Code.
- f) **Common Open Space:** Each SPD-5 development shall provide common open space equal to a minimum of thirty percent (30%) of the development area. Common open space includes outdoor areas or enclosed recreational areas designed for use by all the residents, and their guests. Common open space includes lawns and other landscaped areas, natural areas, paved terraces and sitting areas, and indoor or outdoor recreation areas. Common open space excludes all areas within 20 feet of a building wall, vehicle parking or circulation areas.
- g) **Parking and Road Standards**
 - i) All parking spaces shall be 9 feet by 19 feet.
 - ii) All drives between 90-degree parking spaces shall be 24 feet.
 - iii) All other drives shall be a minimum of 20 feet.
 - iv) The West entry drive shall match the width of the existing access road from Pearl and then shall taper to a minimum of 25 feet to the property line. From the property line, the road shall taper to 22 feet.
- h) **Stormwater Standards**
 - i) All stormwater and drainage requirements as outlined in Section 1230.01 and Sections 1234 and 1236 will apply to this SPD-5. Where conflicts arise between these sections, the more stringent standard shall be followed.

4) **THE WEST NEIGHBORHOOD**

- a) **PERMITTED USES:**
 - i) **Congregate Living**
 - (1) These types of residences include services provided on-site, within the building, that provide basic daily needs for the residents. Such services may include, but are not limited to housekeeping, transportation and basic daily care. Such facilities may include, but are not limited to dining, spa, beauty/barber shop, fitness, activity, indoor living spaces, and outdoor living/activity spaces. Types of permitted congregate living are as follows:
 - (2) **Assisted Living**
 - (a) A coordinated array of supportive personal and health services, available 24 hours a day, to residents who need those services in a residential setting. Promotes self-direction and participation in decisions that emphasize independence, privacy, dignity, and homelike surroundings. Such facilities may include, but are not limited to dining, spa, beauty/barber shop, fitness, activity, indoor living spaces, and supervised outdoor living spaces.
 - (b) Each unit shall contain: a sleeping area/bedroom, closet, bathroom, kitchenette, living space.
 - (3) **Memory Care**
 - (a) Assisted or Skilled Nursing care specifically for those who have Alzheimer's, dementia, or other age-associated memory impairments. Such facilities may

include, but are not limited to dining, spa, beauty/barber shop, fitness, activity, indoor living spaces, and secured outdoor living spaces.

(b) Each unit shall contain: a sleeping area/bedroom, closet, and bathroom.

(4) Skilled Nursing

(a) Residential facility providing daily nursing and/or rehabilitative care that can be performed only by or under the supervision of skilled medical personnel. Such facilities may include, but are not limited to dining, and indoor living/activity spaces.

(b) Each unit shall contain: a sleeping area, closet, and bathroom.

ii) Accessory Structures

(1) The dumpster enclosure shall have 3 sides of masonry that matches the façade of the congregate living building, with the 4th side being an opaque gate for access, as specified on the conceptual development plan and in these regulations. This enclosure shall be buffered with landscaping.

(2) The generator enclosure shall have walls, approximately 10 feet in height, clad in a mix of materials including masonry to match the congregate living building, as specified on the conceptual development plan and in these regulations. This enclosure shall be buffered with landscaping.

(3) An entry sign that matches in style, design, and materials the congregate living building, and as regulated by Chapter 1270.

(4) Other accessory structures shall be permitted in the recreation areas to provide shelter, recreational activity space, and/or storage for recreational activities. These structures shall match the style, design, and materials of the independent living buildings, be secondary in scale, and no more than 25 feet tall.

b) **SITE AND BUILDING REQUIREMENTS**

i) Minimum lot area: 7.5-acre neighborhood area

ii) Minimum floor area per unit: Minimum 360 square feet per unit, plus minimum 120 square feet for each additional bedroom or bed (see supporting documents for comparable unit sizes)

iii) Maximum building height: 50 feet, this will accommodate a 2-story building and keeps with the scale of the surrounding buildings.

iv) Density: a maximum of 15 units per acre

v) Accessibility Standards:

(1) All facilities shall meet the accessibility standards as outlined in the Ohio Administrative Code 4101:1-11-01

vi) Building Design Standards:

(1) Buildings shall have a maximum of 112 units.

(2) The front façade of the building shall provide a varying shape to break up the face of the building and to avoid walls in excess of 50 feet.

(3) A single material covering the exterior of a building shall not exceed 50% of the total façade. There shall be a minimum of 3 materials used on the building, one of which must be masonry.

(4) Style and materials shall match those used in the East Neighborhood.

(5) Earth tones will prevail in the color scheme throughout the West Neighborhood.

(6) All overhangs must be a minimum of 12 inches.

- (7) All roofs will maintain at least a 4/12 pitch, with the predominant roof structures at a minimum of 6/12 pitch. Long rooflines shall be broken up through the use of gables, dormers, or other design elements.
- (8) A means, such as a snow retention system, will be installed to ensure the safety of pedestrians from the dangers of snow falling from roof surfaces onto pedestrians below.
- (9) Roofing colors shall be complementary to and darker than the predominant siding material.
- (10) All exterior materials shall be low maintenance and durable, with resistance to moisture, wind, and sunlight.
- (11) Windows throughout the development shall be generous in size and number to allow for sunlight to enter the interior spaces. Windows shall have a consistent mullion design throughout the development.
- vii) Building Spacing:
 - (1) The congregate living building, including their terraces, decks and patios, shall be separated by at least 30 feet to other buildings, except when windows of living areas and patios, decks and terraces face each other, they shall be separated by at least 40 feet, unless visions obscuring landscaping, walls or fences are provided between such patios, decks, or terraces.
- viii) Recreation Space: minimum of 60 square feet of common recreation space per unit is required. This space shall be grouped in large blocks, secured where necessary, and well landscaped.
- ix) Private Open Space: not required for congregate living facilities because of safety concerns. (see supporting documents for references)
- x) Parking Requirements: there shall be a minimum of .5 parking spaces per dwelling unit, per Table [1276.1](#). See Chapter [1276](#) Parking and Site Design.

5) THE EAST NEIGHBORHOOD

a) PERMITTED USES:

- i) Independent Living with Services
 - (1) These residents will be participants in the on-site, medical care community while maintaining a degree of independence. They will benefit from services that may include, but are not limited to transportation, home health assistance, meals, maintenance, housekeeping, and concierge services. These residences may be attached units with private garages and entrances.
 - (2) Each unit shall contain: a bedroom, closet, bathroom, kitchen, living space, at least a 1 car-garage, and 60 square feet of private open space such as a patio.
- ii) Accessory Structures
 - (1) The maintenance and storage building shall match the style, design, and materials of the independent living buildings, be no larger than 30 feet by 30 feet, be no more than 25 feet tall, and as specified on the conceptual development plan and in these regulations. This building shall be buffered with landscaping.
 - (2) Other accessory structures shall be permitted in the recreation areas to provide shelter, recreational activity space, and storage for recreational activities. These structures shall match the style, design, and materials of the independent living buildings, be secondary in scale, and no more than 25 feet tall.

b) **SITE AND BUILDING REQUIREMENTS IN THE EAST NEIGHBORHOOD**

- i) Minimum lot area: 7.5-acre neighborhood area, 16 acres for total site
- ii) Minimum floor area per unit: Minimum 1000 square feet for each one-bedroom unit; plus minimum 120 square feet for each additional bedroom
- iii) Maximum building height: 35 feet, this will accommodate a single-story building and keeps with the scale of the surrounding neighborhood.
- iv) Density: a maximum of 5 units per acre
- v) Accessibility Standards:
 - (1) All housing units shall have at least one accessible entrance. To the extent feasibly, all entrances and exterior private spaces for use by residents such as porches, decks, balconies, and walks shall be accessible. Where accessibility to secondary entrances and private spaces is not feasible, there shall not be more than two steps to these areas.
- vi) Building Design Standards:
 - (1) Buildings shall have a maximum of 4 units attached in a single building.
 - (2) The front façade of each building shall provide a varying shape to break up the face of the building.
 - (3) A single material covering the exterior of a building shall not exceed 50% of the total façade. There shall be a minimum of 3 materials used on the building, one of which must be masonry.
 - (4) Style and materials shall match those used in the West Neighborhood.
 - (5) All overhangs must be a minimum of 12 inches.
 - (6) Earth tones will prevail in the color scheme throughout the East Neighborhood.
 - (7) All roofs will maintain at least a 6/12 pitch. Long rooflines shall be broken up through the use of gables, dormers, or other design elements.
 - (8) Roofing colors shall be complementary to and darker than the predominant siding material.
 - (9) All exterior materials shall be low maintenance and durable, with resistance to moisture, wind, and sunlight.
 - (10) Windows shall be generous in size and number to allow for sunlight to enter the interior spaces. Windows shall have a consistent mullion design throughout the development.
 - (11) Garages shall be designed and located so they are not the dominant visual element of the building or streetscape. All attached garages shall comply with the following:
 - (a) The garage door shall be set back a minimum of 25 feet from the road or sidewalk, whichever is closer, and shall be set back a minimum of 2 feet from the front façade of the building.
 - (b) All attached garages shall be fully integrated into the building mass.
- vii) Building Spacing:
 - (1) Independent living residences, including their terraces, decks, and patios require setbacks of:
 - (a) 15 feet front yard setback to sidewalk or road, whichever is closer; and 25 feet from garage door to sidewalk or road, whichever is closer.
 - (b) 20 feet side yard setback to another single-family structure or road
 - (c) 30 feet rear yard setback to another single-family structure or road
- viii) Recreation Space: minimum of 500 square feet of common recreation space per unit is required. In developments of more than 4 acres, at least one recreation area shall be a

block with minimum dimensions of 100 feet by 100 feet and the balance shall be in large blocks to support its intended recreation use.

- ix) Private Open Space: minimum of 60 square feet per unit is required. Private open space shall not occupy any portion of the common open space or recreation space already required. Private open space shall be specifically designed and constructed to be used and enjoyed by the residents of an individual dwelling unit. Such space shall be screened or otherwise designed to provide privacy for the intended users.
- x) Parking Requirements: there shall be a minimum of 2 off-street parking spaces per dwelling unit, one of which shall be in a garage attached to its corresponding unit. In addition, 1 off-street visitor space per every 5 units shall be provided. See Table [1276.1](#). See Chapter [1276](#) Parking and Site Design.

Special Planning District Number 5 (SPD-5)

1) DEFINITION

- a) This SPD-5 is defined as a self-contained, care-based, residential development for individuals fifty-five years of age and older, or for individuals less than fifty-five years of age when residing with a spouse or sibling fifty-five years of age or older. All residents will have some degree of services and medical care available to them.

2) SITE PLANNING CRITERIA

- a) **Ancillary Facilities.** This senior-living development shall contain the following ancillary facilities: a multipurpose activity room, dining room, health and counseling office, meeting room, a lounge area, area for passive and active recreation, and any and all other amenities required to meet the needs of the senior residents.
- b) **Special Safety and Convenience Features.** This senior-living development shall be designed specifically for seniors, incorporating necessary safety and convenience features.
 - i) The site amenities provided should be more attractive than for multifamily projects, since the elderly people spend nearly all their time on the site.

- ii) The yards and passive recreation areas should be extensive in quantity and fully landscaped.
 - iii) There should be a composition of small, intimate, private yard and court areas for a variety of passive activities.
 - iv) All pedestrian walkways designed for the use by residents shall be accessible. In addition, at least one accessible route within the site shall be provided from any public transportation stops, accessible parking, all resident facilities, accessible passenger loading zones, and public streets or sidewalks to an accessible entrance to each housing unit.
- c) **The Neighborhoods.** The site shall be divided into two neighborhoods to provide specific regulations for each side. The West Neighborhood shall be approximately 7.5 acres on the West side of the property. The East Neighborhood shall be approximately 8.7 acres on the East side of the property. The specific regulations for each neighborhood shall be specified in this SPD-5 guidelines.

3) BASIC DEVELOPMENT STANDARDS FOR THE ENTIRE DEVELOPMENT SITE

- [illegible]

4) THE WEST NEIGHBORHOOD

a) **PERMITTED USES:**

- Congregate Living**
- (a) All residences in the services provided on site, within the building, that provide basic daily needs for the residents. Such services may include, but are not limited to housekeeping, transportation and basic daily care. Such facilities may include, but are not limited to dining, spa, beauty/barber shop, fitness, activity, library, indoor pools, and outdoor living/activity spaces. Types of permitted congregate living are as follows:
- (A) Assisted Living**
- (i) A coordinated array of supportive personnel and health services, available 24 hours a day, to residents who need those services in a residential setting. Purpose is self-direction and independence, with assistance and support that may include, but are not limited to dining, spa, beauty/barber shop, fitness, activity, indoor living spaces, and supervised outdoor living spaces.
 - (ii) Each unit shall contain: a sleeping area/bedroom, closet, bathroom, kitchenette, living space.
- (B) Memory Care**
- (i) Assisted or Skilled Nursing care specifically for those who have Alzheimer's, dementia, or other age-associated memory impairments. Such facilities may include, but are not limited to dining, spa, beauty/barber shop, fitness, activity, indoor living spaces, and secured outdoor living spaces.
 - (ii) Each unit shall contain: a sleeping area/bedroom, closet, and bathroom.
- (C) Skilled Nursing**
- (i) Residential facility providing daily nursing and/or rehabilitative care that can be performed only by or under the supervision of skilled medical personnel. Such facilities may include, but are not limited to dining, spa, beauty/barber shop, fitness, activity, indoor living/activity spaces.
 - (ii) Each unit shall contain: a sleeping area, living space, and closet, and bathroom.
- Accessory Structures**
- (a) The dumpster enclosure shall have 3 sides of masonry that matches the facade of the congregate living building, with the 4th side being an opaque gate for access, as specified on the conceptual development plan and in these regulations. This enclosure shall be finished with landscaping.
- (b) The general dumpster enclosure shall be well-ventilated, approximately 10' high, and have a masonry finish that matches the facade of the congregate living building. The enclosure shall be designed to meet the conceptual development plan and in these regulations. This enclosure shall be finished with landscaping.
- (c) An entry sign that matches in style, design, and materials the congregate living building, and as regulated by Chapter 12.70.
- (d) Other accessory structures shall be designed to match the congregate living building, and shall be constructed of masonry or concrete.
- These structures shall match the style, design, and materials of the independent living buildings, be secondary in scale, and no more than 2 feet tall.

b) SITE AND BUILDING REQUIREMENTS

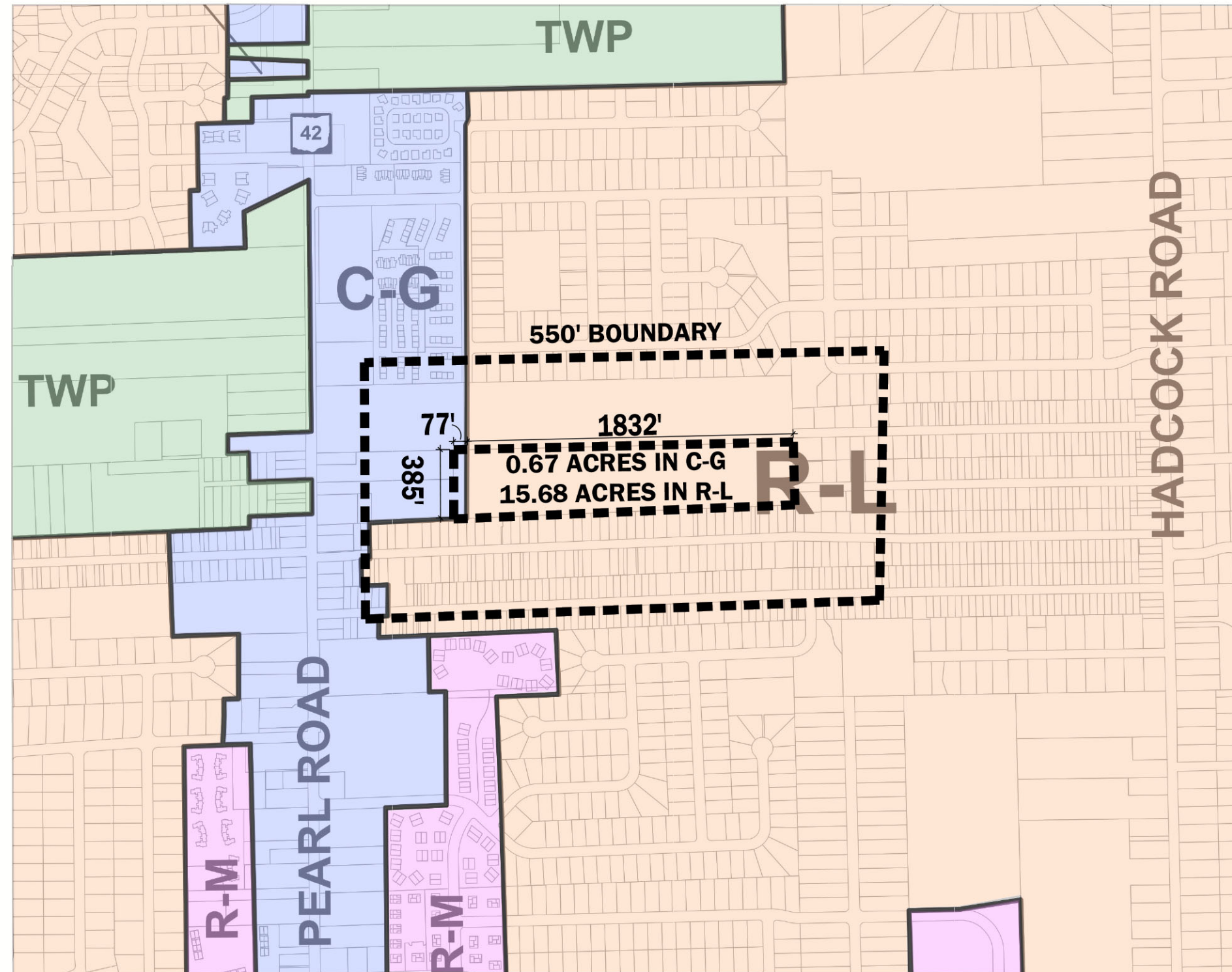
- o **Minimum lot area:** 7.5-acre neighborhood area shall be a minimum of 100 square feet per unit, plus minimum 120 square feet for each additional bedroom or bed (see supporting documents for comparable units).
- o **Maximum building height:** 50 feet, this will accommodate a 2-story building and comply with the scale of the surrounding buildings.
- o **Desired a maximum of 15 parking spaces per unit.**
- o **Accessibility Standards:**
 - 1) Facilities shall meet the accessibility standards as outlined in the Ohio Administrative Code 4101.11-11 01
- o **Building Design Standards:**
 - 1) Buildings shall have a maximum of 112 units.
 - 2) The full height of the building shall provide a varying shape to break up the face of the building and to avoid walls in excess of 50 feet.
 - 3) A single material covering the exterior of a building shall not exceed 50% of the total facade. There shall be a minimum of 3 materials used on the building, one of which must be masonry.
 - 4) Style and materials shall match those used in the East Neighborhood.
 - 5) Earth tones will prevail in the color scheme throughout the West Neighborhood.
 - 6) All overhangs must be a minimum of 12 inches.
 - 7) Roofs will maintain at least a 4:12 pitch, with the predominant roof structures at a minimum of 6:12 pitch. Roof lines shall be broken up through the use of gables, dormers, or other design elements.
 - 8) A means, such as a snow retention system, will be installed to ensure the safety of pedestrians from the dangers of snow falling from roof surfaces onto pedestrians below.
 - 9) Roofing colors shall be complementary to and darker than the predominant siding material.
 - 10) All exterior materials shall be low maintenance and durable, with resistance to moisture and sunlight.
 - 11) Windows throughout the development shall be generous in size and number to allow for sunlight to enter the interior spaces. Windows shall have a consistent multi-line design throughout the development.
- o **Building Separation:**
 - 1) The corporate living building, including their terraces, decks, and patios, shall be separated by at least 30 feet to other buildings, except when windows or living areas and patios, decks and terraces face each other, they shall be separated by at least 40 feet. Unless vision obstructions (landscaping, walls or fences are used to separate the buildings).
- o **Recycling Space:** minimum of 60 square feet of common recreation space per unit is required. This space shall be grouped in large blocks, secured where necessary, and well landscaped.
- o **Private Driveways:** not required for corporate living facilities because of safety concerns. (see supporting documents for references)
- o **Parking Requirements:** there shall be a minimum of 5 parking spaces per dwelling unit, per Table 126.76. See Chapter 1272 Planning and Site Design.

5) THE EAST NEIGHBORHOOD

a) **PERMITTED USES:**

- (1) These residents will be participants in the on-site, medical care community while maintaining a degree of independence. They will benefit from services that are provided by the community, such as: food, health assistance, health care, health insurance, health maintenance, housekeeping, and concierge services. These residents may be attached units with private garages and entrances.
 - (2) Each unit shall contain: a bedroom, closet, bathroom, kitchen, living space, at least a 1-car garage, and 60 square feet of private outdoor space such as a patio, deck, or terrace.
 - (3) The maintenance and storage building shall match the style, design, and materials of the independent living buildings, be no larger than 30 feet by 30 feet, be no more than 25 feet tall, and be located on the same lot as the independent living buildings.
 - (4) Other accessory structures shall be permitted in the recreation area to provide shelter, recreational activity space, and storage for recreational activities. These accessory structures shall be located on the same lot as the independent living buildings, be secondary in scale, and no more than 7 feet tall.
- 5. SITE AND BUILDING REQUIREMENTS IN THE EAST NEIGHBORHOOD**
- a. Minimum lot size: 7,500 square-negatives acres. The minimum lot size shall be based on the total number of units.
 - b. Minimum floor area per space: Minimum 1,000 square feet per each one-bedroom unit; and minimum 1,200 square feet for each additional bedroom unit.
 - c. Minimum building height: The building shall be a single-story building and less than 15 feet in height.

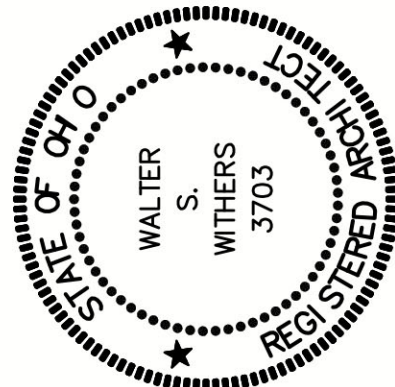
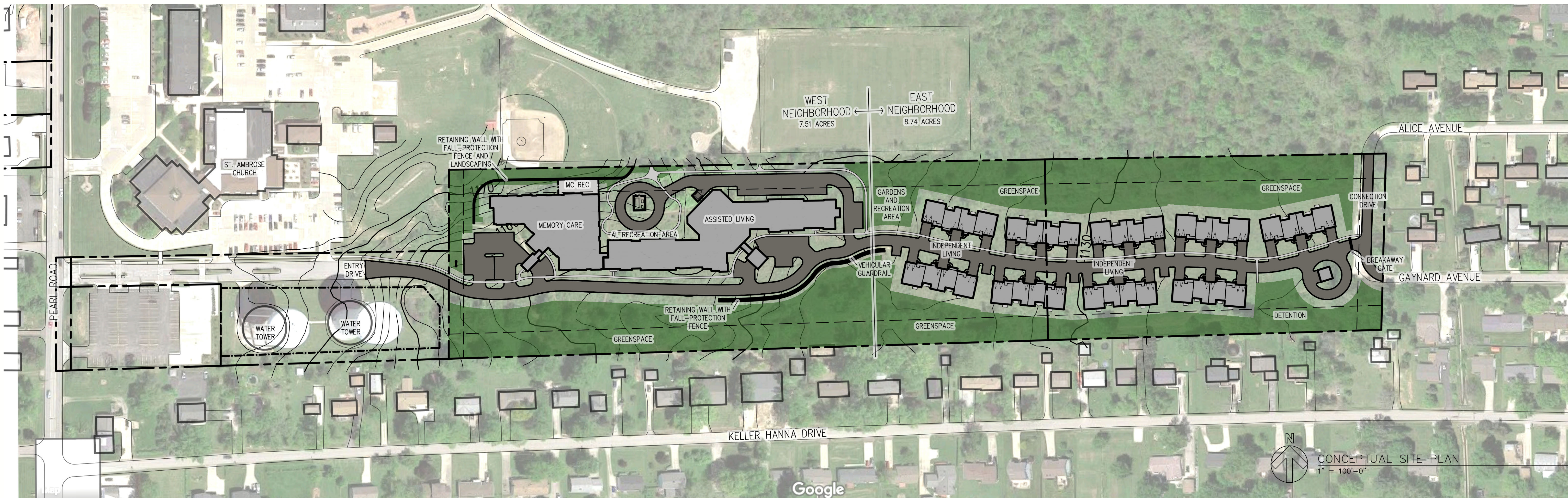
- (D) **Accessibility Standards:**
- (1) **Public Open Space:** All public open space shall have at least one accessible entrance. To the extent feasible, all entrances and exterior private spaces for use by residents such as porches, decks, balconies, and walks shall be accessible. Where accessibility to secondary entrances and private spaces is not feasible, there shall not be more than two steps to these areas.
- (E) **Building Design Standards:**
- (1) Buildings shall have a maximum of four units attached in a single building.
- (2) The front facade of each building shall provide a varying shape to break up the face of the building.
- (3) A material covering the exterior of a building shall not exceed 50% of the total facade. There shall be a minimum of 3 materials used on the building, one of which must be masonry.
- (4) Style and materials shall match those used in the West Neighborhood.
- (5) All overhangs must be a minimum of 12 inches.
- (6) Earth tones will prevail in the color scheme throughout the East Neighborhood.
- (7) Roof lines will maintain at least a 6/12 pitch. Long rooflines shall be broken up through the use of gables, dormers, or other design elements.
- (8) Railing colors shall be complementary to and darker than the predominant siding material.
- (9) All exterior walls shall be low maintenance and durable, with resistance to moisture, wind, and sunlight.
- (10) Windows shall be generous in size and number to allow for sunlight to enter the interior spaces. Windows shall have consistent mullion design throughout the development.
- (11) Entrances and designed and located they are not the dominant visual element of the building or streetscape. All attached garages shall comply with the following:
- (A) The garage door shall be set back a minimum of 25 feet from the road or sidewalk, whichever is closer, and shall be set back a minimum of 2 feet from the front facade of the building.
- (B) All attached garages shall be fully integrated into the building mass.
- (F) **Building Setbacks:**
- (1) Independent living residences, including their terraces, decks, and patios require setbacks:
- (A) 15-foot rear yard setback for all lots or parcels; or
- (B) 25-foot rear yard setback for all lots or parcels that are less than 25 feet from rear sidewalk or road, whichever is closer.
- (C) 20-foot side yard setback to another single-family structure or road
- (D) 20-foot rear yard setback to another single-family structure or road
- (2) Accessory structures shall be sited and constructed to meet the setbacks required. In developments of more than 4 acres, at least one recreation area shall be a block with minimum dimensions of 100 feet by 100 feet and the balance shall be in large blocks to support its intended recreation use.
- (G) **Private Open Space:** minimum of 60 square feet per unit required. Private open space shall not occupy any portion of the common open space or recreation area. Each lot shall have a private open space that shall be specifically designed and constructed to be used and enjoyed by the residents on individual development unit. Such space shall be screened or otherwise designed to provide privacy for the intended users.
- (H) **Parking:** Minimum of one off-street parking space per unit shall be provided for each unit which shall be in a garage attached to its corresponding unit. In addition, 1-off-street visitor space per every 5 units shall be provided. See Chapter 1276.5 - See Chapter 1276.5 Parking and Site Design.



ZONING DESIGNATION MAP
NOT TO SCALE

SITE PLAN NOTES

1. FRONT YARD SETBACK: 30 FT
2. SIDE YARD SETBACK: 50 FT
3. REAR YARD SETBACK: 50 FT
4. 16.25 ACRE TOTAL SITE
- 4.1. 7.5 ACRES FOR WEST
- 4.2. 8.7 ACRES FOR EAST
5. MINIMUM FLOOR AREA PER UNIT:
 - 5.1. 360 SF WEST
 - 5.2. 1000 SF EAST
6. MAXIMUM BUILDING HEIGHT:
 - 6.1. 50 FT IN WEST
 - 6.2. 35 FT IN EAST
7. DENSITY:
 - 7.1. 15 UNITS PER ACRE WEST
 - 7.2. 5 UNITS PER ACRE EAST
8. COMMON OPEN SPACE: 35%
9. RECREATION SPACE:
 - 9.1. 15,000 SF FOR WEST (6720 SF REQUIRED)
 - 9.2. 41,000 SF FOR EAST (18,000 SF REQUIRED)
10. PRIVATE OPEN SPACE:
 - 10.1. NOT REQUIRED FOR WEST FOR SAFETY
 - 10.2. 60 SF PER UNIT FOR EAST
11. PARKING:
 - 11.1. 69 SPACES PROVIDED FOR WEST (56 REQUIRED)
 - 11.2. AT LEAST 2 SPACES PROVIDED (ONE IN GARAGE) PER UNIT FOR EAST PLUS 8 VISITOR SPACES



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Issue Dates

Date : 11/16/2018

Date : 11/1
Revisions :

CONCEPTUAL SITE PLAN

Sheet Title

Project No. 18005
Drawn By: RA
Checked By:

Sheet No.

S1

withers design group

Project

SENIOR LIVING DEVELOPMENT

SANCTUARY HEALTH NETWORK

PEARL ROAD
BRUNSWICK, OH 44212

110

1

114

S1

1
CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 13-19

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

AN ORDINANCE ESTABLISHING THE SENIOR DEVELOPMENT SPECIAL PLANNING DISTRICT NO. 5 CONCEPTUAL DEVELOPMENT PLAN AND AMENDING THE ZONING MAP BY DESIGNATING APPROXIMATELY 16.35 ACRES ON KELLER HANNA DRIVE AS SPD-5.

WHEREAS: Sanctus, LLC has submitted an Application to establish a Special Planning District for senior development relative to the real properties located on Keller Hanna Drive consisting of approximately 16.35± total acres and further identified as PPNs 003-18B-31-539 and 003-18B-31-540, which are presently located in the C-G General Commercial and R-L Low Density Residential Zoning District (the “Properties”);

WHEREAS: The Special Planning District Application includes a Conceptual Development Plan consisting of proposed Design Guidelines and a Conceptual Site Plan for the development of the Properties;

WHEREAS: On January 17, 2019, the Planning Commission held a public hearing on the Special Planning District Application and recommended approval to City Council; and

WHEREAS: This Council finds that the proposed Special Planning District meets the objections of Codified Ordinance Section 1268.01 and the required conditions contained in Codified Ordinance Section 1268.05(c)(1), to wit, the proposed Special Planning District calls for ingenuity and imagination by site designers and developers in keeping with overall land use and open space objectives of the Comprehensive Plan, while departing from the strict application of use, setback, height, lot size and related requirements of the Zoning Code.

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

SECTION 1: That the Senior Development Special Planning District No. 5 Conceptual Development Plan, as recommended by the Planning Commission for approval on January 17, 2019, is hereby adopted as Appendix F to Title 6 of the Zoning Zone as provided in Codified Ordinance Section 1268.07(a). The Senior Development Special Planning District No. 5 Conceptual Development Plan consists of Design Guidelines, as attached hereto as Exhibit “A”, and a Conceptual Site Plan for the development of the Properties, as attached hereto as Exhibit “B”.

SECTION 3: That the City Engineer is directed to update the Zoning Map by designating the Properties as SPD-5.

SECTION 4: 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: 02/25/2019

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

FROM: Carl S. DeForest, City Manager
Ken Fisher

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 14-19** - An ordinance authorizing the City Manager to forward a petition for detachment to the Medina Count Commissioner's Office for the purpose of adjusting the city boundary lines to include an annexation into the City of Brunswick. - **3rd Reading** (Planning & Zoning Committee, Administration/Ken Fisher)

BACKGROUND: The City of Brunswick passed legislation accepting the proposed annexation per Resolution No. 1-19.

PURPOSE AND EXPLANATION: The City wishes to petition the Medina County Commissioners Office for detachment for the purposes of adjusting the City boundary lines to include this annexation into the City of Brunswick.

IMPLEMENTATION SCHEDULE:

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

This Ordinance is to be considered as non-emergency measures upon three (3) separate readings.

ADDITIONAL INFORMATION:

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 14-19

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

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO FORWARD A PETITION FOR DETACHMENT TO THE MEDINA COUNTY COMMISSIONER'S OFFICE FOR THE PURPOSE OF ADJUSTING THE CITY BOUNDARY LINES TO INCLUDE AN ANNEXATION INTO THE CITY OF BRUNSWICK

WHEREAS: A Petition for Annexation of certain territory in Brunswick Hills Township was duly filed by a property owner located in the territory of Brunswick Hills;

WHEREAS: Said Petition was duly considered by the Board of County Commissioners of Medina County;

WHEREAS: The Board of County Commissioners certified the transcript of this proceeding in connection with said annexation with the map and Petition required in connection therewith to the Clerk of Council;

WHEREAS: The appropriate time frames have elapsed in accordance with the provisions of the Ohio Revised Code Section 709.04;

WHEREAS: The City of Brunswick passed legislation accepting the proposed annexation per Resolution No. 1-19;

WHEREAS: The City wishes to petition the Medina County Commissioners Office for detachment for the purposes of adjusting the City boundary lines to include this annexation into the City of Brunswick; and

WHEREAS: The Petition is being filed to comply with all relevant provisions of Ohio Revised Code Chapters 503 and 709.

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: The City Manager is authorized to forward a Petition for detachment to the Medina County Commissioner's Office for the purpose of adjusting the City boundary lines to include this annexation into the City of Brunswick pursuant to all relevant provisions of Ohio Revised Code Chapters 503 and 709. A copy of said Petition is attached hereto as Exhibit "A".

SECTION 2: The annexation to be included in the boundary adjustment is contained in Resolution No. 1-19. A copy of said Resolution is attached hereto as Exhibit "B".

SECTION 3: Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading_____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES __ NAYS __

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

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 1-19

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION ACCEPTING THE PETITION FOR ANNEXATION OF 25.0 ACRES OF LAND KNOWN AS BEING PART OF BRUNSWICK HILLS TOWNSHIP TO THE CITY OF BRUNSWICK, MEDINA COUNTY, OHIO.

WHEREAS: The Medina County Commissioners, on October 9, 2018, by Resolution No. 18-0808 attached hereto as Exhibit "A", approved the Petition for Regular Annexation on Application of Owner of 25.0 acres of land known as being part of Brunswick Hills Township to the City of Brunswick, Medina County, Ohio;

WHEREAS: Pursuant to Ohio Revised Code Section 709.04, the legislative authority of the City of Brunswick must accept or reject the petition for annexation at the next regular session after the expiration of sixty (60) days of the date of filing the certified transcript of all orders of the board of county commissioners, the petition, map and all other papers on file relating to the annexation proceedings with the clerk of the municipal corporation, which occurred on October 18, 2018; and

WHEREAS: The Clerk of the municipal corporation is required to lay the transcript and the accompanying map or plat and petition before the legislative authority.

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

SECTION 1: That the Petition for Regular Annexation on Application of Owner of 25.0 acres of land known as being part of Brunswick Hills Township is hereby accepted.

SECTION 2: That the Clerk is hereby authorized and ordered to make three (3) copies containing the petition, the map or plat accompanying the petition, a transcript of the proceedings of the board of county commissioners, and all resolutions and ordinances in relation to the annexation, with a certificate to each copy that it is correct. Each certificate shall be signed by the Clerk in her official capacity and shall be authenticated by the seal of the municipal corporation, if applicable.

SECTION 3: That the Clerk is hereby authorized and ordered to forthwith deliver one such copy of this Resolution to the Medina County Auditor, one such copy to the Medina County Recorder, and one such copy to the Ohio Secretary of State.

SECTION 4: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare, and safety and for the additional reason to comply with the time requirements of Ohio Revised Code Section 709.04. 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 January 14, 2019

Rules Suspended:

AYES 6 NAYS 0

ADOPTED: January 14, 2019 AYES 6 NAYS 0

ATTEST:



Clerk of Council
Fijabi Julien-Gallam, CMC

I hereby certify that there is no other copy published and of general circulation in the City of Newark, which has been provided, and that foregoing Ordinance No. 18-76 of said City as provided in Ordinance No. 18-76 of said City as subsequently amended.

City

City of Newark, Ohio

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 01/14/2019

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. 1-19** - An emergency resolution accepting the petition for annexation of 25.0 acres of land known as being part of Brunswick Hills Township to the City of Brunswick, Medina County, Ohio - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Ken Fisher*)

BACKGROUND: This legislation to accept 25 acres of land from Brunswick Hills Township into the City of Brunswick. It is located on Pearl Road.

**PURPOSE AND
EXPLANATION:**

**IMPLEMENTATION
SCHEDULE:**

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

**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 to adopt as an emergency with suspension of the rules so that it will be effective immediately.

**ADDITIONAL
INFORMATION:**

Medina County Commissioners

Adam Friedrich
Patricia G. Geissman
William F. Hutson

County Administration Building
144 North Broadway
Medina, Ohio 44256

Phone: (330) 722-9208
Toll Free: (844) 722-3800
Fax: (330) 722-9206

October 17, 2018

Fijaba Julien-Gallam, Clerk
City of Brunswick
4095 Center Road
Brunswick, OH 44212

RE: Expedited Type 2 Annexation Petition
25.0 Acres for Dual Jurisdiction with Brunswick Hills Township and the City of Brunswick

Dear Fijaba:

For your records, enclosed are Resolution 18-0808 approving the petition for annexation of 25.0 acres of land known as being part of Brunswick Hills Township to the City of Brunswick Medina County, a certified copy of the minutes of the October 9, 2018 commissioners' meeting and the plat.

If you have any questions, please feel free to contact our office.

Thank you.



Rhonda Beck
Clerk, Board of County Commissioners

Enc.

cc: Fiscal Officer, Brunswick Hills Township
David S. Riehl, Esq.
Medina County Auditor

REGULAR MEETING – TUESDAY, OCTOBER 9, 2018

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

Adam Friedrich

William F. Hutson

Mr. Friedrich offered the following resolution and moved the adoption of same, which was duly seconded by Mr. Hutson.

RESOLUTION NO. 18-0808

**APPROVING THE PETITION FOR THE REGULAR ANNEXATION OF
25.0 ACRES OF LAND KNOWN AS BEING PART OF
BRUNSWICK HILLS TOWNSHIP
TO THE CITY OF BRUNSWICK, MEDINA COUNTY, OHIO**

WHEREAS, a petition for annexation of 25.0 acres of land known as being part of Brunswick Hills Township to the City of Brunswick, Medina County, Ohio was filed with the Clerk of the Board of Medina County Commissioners on July 9, 2018 in accordance with Ohio Revised Code Section 709.02, and

WHEREAS, the day and hour and has come for the rendering of a decision by the Board of County Commissioners on said petition for annexation, and

WHEREAS, the State of Ohio has provided landowners a number of legal methods for annexations of property to municipal corporations to occur that balance the desires, needs and benefits of the petitioners, municipality and townships, and

WHEREAS, proper procedures were followed and notices given, and a public hearing commenced on September 25, 2018 in accordance with Section 709.032 of the Ohio Revised Code, and

WHEREAS, the Board of County Commissioners now finds that based on the preponderance of the substantial, reliable, and probative evidence on the entire record that said petition meets the following requirements and conditions:

1. The petition meets all of the requirements set forth in, and was filed in the manner provided in Section 709.02 of the Ohio Revised Code:
 - a. the territory proposed to be annexed is contiguous to the City of Brunswick;
 - b. the petition was signed by a majority of the authorized owners of real estate within the territory to be annexed;
 - c. each petition's signature includes the date it was obtained and no signature was obtained more than 180 days before the date of filing;
 - d. the petition contains an accurate legal description of the perimeter and an accurate map/plot of the territory to be annexed;
 - e. the petition states the person who would act as agent for the petitioner; and
 - f. the agent filed with the petition a list of all tract, lots or parcels within and adjacent to the territory to be annexed, including names, addresses of owners, and permanent parcel numbers.
2. The petition meets the following requirements set forth in Section 709.03 of the Ohio Revised Code:
 - a. The Clerk of the Board of County Commissioners notified the agent of the date, time, and place of the hearing;
 - b. the agent provided proof the required notices to: (1) the clerk of the municipality; (2) the fiscal officer of the township involved; and (3) the clerk of the board of commissioners;
 - c. the agent provided the required notices to: (1) all property owners within the territory proposed for annexation, and (2) adjacent property owners;
 - d. the agent has provided proof of the required notice published in a newspaper of general circulation;
 - e. the legislative authority of the municipality has adopted a statement by ordinance/resolution relative to services the municipality will provide with an approximate date by which it will provide said services upon annexation; and

- f. the municipality filed its statement of municipal services with the board of county commissioners at least 20 days before the date of the annexation hearing.
3. The petition meets all of the requirements set forth in Section 709.033 of the Ohio Revised Code:
- a. the petition meets all of the requires set forth in and was filed in the manner provided in Section 709.02 of the Ohio Revised Code;
 - b. the persons signing the petition are owners of real estate located in the territory proposed to be annexed and at the time the petition was filed, the number of valid signatures on the petition constitutes a majority of the owners of the real estate in that territory;
 - c. the municipal corporation to which the territory is proposed to be annexed has complied with Division (D) of Section 709.03 of the Ohio Revised Code;
 - d. the territory proposed to be annexed is not unreasonably large;
 - e. on balance, the general good the territory proposed to be annexed will be served, and the benefits to the territory proposed to be annexed and the surrounding area will outweigh the detriments to the territory proposed to be annexed and the surrounding area, if the annexation petition is granted; and
 - f. no street or highway will be divided or segmented by the boundary line between the township and the municipal corporation as to create a road maintenance problem.

The Board of Medina County Commissioners, upon, reliable and probative evidence, finds that:

- 1) The annexation involves a 25.0 acre parcel located on the west side of Pearl Road (S.R. 42) in Brunswick Hills Township, identified as PPN 001-02A-21-007, owned by 834 Pearl, LLC located at 3660 Center Road, Suite 117, Brunswick, Ohio 44212. It is not unreasonably large and is adjacent and contiguous to the land of the municipal corporation of the City of Brunswick;
- 2) One company owns the property and the managing agent signed the petition; therefore, the petition contains signatures of the majority (51%) of owners;
- 3) The City of Brunswick Resolution No. 56-18 adopted July 23, 2018 declared intention by the City of Brunswick to provide municipal services to the subject property; the landowner is in agreement the annexed territory would receive adequate services sufficient to establish the general good of the territory being annexed;
- 4) The petitioner has proved that the land after annexation will enjoy a level of services comparable or adequate to that enjoyed prior to the annexation;
- 5) No street or highway will be divided or segmented by the boundary line between a township and the municipality as to create a road maintenance problem.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Medina County, Ohio that having found that the conditions of the Ohio Revised Code have been met, the Petition to Annex 25.0 acres of land from Brunswick Hills Township to the City of Brunswick, Medina County, Ohio, attached as Exhibit A, is hereby approved and granted in accordance with the law.

BE IT FURTHER RESOLVED that a certified copy of this resolution be sent to the agent for the petitioners, fiscal officer of the township, and clerk of the municipality, and that a complete record of the annexation proceeding be sent to the clerk of the municipality after the expiration of 30 days after journalization if no appeal has been timely filed under Section 709.07 of the Revised Code.

Voting AYE thereon: Mr. Friedrich and Mr. Hutson

Adopted: October 9, 2018

Prepared by: Commissioners' Office

The Clerk of the Board of County Commissioners of Medina County, Ohio does hereby certify that the foregoing is a true and correct copy of the resolution adopted by said Board on 10/9/18.

AMENDED PETITION FOR REGULAR ANNEXATION
ON APPLICATION OF OWNERS

TO: Board of County Commissioners of Medina County, Ohio
144 North Broadway
Medina, Ohio 44256

We, the undersigned, being the owners and proposed purchasers (co-petitioners) of real estate in the territory hereinafter described, hereby petition for the regular annexation of the territory set forth in Exhibit "A" to the City of Brunswick, Medina County, Ohio, said property being owned by the undersigned in Brunswick Hills Township:

- I. Owners:
834 Pearl, LLC (or Assignee), 3660 Center Road, Suite 117, Brunswick,
Ohio 44212.

Owners of the parcel identified as Permanent Parcel Number 001-02A-
21-007.

The above-described territory is adjacent to and contiguous with the said City of Brunswick.

Petitioners have attached and made a part of this petition, an accurate map showing the boundaries of the territory sought to be annexed, marked "Map of Territory to be Annexed to the City of Brunswick."

There is one (1) owner of the real estate in the above-described territory which is sought to be annexed to the City of Brunswick as set forth below herein.

Attached hereto as Exhibit "B" is the list of the owners, mailing addresses and Permanent Parcel Numbers of all parcels adjacent to the territory being annexed in these within proceedings.

Further attached hereto as Exhibit "C" is an 8.5 x 11 copy of the subject mylar.

David S. Riehl, Attorney at Law, 50 Pearl Road, Suite 216, Brunswick, Ohio 44212 is hereby appointed agent for the undersigned petitioners and co-petitioners pursuant to separate document.

OWNERS:

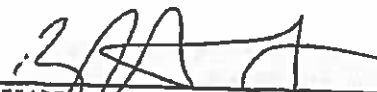
834 PEARL, LLC

By:


KIMBERLY FARRINGTON ("Member")

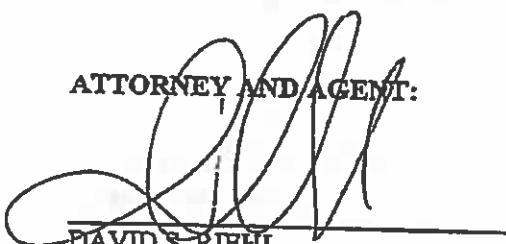
9-13-18
DATE

By:


RYAN HARRINGTON ("Member")

9/13/14
DATE

ATTORNEY AND AGENT:


DAVID S. RIEHL

Attorney at Law
50 Pearl Road, Suite 216
Brunswick, OH 44212
(330) 558-8888

9/18/18
DATE

EXHIBIT A

834 Pearl Road

Brunswick, OH 44212

Situated in the Township of Brunswick Hills, County of Medina and State of Ohio and known as being part of Lot No. 7, Tract No. 1 of Original Brunswick Township, bounded and described as follows:

Beginning at a point in the center of U.S. Route No. 42 (S.H. 25) and the East line of Lot 7 marked by a concrete marker set 30 feet South $88^{\circ} 34' 30''$ West said point being 5419 feet North $0^{\circ} 15'$ East from a monument at the intersection of the center line of U.S. Route 42 and State Route 303 (Brunswick Center) and extending South $0^{\circ} 15'$ West along the center of the road and the East line of Lot 7 a distance of 403.19 feet to a point marked by an iron pin set 30 feet South $88^{\circ} 34' 30''$ West from said point; thence South $88^{\circ} 34' 30''$ West 2700.67 feet to an iron pin in the West line of Lot 7; thence North $0^{\circ} 10'$ West along said lot line 403.12 feet to an old post and an iron pin; thence North $88^{\circ} 34' 30''$ East 2703.6 feet to the center of the road and the place of beginning, containing within said boundaries twenty-five (25) acres of land, be the same more or less, but subject to all legal highways, according to a survey made April 8-9, 1943, by Ray Widdifield, and A.W. Nettleton, Registered Surveyors, No. 1577.

Permanent Parcel Number: 001-02A-21-007

EXHIBIT B
ANNEXATION OF 834 PEARL ROAD
BRUNSWICK
LIST OF OWNERS, MAILING ADDRESSES AND
PERMANENT PARCEL NUMBERS OF
ALL PARCELS ADJACENT TO TERRITORY BEING ANNEXED

OWNER	TAX MAILING ADDRESS	PERMANENT PARCEL NO.
Richard & Joyce Schutte	4600 Persimmon Lane Brunswick, OH 44212	003-18A-03-093
Ralph A. & Darlene M. Mustacchio	4594 Persimmon Lane Brunswick, OH 44212	003-18A-03-094
David J. & Claude Kahwaji Janho Chapman	4599 Persimmon Lane Brunswick, OH 44212	003-18A-03-095
Edward W., Sr. & Linda L. Gierlach	4550 Patricia Drive Brunswick, OH 44212	003-18A-03-158
Alan L. & Charlotte A. Crandall	4542 Patricia Drive Brunswick, OH 44212	003-18A-03-157
Robert J. & Joyce Lamarco	4534 Patricia Drive Brunswick, OH 44212	003-18A-03-156
Thomas J. & Kimberly J. Fox	4526 Patricia Drive Brunswick, OH 44212	003-18A-04-040
Noemi N. Trent	4516 Patricia Drive Brunswick, OH 44212	003-18A-04-039
Edwin & Patricia Zayas	4506 Patricia Drive Brunswick, OH 44212	003-18A-04-038
James E. & Irene L. Herbst	4490 Patricia Drive Brunswick, OH 44212	003-18A-04-037
James C. & Lani M. Snider	4480 Patricia Drive Brunswick, OH 44212	003-18A-04-036

Dawn Marie Sommers	4472 Patricia Drive Brunswick, OH 44212	003-18A-04-035
Eric C. Solderitsch	4464 Patricia Drive Brunswick, OH 44212	003-18A-04-034
Joseph A. & Karen E. Dolan	4456 Patricia Drive Brunswick, OH 44212	003-18A-04-033
Robert J. & Diane J. Bokar	4430 Patricia Drive Brunswick, OH 44212	003-18A-04-017
Robert R. & Monnie A. Johnston	4422 Patricia Drive Brunswick, OH 44212	003-18A-04-016
Stanley J. & Nancy S. Runevitch	4414 Patricia Drive Brunswick, OH 44212	003-18A-04-015
Robert J. & Clara A. Kalal	815 Jeanette Street Brunswick, OH 44212	003-18A-04-014
Eagle Oakes Property Owners Association, Inc.	4639 Brushwood Circle Brunswick, OH 44212	003-18A-03-083
	Mailing Address: P.O. Box 622 Brunswick, OH 44212	
Timberlake Trail Homeowners Association, Inc.	789 Timberlake Trail Dr. Brunswick, OH 44212	003-18A-04-190
Michael A. Craft	4610 Dogwood Drive Brunswick, OH 44212	003-18A-03-169
City of Brunswick	4095 Center Road Brunswick, OH 44212	003-18A-04-030

1. How did you learn about the service? (If possible, please provide details.)

2. How did you feel about the service?

3. How did you feel about the staff?

4. How did you feel about the food?

5. How did you feel about the overall experience?

Chief of Case:

Principles of Law 1

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CEP 131054

Call 800-368-4527

Conclusions

Approved for transfer this ____ day of _____, 20____.

For more information:

Received \$1000 for this day of 19

Wages Cont'd

Received and recorded this _____ day of _____, 20____
At _____ A.M./P.M. recorded in plain discourse by _____
Test: _____

Участие семьи и родителей

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Township to the City of Brunswick
Situatd in the Township of Brunswick Hills, County of Medina and State of Ohio and being part of Original Brunswick Township Lot 7, Tract No. 1

Order all per by the projects 97-3

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Correspondence: _____

Order / Item	Field
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Date/Time	Date
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Order/Lgmt	Unit
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Order/Agent	Date
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06-18-97

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References

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Сул Р. нэрлэг 9.3.00.5-7641

5/27/15

SHEET INDEX	
Sheet Number	Sheet Value
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3	PLST
DELIVER BY:	BLD
CHECKED BY:	APM
	2016-04-04

RITCHIE PROPERTY

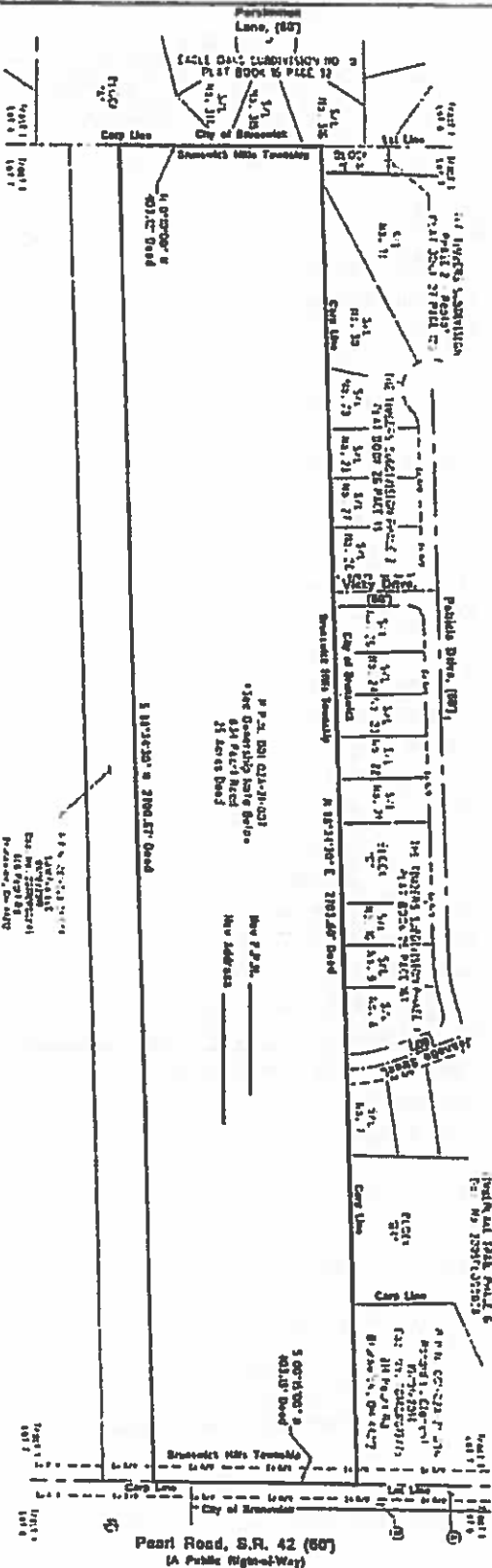
Commissioners' Journal, Volume 191, Page 675

[illegible]

0380



Situated in the Township of Brunswick Hills, County of Loudon and State of Ohio and being part of Original Brunswick Township lot 7, Tract No. 1

[illegible]

REPORT DATE	PROBATION REPORT NO.	OFFICE	LAST KNOWN ADDRESS
7/2	CO-3-91-01-01	PREC. C. SOLIDSMITH	444 PINEHUR DRIVE, BIRMINGHAM, CN 3522
7/2	CO-3-91-01-01	JOSEPH A. & BACHE E. DELMAR	444 PINEHUR DRIVE, BIRMINGHAM, CN 3522
8/1	CO-3-91-01-01	WILLIAM F. & DORIS J. COLEMAN	444 PINEHUR DRIVE, BIRMINGHAM, CN 3522
8/1	CO-3-91-01-01	ROBERT H. & WOODS A. SANDERS	444 PINEHUR DRIVE, BIRMINGHAM, CN 3522
8/1	CO-3-91-01-01	STANLEY A. & MARY S. HARRIS	404 PINEHUR DRIVE, BIRMINGHAM, CN 3522
7/1	CO-3-91-01-01	WILLIAM F. & CLARA A. HARRIS	404 PINEHUR DRIVE, BIRMINGHAM, CN 3522
1	CO-3-91-01-01	ELIZA DORIS PROFFER GARDNER ASSOCIATION INC.	P.O. BOX 417 QUINCY, ALABAMA 36064
8/1	CO-3-91-01-01	THE FIRST STATE HOME OWNERS ASSOCIATION INC.	P.O. BOX 417 QUINCY, ALABAMA 36064
1-1	CO-3-91-01-01	WILLIAM C. GALT	404 PINEHUR DRIVE, BIRMINGHAM, CN 3522
7	CO-3-91-01-01	JOHN JAMES KING JAMES KING JR	404 PINEHUR DRIVE, BIRMINGHAM, CN 3522

DRAWN BY:	SLD	2011-06-03
CHECKED BY:	CFM	2011-06-03

**NOTICE OF FILING OF
AMENDED PETITION FOR ANNEXATION BY
OWNER OF REAL ESTATE**

TO:

- | | |
|---|--|
| <p>A. Fijabi Gallam, Clerk
City of Brunswick
4095 Center Road
Brunswick, OH 44212</p> | <p>B. Katherine Esber, Clerk
Township of Brunswick Hills
1918 Pearl Road
Brunswick, OH 44212</p> |
|---|--|

C. Adjoining Property Owners:

Richard & Joyce Schutte
Ralph A. & Darlene M. Mustacchio
David J. & Claude Kahwaji Janho Chapman
Edward W., Sr. & Linda L. Gierlach
Alan L. & Charlotte A. Crandall
Robert J. & Joyce Lamarco
Thomas J. & Kimberly J. Fox
Noemi N. Trent
Edwin & Patricia Zayas
James E. & Irene L. Herbst
James C. & Lani M. Snider
Dawn Marie Sommers
Eric C. Solderitsch
Joseph A. & Karen E. Dolan
Robert J. & Diane J. Bokar
Robert R. & Monnmie A. Johnston
Stanley J. & Nancy S. Runevitch
Robert J. & Clara A. Kalal
Eagle Oakes Property Owners Association, Inc.
Timberlake Trail Homeowners Association, Inc.
Michael A. Craft
City of Brunswick

D. Owner- 834 Pearl, LLC

DATE: September ____, 2018

Notice is hereby given, that there was filed with the Board of County Commissioners of Medina County, Ohio, on the 9th day of July, 2018, a petition signed by the following constituting the owners of said real estate hereinafter described praying that said territory be annexed to the City of Brunswick in the manner provided by law:

Owner:

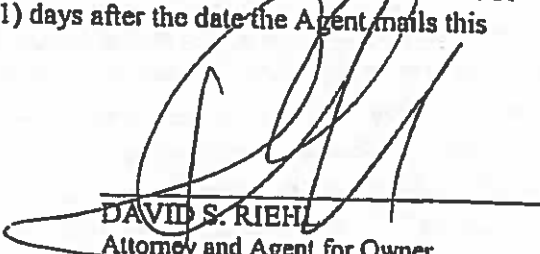
- a. 834 Pearl, LLC

The Board of Medina County Commissioners has set this matter for hearing for September 25, 2018 at 10:30 a.m. in the Medina County Administration Building, 144 N. Broadway, Medina, Ohio. The territory sought to be annexed is described as follows (See Exhibit "A" attached hereto).

Said Amended Petition contains a full description of the territory to be annexed and other matters required by law and is signed by the sole owner of the real estate in such territory.

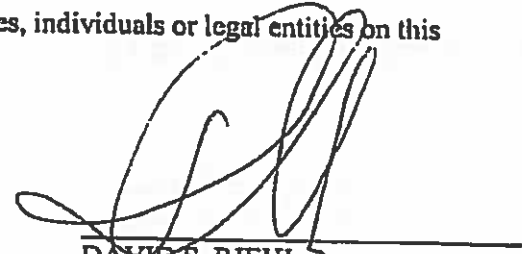
The Owner of the parcel of real estate which is subject to these annexation proceedings may remove said Owner's signature (or representative thereof) from the Petition by filing with the Clerk of the Board of County Commissioners a written notice of withdrawal of the Owner's signature within twenty-one (21) days after the date the Agent mails this Notice.

DATE: September 18 2018

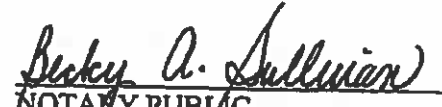

DAVID S. RIEHL
Attorney and Agent for Owner
834 Pearl, LLC

CERTIFICATION

The undersigned Attorney and Agent for the Owner of the property certifies that this Notice was submitted to all representatives, individuals or legal entities on this 18 day of September, 2018.


DAVID S. RIEHL
Attorney and Agent for Owner
834 Pearl, LLC

SWORN TO BEFORE ME and subscribed in my presence this 18 day of September, 2018.


NOTARY PUBLIC



BECKY A. SULLIVAN
NOTARY PUBLIC
FOR THE
STATE OF OHIO
My Commission Expires
February 13, 2023

EXHIBIT A

834 Pearl Road

Brunswick, OH 44212

Situated in the Township of Brunswick Hills, County of Medina and State of Ohio and known as being part of Lot No. 7, Tract No. 1 of Original Brunswick Township, bounded and described as follows:

Beginning at a point in the center of U.S. Route No. 42 (S.H. 25) and the East line of Lot 7 marked by a concrete marker set 30 feet South 88° 34' 30" West said point being 5419 feet North 0° 15' East from a monument at the intersection of the center line of U.S. Route 42 and State Route 303 (Brunswick Center) and extending South 0° 15' West along the center of the road and the East line of Lot 7 a distance of 403.19 feet to a point marked by an iron pin set 30 feet South 88° 34' 30" West from said point; thence South 88° 34' 30" West 2700.67 feet to an iron pin in the West line of Lot 7; thence North 0° 10' West along said lot line 403.12 feet to an old post and an iron pin; thence North 88° 34' 30" East 2703.6 feet to the center of the road and the place of beginning, containing within said boundaries twenty-five (25) acres of land, be the same more or less, but subject to all legal highways, according to a survey made April 8-9, 1943, by Ray Widdifield, and A.W. Nettleton, Registered Surveyors, No. 1577.

Permanent Parcel Number: 001-02A-21-007

William F. Hutson called the meeting to order at 9:30 a.m. with Adam Friedrich present; Patricia G. Geissman was unable to attend. The meeting opened with the Pledge of Allegiance and a prayer.

The minutes of the October 2, 2018 meeting were emailed in advance. Mr. Friedrich moved to approve the minutes; Mr. Hutson seconded the motion. Roll call showed both commissioners voting AYE.

Highway Engineer Administrative Assistant Doug King presented and reviewed a resolution the necessity to close Tower Road (C.H. 55) in Montville Township between Wadsworth Road (S.R. 57) and Paradise Road (T.H. 121). Mr. Friedrich moved to approve the resolution; Mr. Hutson seconded the motion. Roll call showed both commissioners voting AYE.

The commissioners reviewed the permits issued September 27 – October 3, 2018.

Finance Director Mike Pataky presented and reviewed the following resolutions: (1) amending the annual appropriation resolution; (2) amending the 2018 appropriations resolution by transferring appropriations; (3) authorizing cash transfer for the County Home Levy Fund; (4) authorizing the county auditor to transfer funds from various county department accounts to the Gasoline Rotary Fund; (5) authorizing the county auditor to transfer funds from various county department accounts to the Medina County Print Shop revenue line items; (6) accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the county auditor; (7) allowing expenses of the Adult Probation Department; and (8) allowing expenses of county officials. Mr. Pataky requested payment of the weekly bills in the amount of \$4,356,247.81. Mr. Friedrich moved to approve the seven resolutions and to pay the bills; Mr. Hutson seconded the motion. Roll call showed both commissioners voting AYE.

Human Resources Director Holly Muren presented and reviewed a resolution approving personnel changes for the employees under the jurisdiction of the Medina County commissioners. Mr. Friedrich moved to approve the resolution; Mr. Hutson seconded the motion. Roll call showed both commissioners voting AYE.

Office for Older Adults Director Laura Toth, distributed reports for the Office for Older Adults programs. The congregate meals are at 61 percent of their goal, 98 percent for restaurant vouchers and are switching to local funds for the rest of the year, and home delivered meals are 68 percent of the goal. For the Aging and Disability Resource Center, the totals are in the 80-90 percent range, but the grant funds cover the entire year so often times reach 100 percent. Transportation is at 75 percent of their goal for the year and supportive services are 81 percent. There have been 20 more Farmers Market Vouchers distributed which are valid until the end of October. For the year, 214 individuals received packets of \$50 vouchers to be used at the Farmers Market. In answer to a question by Commissioner Hutson, Mrs. Toth noted that restaurant vouchers are valued at \$5.85 per voucher for the raw cost of food. Transportation saw a difference from July to August. In August, there were 179 more trips than in July for on-demand routes; 77 trips were in the City of Medina and 64 were in the City of Wadsworth. Mrs. Toth noted that 140 trips are in municipalities that have loops and she wants to try and solve the issue to make transit more efficient. In answer to a question by Commissioner Friedrich, Mrs. Toth stated August does count veterans because veterans have 90 days to switch over to the Veterans Services Transit Program; the October data will not include veterans. The Veterans Services program is much more inclusive than the Office for Older Adult program.

The Bicentennial Fair last Friday was excellent. Mrs. Toth thanked Jim Gill who was called last minute due to entertainment issues. There were over 100 people in attendance. Open enrollment begins Monday, October 15 and runs through Friday, December 7; it is a great opportunity to review Medicaid plans. Wednesday, October 31 in Brunswick and Medina for Halloween events and there is a Halloween Costume Party on November 2. Office for Older Adults is participating in the Senior Health Fair at Medina Rec Center on October 19 and at the Wadsworth Expo on Friday, October 26.

Commissioner Hutson presented and reviewed the following resolutions: (1) approving the petition for the regular annexation of 0.8432 acres of land known as being part of Brunswick Hills Township to the City of Brunswick, Medina County, Ohio; and (2) approving the petition for the regular annexation of 25.0 acres of land known as being part of Brunswick Hills Township to the City of Brunswick, Medina County, Ohio. Mr. Friedrich moved to approve the two resolutions; Mr. Hutson seconded the motion. Roll call showed both commissioners voting AYE.

Mr. Friedrich moved to go into Executive Session following the Discussion Session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official; Mr. Hutson seconded the motion. Roll call showed both commissioners voting AYE.

With no further business to come before the Commissioners, the meeting recessed at 9:40 a.m.

Discussion Session

At 9:42 a.m., the Commissioners began the Discussion Session in the Commissioners' Conference Room.

Adopt-A-Thon

Scott Miller stated that the Animal Shelter Adopt-A-Thon is Saturday, October 13, from 10:00 a.m. – 2:00 p.m. at the Animal Shelter. There will be approximately 8 organizations coming including Wayne County, and there will be raffle baskets and a bake sale.

The Clerk of the Board of County Commissioners of Medina County, Ohio does hereby certify that the foregoing is a true and correct copy of the resolution adopted by said Board on 10/9/18
Chonda Beck

Commissioners Website

Scott Miller noted that the website should be live around the end of November. Commissioner Hutson inquired about the transit website; Mr. Miller answered that it is still in process.

Renovations

Scott Miller stated that the renovations are underway on 60 Public Square. The Prosecutor's office work is still being finalized.

Buehler's Recycle Bins

Amy Lyon-Galvin mentioned that Mike Davidson, Vice President of Operations, reached out about bringing the Wadsworth bins back and a location has been agreed on. There will be educational information provided to Buehler's.

FPA Meeting

Amy Lyon-Galvin stated that the FPA meeting is Friday; she has letters of support from the Medina Township Association and the Northeastern Ohio Township Association. The last engineering component of NOACA's review has been completed and for the 13 customers within city limits, due to annexations, but part of the North lift stations tributary area, it has been demonstrated that house grinder pumps can be put in and force mains if Wadsworth prefer that they remain part of the South lift station area. If an agreement cannot be agreed on, then there is an engineering solution that can be determined. The vote will be on Friday to go to the Executive Board.

Budget Hearings

Mike Pataky stated that budget hearings start today at 10:30 am.

Made in Medina County Day

Commissioner Friedrich stated that Kathy Breitenbucher and Bethany Dentler have done some good things with Manufacturing Day and Everybody Works Day; the Manufacturing Day was very successful last Friday. Commissioner Friedrich was at Sandridge and explained the process of making the products. Commissioner Hutson stated that he was at Plastipak and discussed their processes.

Issue 1

Commissioner Hutson noted that City of Brunswick passed a resolution in opposition to Issue 1. Commissioner Hutson put calls into the judges to see what their opinions were on the issue. Issue 1 is a proposed constitutional amendment that wants to change the classification of certain felony offenses for drug possession down to misdemeanors, prohibit jail time until there are 3 convictions in a 24 month period of time, and take away a judge's ability to sentence someone for probation violations. Commissioner Hutson stated that he believes it is a bad concept overall and not the right thing to do. Commissioner Friedrich stated that they had the Council of Governments and Gary Hubbard's words were if Issue 1 passes it will give Ohio the most lenient drug laws in the country. Commissioner Hutson noted that it also gives someone convicted of a felony drug offense, the ability to go back and petition the court to resentencing them as a misdemeanor. It is also a constitutional amendment as opposed to a legislative enactment. Commissioner Hutson and Friedrich agreed that they were in opposition to Issue 1. Chuck Calvert noted that Ohio has the most lenient way of putting an amendment on the constitution and they have been working on changing this because it is too easy. Mr. Calvert stated that an amendment should not be put on the constitution in what should be done as a legislative enactment.

Executive Session

At 9:54 a.m., the Commissioners went into the Executive Session that had been voted on earlier. The Executive Session ended at 10:15 a.m.

Adjournment

There being no further business, Mr. Friedrich moved to adjourn the meeting; the motion was seconded by Mr. Hutson. Roll call showed both commissioners voting AYE. The meeting ended at 10:16 a.m.

RESOLUTIONS PASSED OCTOBER 9, 2018

<u>Resolution #</u>	<u>Resolution Title</u>
18-0796	Allowing claims and authorizing issuance upon the treasurer in settlement of such list of claims
18-0797	Determining the necessity to close Tower Road (C.H. 55) in Montville Township, between Wadsworth Road (S.R. 57) and Paradise Road (T.H.121)
18-0798	Amending the Annual Appropriation Resolution
18-0799	Amending the 2018 Appropriations Resolution by transferring appropriations
18-0800	Authorizing cash transfer for the County Home Levy Fund
18-0801	Authorizing the county auditor to transfer funds from various county department accounts to the Gasoline Rotary Fund
18-0802	Authorizing the county auditor to transfer funds from various county department accounts to the Medina County Print Shop revenue line item
18-0803	Accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the county auditor
18-0804	Allowing expenses of the Adult Probation Department
18-0805	Allowing expenses of county officials
18-0806	Approving personnel changes for the employees under the jurisdiction of the Medina County Commissioners
18-0807	Approving the petition for the regular annexation of 0.8432 acres of land known as being part of Brunswick Hills Township to the City of Brunswick, Medina County, Ohio
18-0808	Approving the petition for the regular annexation of 25.0 acres of land known as being part of Brunswick Hills Township to the City of Brunswick, Medina County, Ohio

All deliberations concerning official business and formal actions by this Board of Commissioners were conducted in an open public meeting this ninth day of October, 2018.

Respectfully submitted,	COMMISSIONERS	_____
		Adam Friedrich
	OF	_____
		Patricia G. Geissman
_____ Rhonda J. Beck Clerk of the Board	MEDINA COUNTY	_____
		William F. Hutson

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 02/25/2019

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

FROM: Carl S. DeForest, City Manager
Ken Fisher

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 15-19** - An ordinance authorizing the City Manager to forward a petition for detachment to the Medina County Commissioner's Office for the purpose of adjusting the city boundary lines to include an annexation into the City of Brunswick. - **3rd Reading** (Planning & Zoning Committee, Administration/Ken Fisher)

BACKGROUND: The City of Brunswick passed legislation accepting the proposed annexation per Resolution No. 2-19.

PURPOSE AND EXPLANATION: The City wishes to petition the Medina County Commissioners Office for detachment for the purposes of adjusting the City boundary lines to include this annexation into the City of Brunswick.

IMPLEMENTATION SCHEDULE:

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

This Ordinance is to be considered as non-emergency measures upon three (3) separate readings.

ADDITIONAL INFORMATION:

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 15-19

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

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO FORWARD A PETITION FOR DETACHMENT TO THE MEDINA COUNTY COMMISSIONER'S OFFICE FOR THE PURPOSE OF ADJUSTING THE CITY BOUNDARY LINES TO INCLUDE AN ANNEXATION INTO THE CITY OF BRUNSWICK

WHEREAS: A Petition for Annexation of certain territory in Brunswick Hills Township was duly filed by a property owner located in the territory of Brunswick Hills;

WHEREAS: Said Petition was duly considered by the Board of County Commissioners of Medina County;

WHEREAS: The Board of County Commissioners certified the transcript of this proceeding in connection with said annexation with the map and Petition required in connection therewith to the Clerk of Council;

WHEREAS: The appropriate time frames have elapsed in accordance with the provisions of the Ohio Revised Code Section 709.04;

WHEREAS: The City of Brunswick passed legislation accepting the proposed annexation per Resolution No. 2-19;

WHEREAS: The City wishes to petition the Medina County Commissioners Office for detachment for the purposes of adjusting the City boundary lines to include this annexation into the City of Brunswick; and

WHEREAS: The Petition is being filed to comply with all relevant provisions of Ohio Revised Code Chapters 503 and 709.

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: The City Manager is authorized to forward a Petition for detachment to the Medina County Commissioner's Office for the purpose of adjusting the City boundary lines to include this annexation into the City of Brunswick pursuant to all relevant provisions of Ohio Revised Code Chapters 503 and 709. A copy of said Petition is attached hereto as Exhibit "A".

SECTION 2: The annexation to be included in the boundary adjustment is contained in Resolution No. 2-19. A copy of said Resolution is attached hereto as Exhibit "B".

SECTION 3: Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading_____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES __ NAYS __

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

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 2-19

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION ACCEPTING THE PETITION FOR ANNEXATION OF 0.8432 ACRES OF LAND KNOWN AS BEING PART OF BRUNSWICK HILLS TOWNSHIP TO THE CITY OF BRUNSWICK, MEDINA COUNTY, OHIO.

WHEREAS: The Medina County Commissioners, on October 9, 2018, by Resolution No. 18-0807 attached hereto as Exhibit "A", approved the Petition for Regular Annexation on Application of Owner of 0.8432 acres of land known as being part of Brunswick Hills Township to the City of Brunswick, Medina County, Ohio;

WHEREAS: Pursuant to Ohio Revised Code Section 709.04, the legislative authority of the City of Brunswick must accept or reject the petition for annexation at the next regular session after the expiration of sixty (60) days of the date of filing the certified transcript of all orders of the board of county commissioners, the petition, map and all other papers on file relating to the annexation proceedings with the clerk of the municipal corporation, which occurred on October 18, 2018; and

WHEREAS: The Clerk of the municipal corporation is required to lay the transcript and the accompanying map or plat and petition before the legislative authority.

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

SECTION 1: That the Petition for Regular Annexation on Application of Owner of 0.8432 acres of land known as being part of Brunswick Hills Township is hereby accepted.

SECTION 2: That the Clerk is hereby authorized and ordered to make three (3) copies containing the petition, the map or plat accompanying the petition, a transcript of the proceedings of the board of county commissioners, and all resolutions and ordinances in relation to the annexation, with a certificate to each copy that it is correct. Each certificate shall be signed by the Clerk in her official capacity and shall be authenticated by the seal of the municipal corporation, if applicable.

SECTION 3: That the Clerk is hereby authorized and ordered to forthwith deliver one such copy of this Resolution to the Medina County Auditor, one such copy to the Medina County Recorder, and one such copy to the Ohio Secretary of State.

SECTION 4: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare, and safety and for the additional reason to comply with the time requirements of Ohio Revised

Code Section 709.04. 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 January 14, 2019

Rules Suspended: AYES 6 NAYS 0

ADOPTED: January 14, 2019 AYES 6 NAYS 0

ATTEST:


Clerk of Council
Fijabi Julien-Gallam, CMC

I hereby certify that the foregoing is a true and correct copy of the original as the same appears in the City of Brunswick records and of the original as the same appears in the City of Brunswick records and of the original as the same appears in the City of Brunswick records.

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 01/14/2019

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. 2-19 - An emergency resolution accepting the petition for annexation of 0.8432 acres of land known as being part of Brunswick Hills Township to the City of Brunswick, Medina County, Ohio - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Ken Fisher*)

BACKGROUND: This legislation to accept 0.8432 acres of land from Brunswick Hills Township into the City of Brunswick. It is located on Pearl Road.

**PURPOSE AND
EXPLANATION:**

**IMPLEMENTATION
SCHEDULE:**

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

**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 to adopt as an emergency with suspension of the rules so that it will be effective immediately.

**ADDITIONAL
INFORMATION:**

Medina County Commissioners

Adam Friedrick
Patricia G. Geissman
William F. Hutson

County Administration Building
144 North Broadway
Medina, Ohio 44256

Phone: (330) 722-9208
Toll Free: (844) 722-3800
Fax: (330) 722-9206

October 17, 2018

Fijaba Julien-Gallam, Clerk
City of Brunswick
4095 Center Road
Brunswick, OH 44212

RE: Expedited Type 2 Annexation Petition
0.8432 Acres for Dual Jurisdiction with Brunswick Hills Township and the City of Brunswick

Dear Fijaba:

For your records, enclosed are Resolution 18-0807 approving the petition for annexation of 0.8432 acres of land known as being part of Brunswick Hills Township to the City of Brunswick Medina County, a certified copy of the minutes of the October 9, 2018 commissioners' meeting and the plat.

If you have any questions, please feel free to contact our office.

Thank you.



Rhonda Beck
Clerk, Board of County Commissioners

Enc.

cc: Fiscal Officer, Brunswick Hills Township
David S. Riehl, Esq.
Medina County Auditor

REGULAR MEETING – TUESDAY, OCTOBER 9, 2018

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

Adam Friedrich

William F. Hutson

Mr. Friedrich offered the following resolution and moved the adoption of same, which was duly seconded by Mr. Hutson.

RESOLUTION NO. 18-0807

**APPROVING THE PETITION FOR THE REGULAR ANNEXATION OF
0.8432 ACRES OF LAND KNOWN AS BEING PART OF
BRUNSWICK HILLS TOWNSHIP
TO THE CITY OF BRUNSWICK, MEDINA COUNTY, OHIO**

WHEREAS, a petition for annexation of 0.8432 acres of land known as being part of Brunswick Hills Township to the City of Brunswick, Medina County, Ohio was filed with the Clerk of the Board of Medina County Commissioners on July 9, 2018 in accordance with Ohio Revised Code Section 709.02, and

WHEREAS, the day and hour and has come for the rendering of a decision by the Board of County Commissioners on said petition for annexation, and

WHEREAS, the State of Ohio has provided landowners a number of legal methods for annexations of property to municipal corporations to occur that balance the desires, needs and benefits of the petitioners, municipality and townships, and

WHEREAS, proper procedures were followed and notices given, and a public hearing commenced on September 25, 2018 in accordance with Section 709.032 of the Ohio Revised Code, and

WHEREAS, the Board of County Commissioners now finds that based on the preponderance of the substantial, reliable, and probative evidence on the entire record that said petition meets the following requirements and conditions:

1. The petition meets all of the requirements set forth in, and was filed in the manner provided in Section 709.02 of the Ohio Revised Code:
 - a. the territory proposed to be annexed is contiguous to the City of Brunswick;
 - b. the petition was signed by a majority of the authorized owners of real estate within the territory to be annexed;
 - c. each petition's signature includes the date it was obtained and no signature was obtained more than 180 days before the date of filing;
 - d. the petition contains an accurate legal description of the perimeter and an accurate map/plot of the territory to be annexed;
 - e. the petition states the person who would act as agent for the petitioner; and
 - f. the agent filed with the petition a list of all tract, lots or parcels within and adjacent to the territory to be annexed, including names, addresses of owners, and permanent parcel numbers.
2. The petition meets the following requirements set forth in Section 709.03 of the Ohio Revised Code:
 - a. The Clerk of the Board of County Commissioners notified the agent of the date, time, and place of the hearing;
 - b. the agent provided proof the required notices to: (1) the clerk of the municipality; (2) the fiscal officer of the township involved; and (3) the clerk of the board of commissioners;
 - c. the agent provided the required notices to: (1) all property owners within the territory proposed for annexation, and (2) adjacent property owners;
 - d. the agent has provided proof of the required notice published in a newspaper of general circulation;
 - e. the legislative authority of the municipality has adopted a statement by ordinance/resolution relative to services the municipality will provide with an approximate date by which it will provide said services upon annexation; and

The Clerk of the Board of County Commissioners of Medina County, Ohio does hereby certify that the foregoing is a true and correct copy of the resolution adopted by said Board on 10/9/18
Jefferson Black

REGULAR MEETING – TUESDAY, OCTOBER 9, 2018
RESOLUTION NO. 18-0807 (CONT'D.)

- f. the municipality filed its statement of municipal services with the board of county commissioners at least 20 days before the date of the annexation hearing.
3. The petition meets all of the requirements set forth in Section 709.033 of the Ohio Revised Code
 - a. the petition meets all of the requires set forth in and was filed in the manner provided in Section 709.02 of the Ohio Revised Code;
 - b. the persons signing the petition are owners of real estate located in the territory proposed to be annexed and at the time the petition was filed, the number of valid signatures on the petition constitutes a majority of the owners of the real estate in that territory;
 - c. the municipal corporation to which the territory is proposed to be annexed has complied with Division (D) of Section 709.03 of the Ohio Revised Code;
 - d. the territory proposed to be annexed is not unreasonably large;
 - e. on balance, the general good the territory proposed to be annexed will be served, and the benefits to the territory proposed to be annexed and the surrounding area will outweigh the detriments to the territory proposed to be annexed and the surrounding area, if the annexation petition is granted; and
 - f. no street or highway will be divided or segmented by the boundary line between the township and the municipal corporation as to create a road maintenance problem.

The Board of Medina County Commissioners, upon review of substantive, reliable and probative evidence, finds that:

- 1) The annexation involves a 0.8432 acres parcel located on the west side of Pearl Road (S.R. 42) by Kimmich Drive in Brunswick Hills Township, identified as PPN 001-02A-25-046, owned by 966 Pearl, LLC located at 3660 Center Road, Suite 117, Brunswick, Ohio 44212. It is not unreasonably large and is adjacent and contiguous to the land of the municipal corporation of the City of Brunswick;
- 2) One company owns the property and the managing agent signed the petition; therefore, the petition contains signatures of the majority (51%) of owners;
- 3) The City of Brunswick Resolution No. 56-18 adopted July 23, 2018 declared intention by the City of Brunswick to provide municipal services to the subject property; the landowner is in agreement the annexed territory would receive adequate services sufficient to establish the general good of the territory being annexed;
- 4) The petitioner has proved that the land after annexation will enjoy a level of services comparable or adequate to that enjoyed prior to the annexation;
- 5) No street or highway will be divided or segmented by the boundary line between a township and the municipality as to create a road maintenance problem.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Medina County, Ohio that having found that the conditions of the Ohio Revised Code have been met, the Petition to Annex 0.8432 acres of land from Brunswick Hills Township to the City of Brunswick, Medina County, Ohio, attached as Exhibit A, is hereby approved and granted in accordance with the law.

BE IT FURTHER RESOLVED that a certified copy of this resolution be sent to the agent for the petitioners, fiscal of the township, and clerk of the municipality, and that a complete record of the annexation proceeding be sent to the clerk of the municipality after the expiration of 30 days after journalization if no appeal has been timely filed under Section 709.07 of the Revised Code.

Voting AYE thereon: Mr. Friedrich and Mr. Hutson

Adopted: October 9, 2018

Prepared by: Commissioners' Office

The Clerk of the Board of County Commissioners of Medina County, Ohio does hereby certify that the foregoing is a true and correct copy of the resolution adopted by said Board on 10/9/18.

Rhonda J. Beck

**NOTICE OF FILING OF
AMENDED PETITION FOR ANNEXATION BY
OWNER OF REAL ESTATE**

TO:

A. Fijabi Gallam, Clerk
City of Brunswick
4095 Center Road
Brunswick, OH 44212

B. Katherine Esber, Clerk
Township of Brunswick Hills
1918 Pearl Road
Brunswick, OH 44212

C. Adjoining Property Owners:

George R. Skubon & Patsy L. Castek-Skubon
Harrison W. & Jean Taylor
Francis Phuong L. Thai & Jason S. Lin
Scott & Judith A. Kammer
976 Pearl, LLC
Anthony M. Pilla, Bishop of Cleveland Catholic Diocese

D. Owner- 966 Pearl, LLC

DATE: September 18, 2018

Notice is hereby given, that there was filed with the Board of County Commissioners of Medina County, Ohio, on the 9th day of July, 2018, a petition signed by the following constituting the owners of said real estate hereinafter described praying that said territory be annexed to the City of Brunswick in the manner provided by law:

Owner:

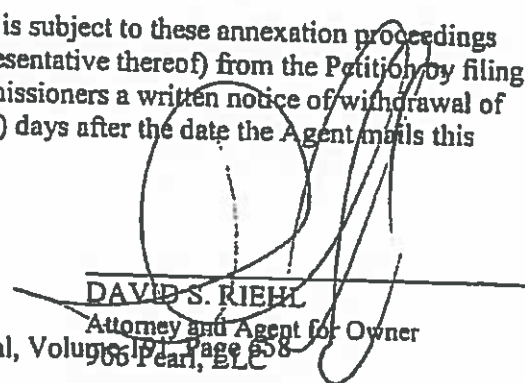
a. 966 Pearl, LLC

The Board of Medina County Commissioners has set this matter for hearing for September 25, 2018 at 10:30 a.m. in the Medina County Administration Building, 144 N. Broadway, Medina, Ohio. The territory sought to be annexed is described as follows (See Exhibit "A" attached hereto).

Said Amended Petition contains a full description of the territory to be annexed and other matters required by law and is signed by the sole owner of the real estate in such territory.

The Owner of the parcel of real estate which is subject to these annexation proceedings may remove said Owner's signature (or representative thereof) from the Petition by filing with the Clerk of the Board of County Commissioners a written notice of withdrawal of the Owner's signature within twenty-one (21) days after the date the Agent mails this Notice.

DATE: September 18, 2018

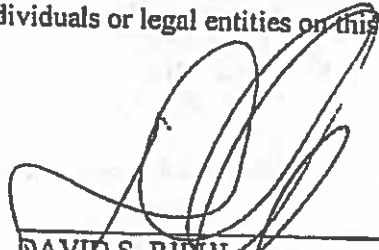

DAVID S. RIEHL

Attorney and Agent for Owner

Commissioners' Journal, Volume 191, Page 638
966 Pearl, LLC

CERTIFICATION

The undersigned Attorney and Agent for the Owner of the property certifies that this Notice was submitted to all representatives, individuals or legal entities on this 18 day of September, 2018.



DAVID S. RIEHL
Attorney and Agent for Owner
966 Pearl, LLC

SWORN TO BEFORE ME and subscribed in my presence this 18 day of September, 2018.



NOTARY PUBLIC



BECKY A. SULLIVAN
NOTARY PUBLIC
FOR THE
STATE OF OHIO
My Commission Expires
February 13, 2023

EXHIBIT A

966 Pearl Road

Brunswick, OH 44212

Situated in the Township of Brunswick Hills, County of Medina and State of Ohio and known as being the whole of Sublot 2A in the North Brunswick Allotment Replat No. 1, a part of original Brunswick Township Tract 1 Lot 7, as shown by the recorded plat in document number 2016PL000028 of the Medina County Recorders Office.

Permanent Parcel Number: 001-02A-25-046

Prior Instrument Reference: 2016OR009457

AMENDED
PETITION FOR REGULAR ANNEXATION
ON APPLICATION OF OWNERS

TO: Board of County Commissioners of Medina County, Ohio
144 North Broadway
Medina, Ohio 44256

The undersigned, being the representative of the owner and proposed purchaser (petitioner) of real estate in the territory hereinafter described, hereby petition for the regular annexation of the territory set forth in Exhibit "A" to the City of Brunswick, Medina County, Ohio, said property being owned by the undersigned in Brunswick Hills Township:

I. Owner:
966 Pearl, LLC (or Assignee), 3660 Center Road, Suite 117,
Brunswick, Ohio 44212.

The above-described territory is adjacent to and contiguous with the said City of Brunswick.

Petitioners have attached and made a part of this petition, an accurate map showing the boundaries of the territory sought to be annexed, marked "Map of Territory to be Annexed to the City of Brunswick."

There is one (1) owner of the real estate in the above-described territory which is sought to be annexed to the City of Brunswick as set forth below herein.

Attached hereto as Amended Exhibit "B" is the list of the owner, mailing addresses and Permanent Parcel Numbers of all parcels adjacent to the territory being annexed in these within proceedings.

Further attached hereto as Exhibit "C" is an 8.5 x 11 copy of the subject mylar.

David S. Riehl, Attorney at Law, 50 Pearl Road, Suite 216, Brunswick, Ohio 44212 is hereby appointed agent for the undersigned petitioners pursuant to separate document.

OWNER/PETITIONER:
966 PEARL, LLC

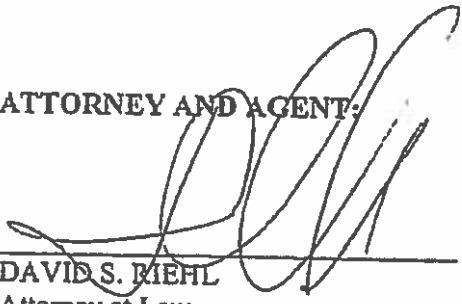
By: [Signature] Member
KIMBERLY HARRINGTON ("Member")

9-13-18
DATE

By: [Signature] Member
RYAN HARRINGTON ("Member")

9/13/18
DATE

ATTORNEY AND AGENT:



DAVID S. MIEHL
Attorney at Law
50 Pearl Road, Suite 216
Brunswick, OH 44212
(330) 558-8888

DATE

9/18/18

EXHIBIT A

966 Pearl Road

Brunswick, OH 44212

Situated in the Township of Brunswick Hills, County of Medina and State of Ohio and known as being the whole of Sublot 2A in the North Brunswick Allotment Replat No. 1, a part of original Brunswick Township Tract 1 Lot 7, as shown by the recorded plat in document number 2016PL000028 of the Medina County Recorders Office.

Permanent Parcel Number: 001-02A-25-046

Prior Instrument Reference: 2016OR009457

EXHIBIT B
ANNEXATION OF 966 PEARL ROAD
BRUNSWICK
LIST OF OWNERS, MAILING ADDRESSES AND
PERMANENT PARCEL NUMBERS OF
ALL PARCELS ADJACENT TO TERRITORY BEING ANNEXED

OWNER	TAX MAILING ADDRESS	PERMANENT PARCEL NO.
George R. Skubon & Patsy L. Castek-Skubon	954 Woodward Drive Brunswick, OH 44212	001-02A-25-030
Harrison W. & Jean Taylor	956 Pearl Road Brunswick, OH 44212	001-02A-25-040
Harrison W. & Jean Taylor	956 Pearl Road Brunswick, OH 44212	001-02A-25-041
Harrison W. & Jean Taylor	956 Pearl Road Brunswick, OH 44212	001-02A-25-042
Francis Phuong L. Thai & Jason S. Lin	15850 Mennell Road Grafton, OH 44044	003-18A-07-147
Francis Phuong L. Thai & Jason S. Lin	15850 Mennell Road Grafton, OH 44044	003-18A-07-146
Francis Phuong L. Thai & Jason S. Lin	15850 Mennell Road Grafton, OH 44044	003-18A-07-145
Scott & Judith A. Kammer	25 North Metzger Rittman, OH 44270	003-18A-07-142
976 Pearl LLC	3660 Center Road, Suite 117 Brunswick, OH 44212	003-18A-07-138
976 Pearl LLC	3660 Center Road, Suite 117 Brunswick, OH 44212	003-18A-07-139
976 Pearl LLC	3660 Center Road, Suite 117 Brunswick, OH 44212	003-18A-07-140

Exhibit B
Annexation of 966 Pearl Road
Page 2

976 Pearl LLC	3660 Center Road, Suite 117 Brunswick, OH 44212	003-18A-07-141
976 Pearl LLC	3660 Center Road, Suite 117 Brunswick, OH 44212	001-02A-25-021
Anthony M. Pilla Bishop of Cleveland Catholic Diocese	929 Pearl Road Brunswick, OH 44212	003-18B-30-005

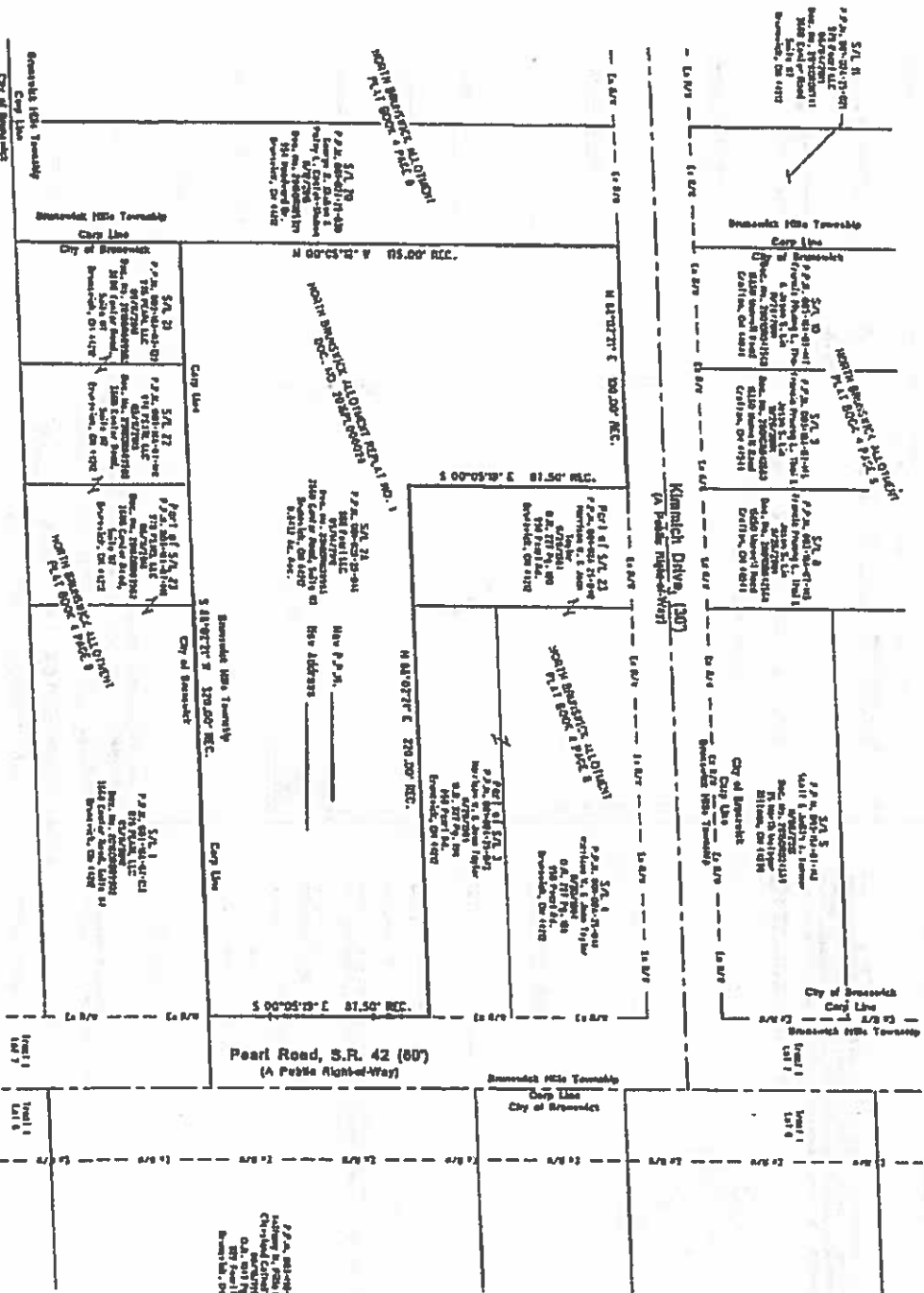
SURVEYOR CERTIFICATION

This plat was prepared from a field survey, analysis of recorded plat, recorded deed, and survey records, as applicable. The survey was done in full and correct faith and belief, and the surveyor is a duly licensed and qualified surveyor, and is duly sworn to the best of my knowledge. All measurements were taken with care and skill as shown.

Surveyor: [Signature]
 Date: 6/29/18
 City of Brunswick, P.L. No. 1-1821



PLAT OF ANNEXATION
 for Regular Annexation
 of 0.8432 Acres in Brunswick Hills
 Township to the City of Brunswick
 Situated in the Township of Brunswick Hills, County of Madison and State of
 Ohio and being part of Original Brunswick Township Tract No. 1, Lot 7



NOTICE
 All calculations are for making
 corrections subject to the following:

DRAWN BY	DATE	2018-06-28
CHECKED BY	DATE	2018-06-28
2		

William F. Hutson called the meeting to order at 9:30 a.m. with Adam Friedrich present; Patricia G. Geissman was unable to attend. The meeting opened with the Pledge of Allegiance and a prayer.

The minutes of the October 2, 2018 meeting were emailed in advance. Mr. Friedrich moved to approve the minutes; Mr. Hutson seconded the motion. Roll call showed both commissioners voting AYE.

Highway Engineer Administrative Assistant Doug King presented and reviewed a resolution the necessity to close Tower Road (C.H. 55) in Montville Township between Wadsworth Road (S.R. 57) and Paradise Road (T.H. 121). Mr. Friedrich moved to approve the resolution; Mr. Hutson seconded the motion. Roll call showed both commissioners voting AYE.

The commissioners reviewed the permits issued September 27 – October 3, 2018.

Finance Director Mike Pataky presented and reviewed the following resolutions: (1) amending the annual appropriation resolution; (2) amending the 2018 appropriations resolution by transferring appropriations; (3) authorizing cash transfer for the County Home Levy Fund; (4) authorizing the county auditor to transfer funds from various county department accounts to the Gasoline Rotary Fund; (5) authorizing the county auditor to transfer funds from various county department accounts to the Medina County Print Shop revenue line items; (6) accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the county auditor; (7) allowing expenses of the Adult Probation Department; and (8) allowing expenses of county officials. Mr. Pataky requested payment of the weekly bills in the amount of \$4,356,247.81. Mr. Friedrich moved to approve the seven resolutions and to pay the bills; Mr. Hutson seconded the motion. Roll call showed both commissioners voting AYE.

Human Resources Director Holly Muren presented and reviewed a resolution approving personnel changes for the employees under the jurisdiction of the Medina County commissioners. Mr. Friedrich moved to approve the resolution; Mr. Hutson seconded the motion. Roll call showed both commissioners voting AYE.

Office for Older Adults Director Laura Toth, distributed reports for the Office for Older Adults programs. The congregate meals are at 61 percent of their goal, 98 percent for restaurant vouchers and are switching to local funds for the rest of the year, and home delivered meals are 68 percent of the goal. For the Aging and Disability Resource Center, the totals are in the 80-90 percent range, but the grant funds cover the entire year so often times reach 100 percent. Transportation is at 75 percent of their goal for the year and supportive services are 81 percent. There have been 20 more Farmers Market Vouchers distributed which are valid until the end of October. For the year, 214 individuals received packets of \$50 vouchers to be used at the Farmers Market. In answer to a question by Commissioner Hutson, Mrs. Toth noted that restaurant vouchers are valued at \$5.85 per voucher for the raw cost of food. Transportation saw a difference from July to August. In August, there were 179 more trips than in July for on-demand routes; 77 trips were in the City of Medina and 64 were in the City of Wadsworth. Mrs. Toth noted that 140 trips are in municipalities that have loops and she wants to try and solve the issue to make transit more efficient. In answer to a question by Commissioner Friedrich, Mrs. Toth stated August does count veterans because veterans have 90 days to switch over to the Veterans Services Transit Program; the October data will not include veterans. The Veterans Services program is much more inclusive than the Office for Older Adult program.

The Bicentennial Fair last Friday was excellent. Mrs. Toth thanked Jim Gill who was called last minute due to entertainment issues. There were over 100 people in attendance. Open enrollment begins Monday, October 15 and runs through Friday, December 7; it is a great opportunity to review Medicaid plans. Wednesday, October 31 in Brunswick and Medina for Halloween events and there is a Halloween Costume Party on November 2. Office for Older Adults is participating in the Senior Health Fair at Medina Rec Center on October 19 and at the Wadsworth Expo on Friday, October 26.

Commissioner Hutson presented and reviewed the following resolutions: (1) approving the petition for the regular annexation of 0.8432 acres of land known as being part of Brunswick Hills Township to the City of Brunswick, Medina County, Ohio; and (2) approving the petition for the regular annexation of 25.0 acres of land known as being part of Brunswick Hills Township to the City of Brunswick, Medina County, Ohio. Mr. Friedrich moved to approve the two resolutions; Mr. Hutson seconded the motion. Roll call showed both commissioners voting AYE.

Mr. Friedrich moved to go into Executive Session following the Discussion Session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official; Mr. Hutson seconded the motion. Roll call showed both commissioners voting AYE.

With no further business to come before the Commissioners, the meeting recessed at 9:40 a.m.

Discussion Session

At 9:42 a.m., the Commissioners began the Discussion Session in the Commissioners' Conference Room.

Adopt-A-Thon

Scott Miller stated that the Animal Shelter Adopt-A-Thon is Saturday, October 13, from 10:00 a.m.–2:00 p.m. at the Animal Shelter. There will be approximately 8 organizations coming including Wayne County, and there will be raffle baskets and a bake sale.

The Clerk of the Board of County Commissioners of Medina County, Ohio does hereby certify that the foregoing is a true and correct copy of the resolution adopted by said Board on 10/9/18
Chanda Buck

Commissioners Website

Scott Miller noted that the website should be live around the end of November. Commissioner Hutson inquired about the transit website; Mr. Miller answered that it is still in process.

Renovations

Scott Miller stated that the renovations are underway on 60 Public Square. The Prosecutor's office work is still being finalized.

Buehler's Recycle Bins

Amy Lyon-Galvin mentioned that Mike Davidson, Vice President of Operations, reached out about bringing the Wadsworth bins back and a location has been agreed on. There will be educational information provided to Buehler's.

FPA Meeting

Amy Lyon-Galvin stated that the FPA meeting is Friday; she has letters of support from the Medina Township Association and the Northeastern Ohio Township Association. The last engineering component of NOACA's review has been completed and for the 13 customers within city limits, due to annexations, but part of the North lift stations tributary area, it has been demonstrated that house grinder pumps can be put in and force mains if Wadsworth prefer that they remain part of the South lift station area. If an agreement cannot be agreed on, then there is an engineering solution that can be determined. The vote will be on Friday to go to the Executive Board.

Budget Hearings

Mike Pateky stated that budget hearings start today at 10:30 am.

Made in Medina County Day

Commissioner Friedrich stated that Kathy Breitenbucher and Bethany Dentler have done some good things with Manufacturing Day and Everybody Works Day; the Manufacturing Day was very successful last Friday. Commissioner Friedrich was at Sandridge and explained the process of making the products. Commissioner Hutson stated that he was at Plastipak and discussed their processes.

Issue 1

Commissioner Hutson noted that City of Brunswick passed a resolution in opposition to Issue 1. Commissioner Hutson put calls into the judges to see what their opinions were on the issue. Issue 1 is a proposed constitutional amendment that wants to change the classification of certain felony offenses for drug possession down to misdemeanors, prohibit jail time until there are 3 convictions in a 24 month period of time, and take away a judges ability to sentence someone for probation violations. Commissioner Hutson stated that he believes it is a bad concept overall and not the right thing to do. Commissioner Friedrich stated that they had the Council of Governments and Gary Hubbard's words were if Issue 1 passes it will give Ohio the most lenient drug laws in the country. Commissioner Hutson noted that it also gives someone convicted of a felony drug offense, the ability to go back and petition the court to resentence them as a misdemeanor. It is also a constitutional amendment as opposed to a legislative enactment. Commissioner Hutson and Friedrich agreed that they were in opposition to Issue 1. Chuck Calvert noted that Ohio has the most lenient way of putting an amendment on the constitution and they have been working on changing this because it is too easy. Mr. Calvert stated that an amendment should not be put on the constitution in what should be done as a legislative enactment.

Executive Session

At 9:54 a.m., the Commissioners went into the Executive Session that had been voted on earlier. The Executive Session ended at 10:15 a.m.

Adjournment

There being no further business, Mr. Friedrich moved to adjourn the meeting; the motion was seconded by Mr. Hutson. Roll call showed both commissioners voting AYE. The meeting ended at 10:16 a.m.

RESOLUTIONS PASSED OCTOBER 9, 2018

<u>Resolution #</u>	<u>Resolution Title</u>
18-0796	Allowing claims and authorizing issuance upon the treasurer in settlement of such list of claims
18-0797	Determining the necessity to close Tower Road (C.H. 55) in Montville Township, between Wadsworth Road (S.R. 57) and Paradise Road (T.H. 121)
18-0798	Amending the Annual Appropriation Resolution
18-0799	Amending the 2018 Appropriations Resolution by transferring appropriations
18-0800	Authorizing cash transfer for the County Home Levy Fund
18-0801	Authorizing the county auditor to transfer funds from various county department accounts to the Gasoline Rotary Fund
18-0802	Authorizing the county auditor to transfer funds from various county department accounts to the Medina County Print Shop revenue line item
18-0803	Accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the county auditor
18-0804	Allowing expenses of the Adult Probation Department
18-0805	Allowing expenses of county officials
18-0806	Approving personnel changes for the employees under the jurisdiction of the Medina County Commissioners
18-0807	Approving the petition for the regular annexation of 0.8432 acres of land known as being part of Brunswick Hills Township to the City of Brunswick, Medina County, Ohio
18-0808	Approving the petition for the regular annexation of 25.0 acres of land known as being part of Brunswick Hills Township to the City of Brunswick, Medina County, Ohio

All deliberations concerning official business and formal actions by this Board of Commissioners were conducted in an open public meeting this ninth day of October, 2018.

Respectfully submitted,

COMMISSIONERS

Adam Friedrich

OF

Patricia G. Geissman

Rhonda J. Beck
Clerk of the Board

MEDINA COUNTY

William F. Hulson

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 02/25/2019

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. 17-19** - A resolution authorizing the City Manager to execute all necessary documents to accept the 2019 Energized Community Grant from NOPEC in the amount of \$121,444.00. -
2nd Reading (Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

BACKGROUND: NOPEC has made available to all of the communities that participate with NOPEC a grant to implement energy efficiency or an energy infrastructure project that will benefit the community. This grant program is the second year of available grants. The 2018 grant was approved with Resolution 94-18.

PURPOSE AND EXPLANATION: The purpose of this grant will allow for improvements/upgrade infrastructure to provide energy efficiencies.

IMPLEMENTATION SCHEDULE: Finalize grant agreement by May 31, 2019.

FINANCIAL INFORMATION: 2019 Energized Community Grant - - City Hall Expansion Fund #336 - 336-2019-56800 - -

FINANCIAL SUMMARY: Previous NOPEC Grants were accounted for in the City Hall Expansion Fund #336. To remain consistent with past awards, we will account for this grant in the same fund, provided Council adopts sufficient appropriations. The 2019 grant award = \$121,444. The appropriations for this grant are anticipated to be presented to Council on February 11, 2019. The Finance Director will only certify purchase orders pursuant to sufficient Council appropriations and the grant coordinator will be responsible for compliance with NOPEC grant guidelines.

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:**



January 18, 2019

Carl DeForest
City Manager
City of Brunswick
4095 Center Road
Brunswick OH 44212

RON MCVOY
Chairman

CHUCK KEIPER
Executive Director

BOARD OF DIRECTORS

RON MCVOY
Ashtabula County

JOHN ZEHEMBAUER
Columbiana County

GEORGINE WELO
Cuyahoga County

WILLIAM KOONS
Geauga County

JOSHUA R. SNYDER
Huron County

DANIEL TROY
Lake County

DAVID GILLOCK
Lorain County

ROBERT MCCracken
Mahoning County

PAUL BARNETT
Medina County

MICKEY MAROZZI
Portage County

AARON MONTZ
Seneca County

STEVE PATTERSON
Southeast Ohio

NICK MOLNAR
Summit County

JACK HANEY
Trumbull County

Dear City Manager DeForest:

Congratulations! Brunswick is receiving a NOPEC Energized Community (NEC) grant of \$121,444.00 for 2019. NOPEC* and NextEra value your community's membership and are awarding this grant to help your community achieve even greater savings. The NEC grants are offered to help you implement energy efficiency or energy infrastructure projects that will benefit your community for years to come.

The NEC grant program features multiple options and greater flexibility for your community to get the greatest benefit from your grant, while reducing the paperwork required. Funds can be used for community-owned facilities, for residents, for businesses, or escrowed for a future year's project. We're including examples of eligible activities, but this list is not all-inclusive.

We're excited to be able to offer the grant program again this year and we've designed it to make the whole process as streamlined as possible. All NEC grant program information and materials will be available online. There's no need for you to mail any documents with this grant program! Later this month, you'll receive an e-mail with detailed instructions on how to access this information and get started on completing the 2019 grant process.

Our staff is available to help at any point during the process. NOPEC's Loan and Grant Associate, Jessica Chiano, is managing the NEC grant program. Feel free to contact her by email at grants@nopec.org or by phone at 440-249-7072 if you have questions. Your Relationship Manager, Pat McNamara, is also available to help you with your questions. We look forward to receiving your application!!

Sincerely,

Chuck Keiper
Executive Director

cc: Todd Fischer, Finance Director

*The NEC grant program is funded and administered by NOPEC, Inc., an affiliate of the Northeast Ohio Public Energy Council (NOPEC).

NOPEC Energized Community (NEC) Grant



The **NOPEC Energized Community (NEC) Grant Program** provides grants to NOPEC member communities for energy-related projects.

Established by NOPEC Inc. and NextEra Energy, the primary goal of providing funds is to help communities implement energy savings or energy infrastructure measures.

Steps to Securing your Grant Dollars:

- 1 Approve Community Legislation ☐
- 2 Sign Grant Agreement ☐
The person authorized by the legislation must be the one to sign the grant agreement.
- 3 Create Profile ☐
Contact name entered must match position/person identified in the grant agreement.
- 4 Create Application ☐
Communities can submit multiple applications for projects and/or escrow funds.

Questions? Contact grants@nopec.org

Ideas for 2019 Grant Projects

Grants can be used for government facilities, residents, or businesses. Here are examples of projects that can be funded with your community's NEC Grant dollars:

- LED signs
- Traffic signal upgrades
- Insulation
- Energy-efficient windows
- Solar-powered LED stop signs
- Energy-efficient air conditioner
- Electrical upgrades
- Generators
- Door replacement
- LED lighting upgrades
- Service garage insulation
- Energy-efficient metal roof system
- Installation of radius ceiling fans
- Energy efficient kitchen appliances (stoves, refrigerators)



CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 17-19

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

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS TO ACCEPT THE 2019 ENERGIZED COMMUNITY GRANT FROM NOPEC IN THE AMOUNT OF \$121,444.00.

WHEREAS: NOPEC has made a grant available to all participating communities to implement energy efficiency or energy infrastructure projects through the 2019 Energized Community Grant Program.

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 execute all necessary documents to accept the 2019 Energized Community Grant from NOPEC in the amount of \$121,444.00 to implement energy efficiency or energy infrastructure projects in the City.

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: 02/25/2019

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. 18-19** - An emergency resolution authorizing the City Manager to enter into a five (5) year agreement with Browning Ferris Industries of Ohio, Inc., a subsidiary of Republic Services, Inc., for the collection and disposal of residential solid waste and recycling. - **2nd Reading** (Committee-of-the-Whole, *Administration/Paul Barnett*)

BACKGROUND: The current Residential Solid Waste contract expires on June 30, 2019. The proposed Agreement commences on July 1, 2019 and expires on June 30, 2024 with up to four (4) option years upon mutual agreement of both parties. The current contract allows for residential curbside collection of Refuse only. The Agreement provides for both residential curbside collection of Refuse and Recyclables and provides for the purchase and deployment of a cart program for Refuse and Recyclables.

PURPOSE AND EXPLANATION: This Agreement will allow for the residential curbside collection of Refuse and Recyclables starting on July 1, 2019 and expiring on June 30, 2024. The Agreement provides for four (4) years extension upon mutual agreement of both parties.

IMPLEMENTATION SCHEDULE: Adopt on January 28, 2019 as an emergency with suspension of the rules. The new service is scheduled to begin on July 1, 2019.

FINANCIAL INFORMATION: Agreement for both residential curbside collection of Refuse and Recyclables - - - 223-0710-54260 -

FINANCIAL SUMMARY: The cost shall be as shown in Alternate 1, Variable Rate and Item 5 Cart Cost for 5 years of the Agreement. The rates bid shall be fixed for each of the 5 years of the Agreement. Adjustments as bid for changes in tipping fees, Diesel fuel price changes and recycle revenue sharing shall apply. It is anticipated that the initial rate to be charged to the customer will be \$19.30 per month or \$57.90 per quarter. Note this rate is subject to change as adjustments to costs occur. All costs for this contract remain under the appropriation authority of City Council and billing rates charged to the customers must follow local law.

**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?

The current contract is over on June 30, 2019. This extension will allow for the continuation of trash collection in Brunswick.

**ADDITIONAL
INFORMATION:**

Emergency action with suspension of the rules is requested to allow for the purchase of carts and trucks to provide this new service.

Refuse/Recycle Bid Tabulations Bid Number 2018-014 Bid Opening January 8, 2019 at Noon

	Waste Hauler	Browning-Ferris Industries of Ohio (Republic Waste)		Kimble		Rumpke		Waste Management
	Acknowledgement of Addendum #1							NO BID
		Yes		Yes		Yes		
	10% Bid Deposit	10%		10%		10%		
Item 1	Residential Unit Service							
	Fixed Cost/Month/Unit for 5 Years	Bid	Annual Cost for 11,800 Units	Bid	Annual Cost for 11,800 Units	Bid	Annual Cost for 11,800 Units	
		No Bid		\$17.80	\$2,520,480.00	\$17.08	\$2,418,528.00	
	Option Years							
	1	No Bid		\$20.52	\$2,905,632.00	\$18.39	\$2,604,024.00	
	2	No Bid		\$21.55	\$3,051,480.00	\$18.85	\$2,669,160.00	
	3	No Bid		\$22.84	\$3,234,144.00	\$19.32	\$2,735,712.00	
	4	No Bid		\$24.21	\$3,428,136.00	\$19.80	\$2,803,680.00	
	Average Rate for 5 Years			\$22.28	\$3,154,848.00	\$19.09	\$2,703,144.00	
Alt 1	Variable Rate/Month/Unit for 5 Years							
	1	\$15.47	\$2,190,552.00	\$16.39	\$2,320,824.00	\$16.25	\$2,301,000.00	
	2	\$15.98	\$2,262,768.00	\$17.05	\$2,414,280.00	\$16.66	\$2,359,056.00	
	3	\$16.50	\$2,336,400.00	\$17.73	\$2,510,568.00	\$17.07	\$2,417,112.00	
	4	\$17.04	\$2,412,864.00	\$18.61	\$2,635,176.00	\$17.50	\$2,478,000.00	
	5	\$17.60	\$2,492,160.00	\$19.54	\$2,766,864.00	\$17.94	\$2,540,304.00	
	Average Rate for 5 Years	\$16.52	\$2,338,948.80	\$17.86	\$2,529,542.40	\$17.08	\$2,419,094.40	
	Option Years							
	1	\$18.22	\$2,579,952.00	\$20.52	\$2,905,632.00	\$18.39	\$2,604,024.00	
	2	\$18.85	\$2,669,160.00	\$21.55	\$3,051,480.00	\$18.85	\$2,669,160.00	
	3	\$19.51	\$2,762,616.00	\$22.84	\$3,234,144.00	\$19.32	\$2,735,712.00	
	4	\$20.20	\$2,860,320.00	\$24.21	\$3,428,136.00	\$19.80	\$2,803,680.00	
	Average Rate for 5 Years	\$19.20	\$2,718,012.00	\$22.28	\$3,154,848.00	\$19.09	\$2,703,144.00	
Item 2	Tipping Fee Change Per \$1.00 Variation							
		\$0.09	\$12,744.00	\$0.12	\$16,992.00	\$0.10	\$14,160.00	
Item 3	Diesel Fuel Price Range							
0	0.99	\$1.30	(\$184,080.00)	\$0.00	\$0.00	\$0.90	(\$127,440.00)	
1	1.24	\$0.90	(\$127,440.00)	\$0.00	\$0.00	\$0.81	(\$114,696.00)	
1.25	1.49	\$0.80	(\$113,280.00)	\$0.00	\$0.00	\$0.72	(\$101,952.00)	
1.5	1.74	\$0.70	(\$99,120.00)	\$0.00	\$0.00	\$0.63	(\$89,208.00)	
1.75	1.99	\$0.60	(\$84,960.00)	\$0.00	\$0.00	\$0.54	(\$76,464.00)	
2	2.24	\$0.50	(\$70,800.00)	\$0.00	\$0.00	\$0.45	(\$63,720.00)	
2.25	2.49	\$0.40	(\$56,640.00)	\$0.00	\$0.00	\$0.36	(\$50,976.00)	
2.5	2.74	\$0.30	(\$42,480.00)	\$0.00	\$0.00	\$0.27	(\$38,232.00)	
2.75	2.99	\$0.20	(\$28,320.00)	\$0.00	\$0.00	\$0.18	(\$25,488.00)	
3	3.24	\$0.10	(\$14,160.00)	\$0.00	\$0.00	\$0.09	(\$12,744.00)	
3.25	3.49	Base		Base		Base		
3.5	3.74	\$0.10	\$14,160.00	\$0.11	\$15,576.00	\$0.09	\$12,744.00	
3.75	3.99	\$0.20	\$28,320.00	\$0.22	\$31,152.00	\$0.18	\$25,488.00	
4	4.24	\$0.30	\$42,480.00	\$0.33	\$46,728.00	\$0.27	\$38,232.00	
4.25	4.49	\$0.40	\$56,640.00	\$0.44	\$62,304.00	\$0.36	\$50,976.00	
4.5	4.74	\$0.50	\$70,800.00	\$0.55	\$77,880.00	\$0.45	\$63,720.00	
4.75	4.99	\$0.60	\$84,960.00	\$0.66	\$93,456.00	\$0.54	\$76,464.00	
5	5.24	\$0.70	\$99,120.00	\$0.77	\$109,032.00	\$0.63	\$89,208.00	
5.25	5.49	\$0.80	\$113,280.00	\$0.88	\$124,608.00	\$0.72	\$101,952.00	
5.5	5.74	\$0.90	\$127,440.00	\$0.99	\$140,184.00	\$0.81	\$114,696.00	
5.75	5.99	\$1.00	\$141,600.00	\$1.10	\$155,760.00	\$0.90	\$127,440.00	
6	6.24	\$1.10	\$155,760.00	\$1.21	\$171,336.00	\$0.99	\$140,184.00	
6.25	6.49	\$1.20	\$169,920.00	\$1.32	\$186,912.00	\$1.08	\$152,928.00	
6.5	6.74	\$1.30	\$184,080.00	\$1.43	\$202,488.00	\$1.17	\$165,672.00	
6.75	6.99	\$1.40	\$198,240.00	\$1.54	\$218,064.00	\$1.26	\$178,416.00	

7	7.24	\$1.50	\$212,400.00	\$1.65	\$233,640.00	\$1.35	\$191,160.00	
7.25	7.49	\$1.60	\$226,560.00	\$1.76	\$249,216.00	\$1.44	\$203,904.00	
7.5	7.74	\$1.70	\$240,720.00	\$1.87	\$264,792.00	\$1.53	\$216,648.00	
7.75	7.99	\$1.80	\$254,880.00	\$1.98	\$280,368.00	\$1.62	\$229,392.00	
8	8.24	\$1.90	\$269,040.00	\$2.09	\$295,944.00	\$1.71	\$242,136.00	
8.25	8.49	\$2.00	\$283,200.00	\$2.20	\$311,520.00	\$1.80	\$254,880.00	
8.5	8.74	\$2.10	\$297,360.00	\$2.31	\$327,096.00	\$1.89	\$267,624.00	
Item 4 Recycle Revenue Sharing								
	4a Residue	\$39.70		\$45.00		\$50.00		
	4b Processing	\$91.89		\$90.00		\$80.00		
	4c % to City	100.00%		35.00%		50.00%		
Item 5	Cart Cost per Month	Bid	Annual	Bid	Annual	Bid	Annual	
	5a Toter Color	\$1.50	\$212,400.00	\$2.00	\$561,600.00	\$15,568.00	\$186,816.00	
	5b Rehrig Black	\$1.54	\$218,064.00	\$1.85	\$519,480.00	\$16,437.00	\$197,244.00	
	5c Rehrig Color	\$1.54	\$218,064.00	\$1.85	\$519,480.00	\$16,437.00	\$197,244.00	
	5d Toter Black	\$1.50	\$212,400.00	\$1.95	\$547,560.00	\$15,568.00	\$186,816.00	
Total Fixed term with NO Recycle Tip and Black Carts			No Bid		\$3,039,960.00		\$2,605,344.00	
Total Fixed Term with NO Recycle Tip and Non-Black Carts			No Bid		\$3,039,960.00		\$2,605,344.00	
Total Average Variable Rate 5 Years with No Recycle Tip and Black Carts			\$2,551,348.80		\$3,049,022.40		\$2,605,910.40	
Total Average Variable Rate 5 Years with No Recycle Tip and Non-Black Carts			\$2,551,348.80		\$3,049,022.40		\$2,605,910.40	

\$400,000 initial payment for carts will occur with first payment

1
CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 18-19

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

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A FIVE (5) YEAR AGREEMENT WITH BROWNING FERRIS INDUSTRIES OF OHIO, INC., A SUBSIDIARY OF REPUBLIC SERVICES, INC., FOR THE COLLECTION AND DISPOSAL OF RESIDENTIAL SOLID WASTE AND RECYCLING.

WHEREAS: The City of Brunswick received three (3) bids for the collection and disposal of residential solid waste and recycling, in accordance with public bidding requirements;

WHEREAS: The three (3) received public bids were opened on January 8, 2019 with Browning Ferris Industries of Ohio, Inc., a subsidiary of Republic Services, Inc. ("Browning Ferris"), determined to be the lowest and best bidder; and

WHEREAS: The current term of the agreement with Browning Ferris for residential waste collection and disposal in the City expires on June 30, 2019.

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

SECTION 1: That the City Manager, upon approval of the Law Director, is hereby authorized and directed to enter into an Agreement, as attached hereto as Exhibit "A", with Browning Ferris for the collection and disposal of residential solid waste and recycling in the City with the following awards: (a) Alternate 1 - Variable Rate/Month/Unit for 5 Years; (b) Item 2 - Tipping Fee Changes; (c) Item 3 - Diesel Fuel Adjustment; (d) Item 4 - Recycle Revenue Sharing; and (e) Item 5a - Toter Color Carts

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare, and safety and for the additional reason to ensure that refuse services continue without interruption and to further allow the purchase of necessary carts and trucks to provide recycling services. 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 SUPSPENDED: AYES ²_____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

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

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 02/25/2019

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

FROM: Carl S. DeForest, City Manager

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 21-19** - A Resolution recognizing and congratulating Brunswick Ward 3 Councilman Joseph Salzgeber on his appointment as Medina County Recorder. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Anthony Capretta*)

BACKGROUND:

**PURPOSE AND
EXPLANATION:**

**IMPLEMENTATION
SCHEDULE:**

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

**RECOMMENDED
ACTION:**

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

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

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 21-19

BY: Committee-of-the-Whole

A RESOLUTION RECOGNIZING AND CONGRATULATING BRUNSWICK
WARD 3 COUNCILMAN JOSEPH SALZGEBER ON HIS APPOINTMENT AS
MEDINA COUNTY RECORDER.

WHEREAS: Mr. Salzgeber was appointed by the Medina County Republican Party Central Committee in a public meeting held on January 12, 2019 to fill the vacant position of Medina County Recorder;

WHEREAS: Mr. Salzgeber was sworn-in by Judge Christopher Collier on the morning of January 14, 2019 as the Medina County Recorder and assumed the duties of Medina County Recorder on that date;

WHEREAS: Mr. Salzgeber has faithfully served the City of Brunswick and Ward 3 as a member of City Council for over three years from January 1, 2016 until his voluntary resignation on February 11, 2019; and

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

SECTION 1: That this Council does hereby recognize and congratulate Brunswick Ward 3 Councilman Joseph Salzgeber on his appointment as Medina County Recorder.

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