



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	Andrea Rodriguez Ward 3	Joseph Delsanter At-Large	Anthony Capretta Ward 4
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Administration Representatives

MARCH 25, 2019
7:30 PM
IN COUNCIL CHAMBERS

1. Prayer and Pledge of Allegiance
2. Roll Call of Members
3. Correspondence
4. Approval Council Meeting Minutes.
 - (a) Public Hearing Minutes dated February 11, 2019;
 - (b) Regular Council Meeting Minutes dated March 11, 2019;
5. Mayor's Report:
 - (a) Proclamation presentation to Eagle Scout Blake Steven McClain;
 - (b) Proclamation to honor Matt Payne the Firefighter of the Year 2018;
 - (c) Proclamation to honor Kurtis Ziebold for his lifesaving efforts;
 - (d) Proclamation to recognize Brunswick Students Logan Heil, Jordyn Thomas, and Felicia Pasadyn;
 - (e) Mayor's Update
6. Clerk of Council's Report
7. Council Committee Reports:

Economic Development.....Mr.Hanek

Services, Utilities, Technology & Cable.....Mrs. Rodriguez

Finance Committee.....Mrs. Hanek

Finance Committee Meeting Minutes dated March 11, 2019

Safety & Environment.....Mr.Ousley

Safety Committee Meeting Minutes dated March 11, 2019

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

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 February 25, 2019, March 4, 2019, and March 11, 2019

9. Petitions from the Public on Legislation

10. Reading of Legislation and Action on Legislation:

a. 3rd Reading(s)

RES. NO. 21-19 - A Resolution recognizing and congratulating Brunswick Ward 3 Councilman Joseph Salzgeber on his appointment as Medina County Recorder. - **3rd Reading** (Committee-of-the-Whole, *Administration/Michael Abella Jr.*)

b. 2nd Reading(s)

c. 1st Reading(s)

ORD. NO. 23-19 - An emergency ordinance adopting the recommendation of the Brunswick Community Reinvestment Area Housing Council to continue all active agreements in 2019 and accepting the 2018 CRA Status Report.- **1st Reading** (To be brought from Economic Development Committee, *Administration/Grant Aungst*)

RES. NO. 24-19 - An emergency resolution authorizing the City Manager to purchase digital radios for the, Division of Police and Division of Fire from Vasu Communications, Inc. in an amount not to exceed \$280,000.00. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin and Josh Erskine*)

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

PUBLIC HEARING

MONDAY, FEBRUARY 11, 2019

Prayer and Pledge of Allegiance: The Public Hearing of Brunswick City Council was called to order by Vice Mayor Mike Abella Jr. at 5:30 p.m. at the Municipal Complex.

Roll Call of Members showed the following Council Members present: Anthony Capretta, Brian Ousley, Joseph Delsanter, Joseph Salzgeber, Michael Abella Jr., Nicholas Hanek, and Patricia Hanek.

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

Purpose - To determine whether Ward 3 Council Member/President of Council Pro Tem Joseph Salzgeber no longer has the Charter qualifications required to remain a Member of City Council as a result of his appointment on January 14, 2019 to the elective public office of Medina County Recorder.:

Before beginning, Councilman Michael Abella Jr. explained that he wanted to set the agenda on a time meeting format.

Michael Abella Jr. moved to approve the following timeline for the Public Hearing Agenda, seconded by Nicholas Hanek. Roll Call - Ayes - 5, Anthony Capretta, Brian Ousley, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 1, Joseph Delsanter. Motion Carried.

- Give opening statements to the Brunswick Law Department for 15 minutes on their opinion of the Brunswick City Charter interpretation on the qualifications.
- Give Councilman Salzgeber up to 45 minutes to present his interpretation of the Brunswick City Charter.
- Present a motion to determine if Ward 3 Council Member/President of Council Pro Tem Joseph Salzgeber should be allowed to remain a member of City Council as a result of his appointment on January 14, 2019, to the elective public office of Medina County Recorder.
- Each Councilman is allowed 5 minutes to comment.
- Move the Open Forum agenda item from the Public Hearing Agenda to the Regular Council Meeting Agenda because of time purposes.

Councilman Joseph Salzgeber called for a point of order. Mr. Salzgeber preferred that after the opening statement from the law director, he would like the council members to state their positions before he presents his agreement.

Councilman Joseph Salzgeber moved to permit himself to speak last after the Councilmembers have stated their positions following the statement by the law department, Roll Call - Ayes - 2, Joseph Delsanter, Anthony Capretta. Nays - 4, Brian Ousley, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Motion Failed.

Councilman Michael Abella Jr. explained the motion.

Councilman Nicholas Hanek did not understand Mr. Salzgeber's request. Mr. Hanek wanted to know if Mr. Salzgeber is asking the city council to present their position prior to his argument which would mean the city council is not listening to both sides.

Mr. Salzgeber explained his motion. Mr. Salzgeber advised that he wanted to highlight what he submitted to the city council and the law department in writing. He would like to hear from the members of the Council before he presents his argument.

Councilwoman Patricia Hanek wanted to know the law director's opinion on Mr. Salzgeber's proposed motion. Mrs. Hanek wanted to know if Mr. Salzgeber is asking for the members of the council opinions on whether or not he qualifies for the position before he provides his statement. Mrs. Hanek wanted more clarification on Mr. Salzgeber's proposed motion from the law director.

Mr. Hanek also wanted more clarification on Mr. Salzgeber's motion from the law director because he is nervous about the city council not giving a full and fair hearing. Mr. Hanek disagrees with Mr. Salzgeber's proposed motion.

Law Director Ken Fisher remarked that the individual council members that vote on a proposed motion are not obligated by law to give an opinion as to why they are voting Aye or Nay.

The Public Hearing proceeded to opening statements.

Law Director Ken Fisher's Opening Statement

Law Director Ken Fisher remarked that he is going to provide a couple of preliminary remarks, make a presentation, and then give Mr. Salzgeber an opportunity to present his statement. Mr. Fisher provided a memorandum to the members of the council and the clerk of council, dated January 31, 2019, advising the law department's investigation and an outside opinion.

Squire Patton Boggs has determined that the position of Medina County Recorder public position is incompatible with the position of elected Ward Council member. Mr. Fisher submitted a memorandum from Squire Patton Boggs advising that there's a conflict with the Charter. The conflict results in forfeiture of office. Mr. Fisher remarked that as a result of the conflict a public hearing was requested for Monday, February 11, 2019; at 5:30 p.m.

Mr. Fisher requested Mrs. Gallam to confirm that she posted the public hearing notice in the local newspaper. Mr. Fisher noted that the Public Hearing meeting was to determine whether Ward 3 Council Member/President of Council Pro Tem Joseph Salzgeber no longer has the Charter qualifications required to remain a member of City Council as a result of his appointment on January 14, 2019, to the elected public office of Medina County Recorder.

Mrs. Gallam confirmed that the notice was sent to the public and the City Council on Friday, February 1, 2019, and published in the Medina County Gazette on Monday, February 4, 2019.

Mr. Fisher explained that pursuant to the Brunswick Charter 3.07 - a notice of a public hearing was published in the Gazette for a period of at least one week (seven days). Mr. Fisher asked Mrs. Gallam to confirm that the Gazette sent an affidavit to the council office.

Clerk of Council Fijabi Julien-Gallam advised that was correct.

Mr. Fisher remarked that City of Brunswick Charter Section 3.06(B)(1), provided that a council member shall forfeit his or her office if he or she lacks any qualifications prescribed by the Charter or by law. He advised that the Ohio Revised Code (ORC) Section 731.02 prohibits a member of legislative authority from holding any other public office, except that of a notary public or member of the state militia. He remarked that it's the position of the law department and outside council Squire Patton Boggs that ORC 731.02 is incorporated by reference or by law, and as a result the acceptance of appointment by Councilman Salzgeber on January 14, 2019, to the elected position Medina County Recorder excludes him from continuing to serve as the Ward 3 Council member.

Mr. Fisher explained that he did issue a preliminary opinion. He received communication and legal authority from Councilman Salzgeber as to home rule issues. The outside opinion came from John Larson at Squire Patton Boggs, a law firm, which has been providing advice for about 35 years to the City of Brunswick.

(Clerk note: The January 31, 2019 correspondence from the law department to the City Council, the memorandum from Squire Patton Boggs referencing the State law is attached to the public hearing minutes)

Mr. Fisher reiterated the position of the law department and the Squire Patton Boggs' legal opinion regarding Councilman Salzgeber holding a second elected office.

Mr. Fisher remarked that there's an update included in the submission from February 11, 2019. He explained that over the weekend Councilman Salzgeber submitted additional support and a one page letter from the former law director to support his position. Mr. Fisher stated that Squire Patton Boggs did consider everything that was submitted. He explained that the opinion from Squire Patton Boggs is the same. Mr. Fisher quoted Squire Patton Boggs' opinion, "The use of the phrase or by law in reference to forfeiture of office due to a lack of qualifications per Brunswick Charter 3.06(B)(1). The Charter was first adopted in 1974 as it reads today. ORC

731.02 specifically prohibits a member of a legislative body from holding another public office/elected office.

Mr. Fisher submitted resumes of two attorneys to the City Council. The attorneys authored the Squire Patton Boggs memorandums dated January 31, 2019, and February 11, 2019.

Mr. Fisher expressed that John Larson from Squire Patton Boggs is a credible attorney, Squire Patton Boggs is one of the outstanding law firms in the state, and both have been providing legal assistance to municipalities for over 35 years.

Mr. Fisher advised that he is including the outside opinions because as a law director an answer must be given to questions, and the answer is not based on personalities or partisanship. The opinions and answers are based on legal research, and coming up with right answer. Mr. Fisher reiterated the law department's opinion.

Mr. Fisher remarked that there are a total of 34 references to the Ohio law in the Charter. He remarked that the Charter does have something to do with the Ohio law. He remarked that the City of Brunswick is a political subdivision in the State of Ohio; the City does have a Charter and home rule authority.

Mr. Fisher reiterated the interpretation for Charter Section 3.06 and 3.07. He noted that his interpretation is focused on ORC 731.02, relating to a public official holding two elective positions. Mr. Fisher concluded that the Medina County Recorder position is an elected public office, not public employment. ORC Section 731.02 contains no prohibition on holding other public employment.

Ward 3 Councilman Joseph Salzgeber's Opening Statement

Mr. Salzgeber expressed that he ran for City Council in 2015 to fix the city's roads. He remarked that it has been an honor to serve the residents of Brunswick Ward 3. He mentioned that he worked hard to get road projects moving, like completing Hancock Road, most of Grafton Road, half of Skyview Drive, Magnolia Drive, Beverly Hills Drive and assisting with the North Carpenter Road project.

Mr. Salzgeber remarked that on January 12, 2019, he was appointed by the Medina County Republican Party Central Community to serve as the Medina County Recorder. He noted that when he sought that appointment, he did legal research and reviewed the Charter. He remarked that the Charter contains no expressed prohibition against serving in the position of County Recorder and as a Brunswick City Councilman. He explained that in Section 3.05 of the Charter provides that, "No Council member shall hold any other City office or City employment or an appointment on any City Board or Commission except employment by the Board of Education. Mr. Salzgeber explained that Section 3.05 of the Charter is the only prohibition that affects City Council Members. He noted that this section doesn't say County Officials.

Mr. Salzgeber remarked that there are other municipalities in Ohio – Bay village, Richmond Heights and Maple Heights – that incorporate the language of 731.02 or 705.12 of the ORC. The Brunswick Charter does not reflect those statutes.

Mr. Salzgeber explained that he found a case in the Ohio State Supreme Court that indicated that the Charter controls over a conflicting state statute because, in the year of 1912, the state had the home rule amendments. The home rule amendment gave municipalities the option to adopt a charter, the power over local self-government. The charter controls matters of local self-government, such as qualifications for city council members, and prohibitions against serving other specific offices.

Mr. Salzgeber believed that the doctrine of charter supremacy means that the charter controls over those state statutes that are inconsistent. Mr. Salzgeber argument was that Section 3.05 of the Brunswick Charter is inconsistent with those two statutes. He remarked that the first statute that was cited by the law director did not apply. The second statute is section 731.02 which is being relied upon by John Larson and the law firm of Squire Patton Boggs. He explained that neither of the languages of those two statutes appears anywhere in the Brunswick Charter.

Mr. Salzgeber noted that in late December of 2018 or early January of 2019, he was made aware of rumors that either he or Mayor Ron Falconi might also be seeking the position of Medina County Recorder.

Mr. Salzgeber noted that Councilwoman Patricia Hanek requested an opinion of the law director about whether a council member could simultaneously hold the office of Medina County Recorder. He believed that Brunswick City Council is nonpartisan; however, they are all registered as Republicans or Democrats.

Mr. Salzgeber noted that Mrs. Hanek served as Vice Chairman of the Medina County Democratic Party. Mrs. Hanek also previously ran for Medina County Recorder in 2004 unsuccessfully against Nancy Abbott. Mr. Salzgeber reiterated that Mrs. Hanek requested Mr. Fisher to provide his opinion on January 8, 2019, regarding this issue. In response to that request, Mr. Fisher issued an opinion, which cites a statute that does not apply. Mr. Salzgeber expressed that he was not confident in the decision issued by the law director that cites a law that doesn't apply to the city of Brunswick.

Mr. Salzgeber reiterated that he moved forward with his appointment on January 12, 2019, by the Medina County Republican Party's central committee after receiving the decision from the City of Brunswick law director. He prepared a memorandum in response to the opinion presented by the law director on January 8, 2019. Mr. Salzgeber explained that Mr. Fisher indicated after he received that opinion he reassessed his position.

Mr. Salzgeber noted that Mr. Fisher sent an email on Monday, January 14, 2019, to the City Council, indicating that there is no conflict between the two positions. The Medina County

Recorder position doesn't participate in policy making, not involved in taxation and not a civil service position. This opinion came from the 2011 Attorney General Mike DeWine.

Mr. Salzgeber reiterated that he was sworn in by Judge Christopher J. Collier on January 14, 2019. He noted that he did not receive congratulation that evening when he attended the Committee of the Whole Meeting on January 14, 2019. He remarked that on January 14, 2019, Committee-of-the-Whole Meeting, Councilwoman Patricia Hanek explained that he couldn't serve on council anymore because of the Medina County Recorder appointment. He noted that Mrs. Hanek congratulated him on his appointment after she commented about the appointment. In result, Mr. Salzgeber believed that this issue is a partisan issue.

He expressed that this is a partisan issue because he is a Republican.

Mr. Salzgeber remarked that he was told that the reliance was in a 1909 Attorney General's Opinion which doesn't apply. He mentioned that a submission from the Ohio Ethics Commission indicated the prohibition of serving in both positions. Mr. Salzgeber remarked that he provided counsel and ten exhibits to the City Council. Mr. Salzgeber asked the Clerk of Council Fijabi Julien-Gallam to include the exhibits as part of the record.

Mr. Salzgeber remarked that the Ethics Commission information sheet outlined how to handle a person serving in multiple public positions. He explained that according to the Ethics Commission information sheet there's not a problem with him serving ethically in both positions.

Mr. Salzgeber expressed that both of the objections raised by Mrs. Hanek were not accurate. He reiterated that Mr. Fisher referred this matter to outside counsel John Larson. He explained that the reason for outside counsel is because the Charter was not clear. Mr. Salzgeber remarked that typically what happens when a charter is not clear, a person doesn't read things into a charter that aren't there. A person should look at the charter language and the express language of the charter.

Mr. Salzgeber remarked that ORC 705.12 which indicated that you can't be a member of the legislative authority, and serve in another public office or public employment. He believed that this doesn't make sense because the City of Brunswick had multiple members of City Council who've had public employment. For example, Ward 4 Councilman Anthony Capretta, Former Councilman Alex Johnson, former Councilman Pat McNamara who was at the Medina County Engineer's Office, and former Councilman Tom Miller who was a sheriff's deputy for his entire period on City Council.

Mr. Salzgeber noted that he has learned through this process that the statute doesn't apply to all the charter cities. He questioned the statutes.

Mr. Salzgeber believed that his position does not because Section 3.05 of the Charter already sets forth all the prohibitions. Those prohibitions are an elected official can't be a city employee of Brunswick and hold another city office. For instance, an elected official can't be a mayor and a

member of the council at the same time. Also, an elected official can't serve on a board or commission while serving on Council. Mr. Salzgeber advised that is the clear language of the Charter. Mr. Salzgeber does not agree with the decision from Squares Patton Boggs.

Mr. Salzgeber explained that Squares Patton Boggs is focused on Section 3.06 for the Charter (Forfeiture of Office Provision). He remarked that the Charter distinguishes between positive qualifications and negative prohibitions. The positive qualifications are set forth in Section 3.01 of the Charter, and those qualifications state that only qualified electors as defined by the Ohio Revised Code of the City of Brunswick shall be eligible to hold office.

Mr. Salzgeber noted that the only qualifications to serve on Brunswick City Council are you must be a qualified elector, you must be a resident of the city and the ward, and that residency must be at least two years. He explained that interpretation of the lack of qualifications under the Charter or by law, and forfeiture of office. He advised that ORC 3503.01 indicated to be a qualified elector, you must be a United States citizen, age 18 years old or older, must reside within the county and precinct in which you're going to vote, and must have registered at least 30 days before the election. Mr. Salzgeber remarked that there's another provision to the Ohio Revised Code. This provision is ORC 2961.01 which stated that convicted felons are not electors. He remarked that those are the provisions which define a qualified elector.

Mr. Salzgeber expressed that his argument is that the Charter should be read narrowly and the phrase "*or by law*" should be read narrowly to include only those sections of the Ohio Revised Code that define the qualifications in the Charter more fully.

Mr. Salzgeber explained that the qualifications are only those which are provided in the Charter or by a law, defining a qualified elector. He remarked that John Larson's opinion urged a broader interpretation of the phrase. He explained that Mr. Larson advised that any applicable federal administrative or state law is incorporated into the Charter. He remarked that Section 3.06(B)(1) and 3.01 of the Charter, if read together, doesn't make sense.

Mr. Salzgeber cited a fair amount of law from the Ohio Supreme Court cases and the 9th district court of appeals cases in his original legal memorandum. He noted that the Ohio Supreme Court case law allows municipalities to impose qualifications upon those seeking to hold public office as long as those qualifications are clear.

Mr. Salzgeber believed that Mr. Larson's effort to broadly interpret the unclear language or by law is misguided, and they're reading far too much into the Charter. He remarked that there is no case law to support Mr. Larson's very broad interpretation of that language or by law. Mr. Salzgeber noted that Mr. Larson's opinion from Squire Patton Boggs used a case in the City of Sylvania, which is called *State ex rel. Billis V Summers* from 1992. Mr. Salzgeber remarked that Mr. Larson cited this case for the proposition that if the courts agree with him and read this language narrowly as opposed to broadly, then he would win in court.

Mr. Salzgeber noted that all of the opinions are from lawyers. He expressed that the problem is that there's nothing clear that have been issued by a court with respect to this issue other than the Ohio Supreme Court case he presented regarding statute ORC 731.02. He noted that if he took this matter to court, it would take quite a while.

Mr. Salzgeber expressed that he knows he would win if he took this matter to court. This would require him to sue the Brunswick City Council and the Medina County Common Pleas Court, and filing a writ of quo warranto against anyone who was appointed to replace him. He explained that the partisan balance on Council is against him and this is all about politics, not law.

Mr. Salzgeber remarked that in order to avoid dragging this all out and fight a losing battle, he is going to tender his resignation. Mr. Salzgeber expressed that he appreciated the opportunity to serve the residents of Ward 3, and it's been an honor and privilege to do so. Mr. Salzgeber noted that he moved on to another position as Medina County Recorder, and he wishes everyone the best.

Comments from Council Members

Councilman Michael Abella Jr. asked if there were any comments from any of the council members.

Law Director Ken Fisher thanked Councilman Salzgeber for his statement. He agreed that it would save the City a significant expense and notoriety. He respectfully pointed out that in his January 9, 2019, initial correspondence it was based on hypotheticals. He noted that he did cite ORC 705.12 for the position of holding a second public office. He explained that 705.12 references public office or employment. He noted that it doesn't apply, but it's the same language. He remarked that it's not ORC 713.02, its ORC 731.02 that does reference public office.

Mr. Fisher publicly thanked Mr. Salzgeber for recognizing the difficulties in this process. He stated publicly in terms of the integrity of the administration and the law department, there's nothing partisan in the decision of the letter of January 9, 2019, and the opinion of January 30, 2019, either from himself, or John Larson and Heather Vlasuk from Squire Patton Boggs.

Mr. Fisher expressed that things are not always easy and the opinions that were issued with the best opinions based on the highest degree of professionalism. He continued to say It has nothing to do with what anyone's party affiliation and the administration takes pride in keeping politics out of the day to day operations of the City.

Councilman Anthony Capretta expressed that he didn't want to see this go to court either, but he really would have liked to have seen it go to the voters of Ward 3 because they should have a say so on it.

Councilman Joseph Delsanter remarked that this is not his first time witnessing this type of issue. He expressed that each time it's been challenging. He noted that he did not wish to be a participant in robbing the voters, the electorates, who have created the opportunity for Mr. Salzgeber to hold the office of Ward 3 Councilman. He expressed that it's too easy for six people to undo what hundreds of people voted to do. Mr. Delsanter expressed that he had several trepidations about the public hearing.

Mr. Delsanter noted that when the charter review is to come again, there might be some consideration to drilling into the language in the Charter. He pointed out the reasons for the law. He believed that there might be an issue with the way the language is set up. Mr. Delsanter congratulated Mr. Salzgeber for making a bold decision for the best of the City, and the people of Brunswick.

Councilman Michael Abella Jr. congratulated Mr. Salzgeber for being appointed to the Medina County Recorder position. He expressed that he thinks Mr. Salzgeber would do a great job representing the county of Medina and the city of Brunswick. Mr. Abella explained that this public hearing wasn't personal; it was about the interpretation of the law and how we're going to make that decision. He expressed his appreciation for working with Mr. Salzgeber and thanked Mr. Salzgeber for his service.

Councilwoman Patricia Hanek remarked that on January 14, 2019, Mr. Salzgeber sat down next to her and she looked at Mr. Salzgeber to say congratulations. Mrs. Hanek remarked that after she congratulated Mr. Salzgeber, she said, "Why are you here?" She expressed that Mr. Salzgeber did not correctly explain what happened on January 14, 2019. Mrs. Hanek advised everybody that what happened on January 14, 2019, is in the Committee of the Whole minutes. Mrs. Hanek congratulated Mr. Salzgeber again and wished him good luck. She advised Mr. Salzgeber to be proud that he is the Medina County Recorder, and she is happy for him.

Councilman Nicholas Hanek thanked Mr. Salzgeber for his service with the city of Brunswick and for doing the right thing for Brunswick. Mr. Hanek expressed that there was no sense in the City having to go through litigation over something like this. Mr. Hanek wished Mr. Salzgeber good luck as Medina County Recorder.

Councilman Brian Ousley wished Mr. Salzgeber good luck.

Nicholas Hanek moved to accept Councilman Joseph Salzgeber's resignation as Ward 3 Council member. Roll Call - Ayes - 6, Anthony Capretta, Brian Ousley, Michael Abella Jr., Joseph Delsanter, Nicholas Hanek, Patricia Hanek. Motion Carried.

Mr. Salzgeber expressed that it has been a privilege to represent the citizens of Ward 3 for over three years. He noted that his focus has always been to fix the roads. He remarked that the City is off to a good start on fixing the roads. He noted that the residents are going to see a lot of work on North Carpenter Road starting this year. He noted that the City is trying to start on the other

half of Skyview Drive within a year. He hoped that the City could start moving down Magnolia Drive, Beverly Hills Drive and Judita Drive, and other roads that are not doing well after many years of neglect and the weather. He thanked everyone for their support and congratulation.

Adjournment:

There being no further business, Mr. Hanek moved to adjourn at 6:23 p.m. Vote- 7 Ayes, 0 Nays

Respectfully submitted,

Fijabi Julien-Gallam, CMC

Clerk of Council

Vice Mayor Michael Abella Jr.

Adopted

CITY OF BRUNSWICK, OHIO

MINUTES OF COUNCIL

MONDAY, MARCH 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: Andrea Rodriguez, 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.

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

Correspondence: There was none.

Approval of Council Meeting Minutes:

Michael Abella Jr. moved to approve the Regular Council Meeting Minutes dated February 25, 2019, as written, seconded by Patricia Hanek. Roll Call - Ayes - 6, Andrea Rodriguez, 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 February 2019 will be posted on the website and added to the minutes for the record.

Motion to approve the Mayor's recommendation to reappoint Jim Mussey to fulfill a 3-year term on the Board of Zoning Appeals expiring March 14, 2022:

Nicholas Hanek moved to approve the Mayor's recommendation to reappoint Jim Mussey to fulfill a 3-year term on the Board of Zoning Appeals expiring March 14, 2022, seconded by Joseph Delsanter. Roll Call - Ayes - 6, Andrea Rodriguez, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Motion to approve the Mayor's recommendation to reappoint Stanley Socha to fulfill a 3-year term on the Board of Zoning Appeals expiring March 14, 2022:

Patricia Hanek moved to approve the Mayor's recommendation to reappoint Stanley Socha to

fulfill a 3-year term on the Board of Zoning Appeals expiring March 14, 2022, seconded by Nicholas Hanek. Roll Call - Ayes - 6, Andrea Rodriguez, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Motion to approve the Mayor's recommendation to appoint Lisa Jackson-Clements to fulfill a 2-year term on the Juvenile Diversion Board expiring February 11, 2021:

Joseph Delsanter moved to approve the Mayor's recommendation to appoint Lisa Jackson-Clements to fulfill a 2-year term on the Juvenile Diversion Board expiring February 11, 2021, seconded by Nicholas Hanek. Roll Call - Ayes - 6, Andrea Rodriguez, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Clerk of Council's Report:

Clerk of Council Fijabi Julien-Gallam announced that on Monday, March 4, 2019, the City Council appointed Councilwoman Andrea Rodriguez to the Ward 3 council seat in an open meeting. Mrs. Gallam congratulated Mrs. Rodriguez.

Council Committee Reports:

Economic Development.....Mr. Hanek:

Nicholas Hanek moved to approve the Economic Development Committee formal report dated February 19, 2019, as written, seconded by Patricia Hanek. Roll Call - Ayes - 6, Andrea Rodriguez, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Services, Utilities, Technology & Cable.....Mrs. Rodriguez:

Nicholas Hanek moved to approve Services, Utilities, Technology & Cable Committee formal report dated February 11, 2019, as written, seconded by Andrea Rodriguez. Roll Call - Ayes - 6, Andrea Rodriguez, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Finance Committee.....Mrs. Hanek:

Patricia Hanek moved to approve the Finance Committee formal report dated February 4, 2019, as written, seconded by Joseph Delsanter. Roll Call - Ayes - 6, Andrea Rodriguez, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

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

Mr. Ousley had no formal reports this evening.

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

Joseph Delsanter moved to approve the Planning and Zoning Committee formal reports dated January 17, 2019, and February 21, 2019, as written, seconded by Nicholas Hanek. Roll Call - Ayes - 6, Andrea Rodriguez, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

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

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

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

Joseph Delsanter moved to approve the Building & Building Code Committee formal report dated February 11, 2019, as written, seconded by Nicholas Hanek. Roll Call - Ayes - 6, Andrea Rodriguez, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Other Boards and Commissions:

Michael Abella Jr. moved to approve the Committee of the Whole meeting minutes dated February 11, 2019, as written, seconded by Nicholas Hanek. Roll Call - Ayes - 6, Andrea Rodriguez, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Petitions from the Public on Legislation: There was none.

Reading of Legislation and Action on Legislation:

3rd Reading(s)

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. - **3rd Reading** (Services, Utilities, Technology & Cable Committee, Administration/Paul Barnett):

Michael Abella Jr. moved to adopt Resolution Number 17-19, seconded by Nicholas Hanek. Roll Call - Ayes - 5, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Service Director Paul Barnett remarked that this is year two of the Northeast Ohio Public Energy Council (NOPEC) grant. The first year the City used the NOPEC grant for some upgrades to the HVA system. This legislation would allow the city to accept the NOPEC grant in the amount of \$121,444 to continue energy efficiency upgrades.

2nd Reading(s)

RES. NO. 21-19 - A Resolution recognizing and congratulating Brunswick Ward 3 Councilman Joseph Salzgeber on his appointment as Medina County Recorder. - **2nd Reading** (Committee-of-the-Whole, *Administration/Michael Abella Jr.*):

RES. NO. 21-19 - Michael Abella Jr. moved this resolution to third reading.

1st Reading(s)

ORD. NO. 22-19 - An emergency Ordinance amending Ordinance NO. 155-00 and amending transaction fees for electronic payment options and/or a new credit card machine in the Finance Department. - **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 - 6, Andrea Rodriguez, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

Finance Director Todd Fischer remarked that the purpose of this ordinance is for the City to offer a new e-file and e-payment option for the City Income Tax. The transaction fees for an e-check payment would be absorbed and paid for by the city. The transaction fee for a credit card would be passed on to the customers in the form of a non-refundable service fee. This service should open a door for the finance department to offer more convenient and consistent payment options for other areas in the future. He explained that if this ordinance is approved, he planned to have this service available on the City's website on Tuesday, March 12, 2019.

Patricia Hanek moved to adopt Ordinance Number 22-19, seconded by Brian Ousley. Roll Call - Ayes - 6, Andrea Rodriguez, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.

City Manager's Report:

City Manager Carl DeForest

- Welcomed and congratulated Councilwoman Andrea Rodriguez on her selection as Ward 3 Council.
- Reminded everyone that the residents still have an option to register for CodeRED on the City's website to receive weather updates and emergency situations.
- Reminded the residents that the "No Solicitors" signs are available at City Hall for all residents.
- Reminded everyone that this is the time of year that people will start receiving the Internal Revenue Service (IRS) scams. He advised everyone to not give anyone your confidential information by phone or by e-mail. He remarked that the IRS doesn't

contact by phone or by email.

Administrative Departments:

Finance Director Todd Fischer

- Congratulated Councilwoman Andrea Rodriguez on her appointment.
- Remarked that the Assistant Finance Director Lynnette Ozanich and he presented at the 2019 Local Government Officials Conference in Columbus on Friday, March 8, 2019. The presentation was about the city of Brunswick financial story.

Police Chief Brian Ohlin

- Announced that the Brunswick Police Citizen Academy is scheduled from Wednesday, April 17, 2019, to Wednesday, June 5, 2019, on Wednesday evenings from 6:00 p.m. to 8:00 p.m. Applications are available on Brunswick Police website. Chief Ohlin encouraged everyone that wants to learn more about the Division of Police to sign-up.
- Reminded everyone to celebrate St. Patrick's Day responsibly.

Service Director Paul Barnett

- Expressed that the service department hasn't put down salt in 36 hours.
- Remarked that the North Carpenter Road Project should be starting soon. The big impact on traffic from this project will start around April 1, 2019, at the Grafton Road and North Carpenter Road intersection. Mr. Barnett explained that anyone could visit the City's website to access the Ohio Department of Transportation (ODOT) link to get updates on the North Carpenter Road construction project.

Open Forum: There was none.

Unfinished Business: There was none.

New Business:

Councilman Brian Ousley thanked Mayor Ron Falconi for giving him the opportunity to participate in the Rolling Thunder, Inc. Ohio Chapter 8 18th Annual Chili Cook-Off in Medina. He noted that he lost by two votes and Mayor Dennis Hanwell from the city for Medina won first place.

Mayor Ron Falconi congratulated Councilwoman Andrea Rodriguez on her appointment and welcomed her to City Council. He wished her good luck.

Adjournment:

Michael Abella Jr. moved to adjourn, seconded by Patricia Hanek. Roll Call - Ayes - 6, Andrea Rodriguez, Brian Ousley, Joseph Delsanter, Michael Abella Jr., Nicholas Hanek, Patricia Hanek. Nays - 0. Motion Carried.*9+

There being no further business, the meeting adjourned at 7:47 p.m.

Respectfully submitted,

Fijabi Julien-Gallam, CMC

Clerk of Council

Mayor Ron Falconi

Adopted

FINANCE COMMITTEE MEETING

March 11, 2019

IN ATTENDANCE: Chairwoman Patricia Hanek, Committee Member Joseph Delsanter, Committee Member Brian Ousley, Nicholas Hanek, Michael Abella Jr., Andrea Rodriguez, City Manager/Safety Director Carl DeForest, Finance Director Todd Fischer, Service Director Paul Barnett, Law Director Kenneth Fisher, Engineer Matt Jones, Police Chief Brian Ohlin, Fire Chief Joshua Erskine, Council Clerk Fijabi Julien-Gallam, News Media.

The meeting convened at 6:25 p.m.

REVIEW LEGISLATION:

ORD. NO. 22-19 – An emergency ordinance amending Ordinance No. 155-00 and amending transaction fees for electronic payment options and/or new credit card machine in Finance Department

Mr. Fischer advised the administration is looking to amend transaction fees and offer an e-file e-payment option for residents. What is being proposed is an e check option to the residents to pay their taxes which will be free to the residents; the City will be charged eighty five cents per transaction and will absorb those fees. However he noted for those residents e-filing and paying by credit card because those fees being more expensive and the City cannot absorb those fees, there is a \$10.00 convenience fee per credit card transaction.

Passing this legislation tonight by emergency with suspension of the rules would allow for electronic filing and e check options for the residents during the 2019 tax season.

Mr. Delsanter moved this ordinance to tonight's Council Agenda of March 11, 2019 as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mrs. Hanek advised there will not be a Finance Committee meeting next week.

Mr. Fischer advised the month end reports for February are complete; he also advised he is working on a credit card policy per HB 312 which will be brought to the Finance Committee.

ADJOURNMENT:

Being no further business, Mr. Ousley moved to adjourn at 6:32 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,



Patricia Hanek
Chairwoman

SAFETY & ENVIRONMENT COMMITTEE MEETING

March 11, 2019

IN ATTENDANCE: Chairman Brian Ousley, Committee Member Michael Abella Jr., Committee Member Andrea Rodriguez, Patricia Hanek, Joseph Delsanter, Nicholas Hanek, City Manager/Safety Director Carl DeForest, Finance Director Todd Fischer, Service Director Paul Barnett, Law Director Kenneth Fisher, Engineer Matt Jones, Police Chief Brian Ohlin, Fire Chief Joshua Erskine, Council Clerk Fijabi Julien-Gallam, News Media.

The meeting convened at 6:32 p.m.

Mr. Ousley welcomed Councilwoman Rodriguez.

RADIOS FOR SAFETY SERVICES:

Chief Ohlin advised this purchase will be an upgrade to the public safety radio systems for police and fire divisions. This purchase will move the divisions forward from the current analog radio system to the digital radio spectrum.

The purchase is for mobile and portable radios for the division of police and fire, and the 911 dispatch center. Chief Ohlin also advised they are working in cooperation with Brunswick Hills who contracts with the City of Brunswick for dispatch services.

Chief Ohlin indicated legislation will be presented as emergency with suspension of the rules at the March 25 Council meeting. The reason for emergency legislation is to take advantage of the current rebate pricing that will expire the end of March.

It was clarified that Brunswick Hills Township will be purchasing their own equipment for their safety divisions.

The new system will be compatible with surrounding public safety partners. Chief Ohlin advised the approximate purchase price at \$280,000 dollars, and noted it is under the state purchasing contract.

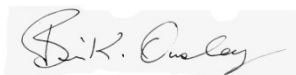
GENERAL DISCUSSION:

There was none.

ADJOURNMENT:

Being no further business, Mr. Abella moved to adjourn at 6:40 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,



Brian Ousley
Chairman

COMMITTEE OF THE WHOLE MEETING

February 25, 2019

IN ATTENDANCE: Vice Mayor Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Nicholas Hanek, Brian Ousley, Patricia Hanek, City Manager/Safety Director Carl DeForest, Law Director Kenneth Fisher, Council Clerk Fijabi Julien-Gallam, Trash Hauler Representatives, News Media.

The meeting convened at 6:38 p.m.

REVIEW LEGISLATION:

RES. NO. 21-19 – A resolution recognizing and congratulating Brunswick Ward 3 Councilman Joseph Salzgeber on his appointment as Medina County Recorder

Mr. Abella commented this resolution recognizes and congratulates former Councilman Joseph Salzgeber on his recent appointment, and he wished him well.

Mr. Capretta moved this resolution to tonight's Council Agenda of February 25, 2019 for three readings. Vote – 5 Ayes, 0 Nays, 1 Abstain – Mrs. Hanek.

GENERAL DISCUSSION:

Mr. DeForest gave an update on the recent storm damage, and power outages.

EXECUTIVE SESSION:

Mr. Hanek moved to go into Executive Session for the purpose to consider the appointment of a public official, seconded by Mrs. Hanek. Roll Call – Ayes – 6, Mr. Hanek, Mr. Abella, Mr. Capretta, Mr. Delsanter, Mrs. Hanek, Mr. Ousley. Nays – 0. Motion Carried.

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

ADJOURNMENT:

Being no further business, Mr. Hanek moved to adjourn the Committee of the Whole Meeting at 7:14 p.m. Vote – 6 Ayes, 0 Nays.

Respectfully submitted,

Valerie Zak

Valerie Zak
Assistant Clerk of Council

COMMITTEE OF THE WHOLE MEETING

March 4, 2019

IN ATTENDANCE: Vice Mayor Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Nicholas Hanek, Brian Ousley, Patricia Hanek, Council Clerk Fijabi Julien-Gallam, Candidates for Ward 3 Andrea Lee Rodriguez, John Ball, Keri L. Russel, Martin Krist, Frank A. Raso, Steven Girard, News Media.

The meeting convened at 6:00 p.m.

GENERAL DISCUSSION:

Mr. Abella advised Mr. Hanek was the only member that showed interest for Vice Mayor Pro Tem, at this time Mr. Abella declared Mr. Hanek Vice Mayor Pro Tem.

EXECUTIVE SESSION:

Mr. Hanek moved to go into Executive Session to consider the appointment of a public official, seconded by Mr. Capretta. Roll Call – Ayes, 6 - Mr. Hanek, Mr. Abella, Mr. Capretta, Mr. Delsanter, Mrs. Hanek, Mr. Ousley. Nays – 0. Motion Carried.

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

The Committee of the Whole Meeting reconvened at 9:02 p.m.

At this time the meeting moved to Council Chambers to appoint the Ward 3 Councilperson.

MOTION TO APPOINT:

Mr. Hanek moved to appoint Andrea Rodriguez as the Ward 3 Councilperson, seconded by Mr. Ousley. Roll Call – Ayes – 4, Mr. Abella, Mrs. Hanek, Mr. Ousley, Mr. Hanek. Nays – 1, Mr. Delsanter, Abstain- 1, Mr. Capretta. Motion Carried.

At this time Mr. Abella thanked all the candidates who took part in the interview process. He congratulated Mrs. Rodriguez on her appointment to fill the vacancy term of Ward 3.

ADJOURNMENT:

Being no further business, Mr. Hanek moved to adjourn the Committee of the Whole Meeting at 9:05 p.m. Vote – 6 Ayes, 0 Nays.

Respectfully submitted,

Valerie Zak

Valerie Zak
Assistant Clerk of Council

COMMITTEE OF THE WHOLE MEETING

March 11, 2019

IN ATTENDANCE: Vice Mayor Michael Abella Jr., Brian Ousley, Andrea Rodriguez, Patricia Hanek, Joseph Delsanter, Nicholas Hanek, City Manager/Safety Director Carl DeForest, Finance Director Todd Fischer, Service Director Paul Barnett, Law Director Kenneth Fisher, Engineer Matt Jones, Police Chief Brian Ohlin, Fire Chief Joshua Erskine, Council Clerk Fijabi Julien-Gallam, News Media.

The meeting convened at 6:40 p.m.

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

MOTIONS:

Motion authorizing the City Manager to advertise for public bids for the 2019 Asphalt Road Program and the 2019 Concrete Repair Program:

Mr. Jones mentioned the administration was looking at the possibility of expanding the scope of the asphalt program this year doing asphalt overlays on concrete streets.

Historically Mr. Barnett stated he was not a fan of asphalt overlay on concrete streets; however there is a process that has been out for a number of years and being done in a number of communities, and after going to some of those areas looking at the roads that have been done it appears to be a worthwhile technique. The overlay process is done on a concrete street that is marginal by all accounts; it is not done on a street where half the concrete panels need replacing. The process is done by first doing joint repairs and slab repairs, the gutter line is ground then leveling asphalt is done over everything with proper drainage, resulting in an asphalt looking street.

Mr. Jones noted a lot of the concrete roads have significant ride ability issues where slabs are uneven, he recommends the chip seal as an inner layer instead of a surface layer, then a leveling course for better adhesion and a more leveling riding surface topped with standard asphalt.

Continuing, Mr. Barnett pointed out this process is a way to stretch the dollars, noting doing a complete concrete removal and replacement is extremely expensive, so this process would be a way to stretch the dollars and extend the life of the road. Mr. Barnett noted the administration may propose doing one roadway, however in the particular ward it is done in, half the budget will be taken up to do one roadway, however he noted instead of doing joint repairs or slab replacements, an entire stretch of road would have a new surface.

Mr. Jones added the cost application is similar to what has been done in ward 4; half of the budget was spent on grinding and resurfacing asphalt streets, it was pointed out the same was done in ward 2. Mr. Jones added this process does not have the fifty year design life as a new concrete street would have; however, it is a much extended life for a much less cost.

Mr. Abella expressed if this program is to repair a street that is not in full disrepair, he wanted to know how it would make the list of priorities for the ward. He did not understand why you would want to spend half the budget on a street that did not need repaired as much as others that need panels replaced.

In response, Mr. Jones noted he would not propose doing it on a street that was in good condition.

Mr. Abella wants streets done in disrepair ones causing damage to vehicles, further he thought it would slow the process down because of the cost of doing one entire street, resulting in fewer streets getting done in the wards.

Mr. Jones explained in a case where the roadway is in disrepair the concrete panels would have to be done first before doing the overlay process making it more expensive, he stated the overlay process can be done on different types of roads.

To help clarify, Mr. Barnett noted when the duropatch machine was purchased the crews started doing patch work in house, in prior years it took two crews all summer to get through the entire City doing patching. He noted even though using the duropatch machine is a slower process the success rate is up from thirty percent to seventy percent. He pointed out looking out four to five years the streets will get better since the patching being done is of higher quality and lasts longer. He noted it was about the same with panel replacements and a program like the asphalt overlay, after doing the program for a few years the percentage of streets in each individual ward will be in good driving condition.

Mr. Abella asked the administration to present an analysis.

Mr. Barnett indicated that Mr. Jones was working on completing a new pavement management study; the last study was done a number of years ago. Mr. Barnett did pavement management in the past and what he found out was to get the highest pavement condition index rating it was determined that thirty percent of the road budget should go towards preventative maintenance.

Again the concern of Council is the proposed asphalt overlay program could take half of the budget, and other streets which are high on the list for repair are left without being done and needed repairs are going to be pushed back.

With this being a process change Mr. Abella would like to hear more about it.

Mr. Barnett responded by stating the administration was not asking for approval at this time, it was an idea they wanted to present to Council. The motions tonight are for the annual asphalt and concrete programs.

Mr. Ousley asked what municipalities were using this process and he suggested getting in touch with them as to what they think about it, and going out to see what was done.

Mr. Jones knew both the cities of Westlake and North Olmsted are doing this process, and a few of them met with the service employees in North Olmsted and they toured a street while the process was happening, and they looked at a few of the roads that were done over the past few years. Personally Mr. Jones lives on a street that was done twelve years ago and it is in excellent condition.

Mr. Jones commented this process has been considered for a few years, however, it was important to do the work that was done especially on the concrete roads that were in desperate need of slab and joint repair, and most of the resources have been focused on that process.

Mr. Hanek suggested Council be more involved in the process when the administration goes through the wards as was done in the past.

Mr. Jones mentioned at the beginning of the process a few years back the administration sat down with each ward council representative and discussed the specific needs and worked in the roads the administration recommended, and there was no reason the same would not be done now, and the Council at Large can also be involved.

Mr. Barnett addressed doing the worst first, however over the last three to four years preventative maintenance needs done, you never catch up by doing the worst first. He noted analysis for pavement management does projections ten years in the future with certain amounts of different treatments.

Mr. Delsanter brought up the cost for a mile lane of concrete, he asked if Mr. Jones had the cost per lane mile for the asphalt overlay process, to which Mr. Jones did not have that number, he did note the asphalt process would stretch the dollars, however the difference is not getting a fifty year design life like a concrete road, however if done correctly twelve years would be conservative.

Mr. Abella would like to get residential feedback, and he would like to see a projection and life of the process and the track record from other municipalities.

Mr. Jones stated getting the data is not a problem; there are a number of cities doing this process.

Mr. Barnett mentioned over the past few years in ward 2 and ward 4 more of their allocated funds were used for asphalt resurfacing instead of concrete slab replacements.

Mr. Abella commented the concrete slab program repairs are slowly getting done, with many more to do, his concern is how the asphalt overlay program was going to take away from the concrete slab program, and how the residents are going to react noting that would be a concern for Council.

Mr. Jones stated he was not advocating for eliminating the concrete slab program that still needs to be done, the asphalt overlay program is another tool.

Mr. Hanek commented he understood the long term benefits; and people also want long term solutions.

Mr. Barnett stated the administration will get more information to Council; they just wanted to bring it to Councils attention.

In conclusion, Mr. Abella asked for the City Managers direction to look at what a five or ten year impact would be going with the asphalt program and what growth would be in the wards versus the continuation of the slab program so the residents know the long term growth, and to look at costs.

Mr. Barnett reiterated the administration was not switching the program over; the process may be tried on one street.

Mr. Hanek moved to authorize the City Manager to advertise for public bids for the 2019 Asphalt Road Program and Concrete Repair Program. Vote – 6 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mayor Falconi announced he has been talking to a council person in the Philippines trying to establish a sister city between the City of Brunswick and the City of San Juan, to establish some type of exchanges of ideas between the two city halls, and schools.

EXECUTIVE SESSION:

Mr. Hanek moved to go into Executive Session for the purpose to discuss pending litigation, seconded by Mrs. Hanek. Roll Call – Ayes – 6, Mr. Hanek, Mrs. Rodriguez, Mr. Abella, Mr. Delsanter, Mrs. Hanek, Mr. Ousley. Nays – 0. Motion Carried.

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

ADJOURNMENT:

Being no further business, Mrs. Hanek moved to adjourn the Committee of the Whole Meeting at 7:21 p.m. Vote – 6 Ayes, 0 Nays.

Respectfully submitted,

Valerie Zak

Valerie Zak
Assistant Clerk of Council

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 3/25/2019

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. - **3rd Reading** (Committee-of-the-Whole, *Administration/Michael Abella Jr.*)

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

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 3/25/2019

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. 23-19** - An emergency ordinance adopting the recommendation of the Brunswick Community Reinvestment Area Housing Council to continue all active agreements in 2019 and accepting the 2018 CRA Status Report.- **1st Reading** (To be brought from Economic Development Committee, *Administration/Grant Aungst*)

BACKGROUND: The Brunswick Community Reinvestment Area Housing Council met on February 13, 2019, as required by the Ohio Revised Code, for the purpose of evaluating facility maintenance of abated properties and to make recommendation to Brunswick City Council to continue all active agreements in 2019 in the Brunswick Community Reinvestment Area and accepting the 2018 CRA Status Report, attached as Exhibit "A". Minutes of the above Housing Council meeting are attached as Exhibit "B".

PURPOSE AND EXPLANATION: City Council approval is required to accept the recommendation of the Brunswick Community Reinvestment Area Housing Council to continue all active agreements in 2019, and accepting the 2018 CRA Status Report, attached as Exhibit "A", and minutes of the February 13, 2019 Housing Council meeting are attached as Exhibit "B".

IMPLEMENTATION SCHEDULE:

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

Adopt the resolution as an emergency with suspension of the rules. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, welfare and safety, and for the additional reason that adopting the recommendation of the Brunswick Community Reinvestment Area Housing Council must be submitted to the State of Ohio, Development Services Agency no later than March 31, 2018.

**ADDITIONAL
INFORMATION:**



OHIO COMMUNITY REINVESTMENT AREA (CRA) PROGRAM

2018 CRA STATUS REPORT FOR CRA'S CREATED BEFORE JULY 1, 1994*

**Attach a separate status report for each CRA within this jurisdiction.

1. Name of Jurisdiction:	Brunswick, OH			7. Housing Officer Name:	Bethany Dentler		
2. Name/Identification of CRA:	Brunswick Community Reinvestment Area			8. Housing Officer Title:	MCEDC Executive Director		
3. Dated Created:	11-Mar-87	1st amendment: 12/2/2009		9. Housing Officer Address:	144 N. Broadway Street, Medina, OH 44256		
4. Expiration Date (if any):				10. Housing Officer Phone:	330-722-9215		
5. Secret Question (choose 1 from dropdown menu):	What is your favorite sports team?			11. Housing Officer Fax:	330-764-8449		
6. Answer to Secret Question:	Orioles			12. Housing Officer Email:	bdentler@medinacounty.org		

13. List ALL activities and projects for which an exemption has been granted in the CRA area and current status*:

*Attach additional pages if necessary to fully describe project status.

Name/Property Identification	Date Project Certified	Type of Project R=Residential C=Commercial I=Industrial	Percent of Exemption	Term of Exemption	Total Project Investment	Total Real Property Investment Subject to Exemption	# of Jobs Created	Other Exemptions Involved	Date of Most Recent Housing Council Review	Current Status
Brunswick Auto World	09/11/87	C	70%	15	***	\$861,314	35	N/A	3/17/2004	Expired 2003
Business Center II	12/08/87	I	70%	15	***	\$872,200	125	N/A	3/17/2004	Expired 2003
International Machining	12/08/87	I	70%	15	***	\$234,800	20	N/A	3/17/2004	Expired 2003
Symatic, Inc.	04/04/88	I	70%	15	***	\$830,914	25	N/A	3/10/2005	Expired 2004
Nationwide I	12/20/88	I	70%	15	***	\$635,114	100	N/A	3/10/2005	Expired 2004
Marksman Autobody	01/18/89	C	55%	10	***	\$34,914	2	N/A	3/15/2001	Expired 2000
Sharp Tool Service	01/18/89	I	70%	15	***	\$381,057	15	N/A	3/2/2006	Expired 2005
Burrows Company	01/18/89	I	70%	15	***	\$290,314	12	N/A	3/2/2006	Expired 2005
Brunswick Auto Mart II	10/31/89	C	55%	10	***	\$159,600	5	N/A	3/2/2006	Expired 2000
P & W Properties	01/29/90	I	70%	15	***	\$121,343	50	N/A	3/2/2006	Expired 2005
Gales Garden Center	11/01/90	C	70%	15	***	\$880,943	25	N/A	3/2/2006	Expired 2005
CCC Coffee	11/01/90	I	70%	15	***	\$146,543	20	N/A	3/2/2006	Expired 2005
Automation Tool & Die	11/01/90	I	70%	15	***	\$216,657	5	N/A	3/2/2006	Expired 2005
Tiremix, Inc.	11/01/90	I	70%	15	***	\$353,771	3	N/A	3/2/2006	Expired 2005
(above sold to All Const. Svcs., 6/95 & to ERS, 5/03)		I	Continuing	Continuing	***	No Change	+13	N/A		
Brunswick Center IV	11/01/90	I	70%	15	***	\$921,800	125	N/A	3/2/2006	Expired 2005
RocCorp, Inc.	11/05/90	I	70%	15	***	\$267,428	8	N/A	3/1/2007	Expired 2006
CMP Manufacturing	11/05/90	I	70%	15	***	\$217,028	15	N/A	3/1/2007	Expired 2006
Michael Reindel	11/29/90	R	100%	5	***	\$5,542	0	N/A	3/1/1996	Expired 1995
Cleveland Trailer Sales	02/05/91	C	70%	15	***	\$82,829	2	N/A	3/1/2007	Expired 2006
Pacific Tool & Die	02/05/91	I	70%	15	***	\$389,485	10	N/A	3/2/2006	Expired 2005
Sharp Tool Service	02/04/91	I	55%	10	***	\$93,028	3	N/A	3/12/2003	Expired 2002

2018 CRA STATUS REPORT - PRE 1994
BRUNSWICK, OHIO

Name/Property Identification	Date Project Certified	Type of Project R=Residential C=Commercial I=Industrial	Percent of Exemption	Term of Exemption	Total Project Investment	Total Real Property Investment Subject to Exemption	# of Jobs Created	Other Exemptions Involved	Date of Most Recent Housing Council Review	Current Status
GEM Instruments	02/05/91	I	70%	15	***	\$325,771	8	N/A	3/2/2006	Expired 2005
Universal Seal Products	02/05/91	I	70%	15	***	\$233,171	10	N/A	3/2/2006	Expired 2005
Schembri Building	02/05/91	I	70%	15	***	\$425,457	30	N/A	3/2/2006	Expired 2005
Stoy Machine	02/06/91	I	70%	15	***	\$359,542,15	15	N/A	3/1/2007	Expired 2006
Larson Surfa-Shield	02/12/91	I	70%	15	***	\$249,314	20	N/A	3/2/2006	Expired 2005
RonLen Industries	04/16/91	I	55%	10	***	\$257,029	7	N/A	3/12/2003	Expired 2002
Tru-Green	04/16/91	I	70%	15	***	\$358,114	20	N/A	3/1/2007	Expired 2006
BOCO Enterprises	12/19/91	I	70%	15	***	\$278,600	12	N/A	3/4/2008	Expired 2007
Philpott Rubber	12/19/91	I	70%	15	***	\$789,685	25	N/A	3/4/2008	Expired 2007
Modern Machine	06/05/92	I	55%	10	***	\$11,543	2	N/A	3/17/2004	Expired 2003
Business Center III	01/28/92	I	70%	15	***	\$921,800	50	N/A	3/2/2006	Expired 2005
Columbia Chemical	02/18/93	I	70%	15	***	\$414,000	20	N/A	3/1/2007	Expired 2006
Cleveland Trailer Sales	02/26/93	I	70%	15	***	\$26,429	0	N/A	3/1/2007	Expired 2006
Die-Mension Corporation	10/15/93	I	70%	15	***	\$402,029	12	N/A	3/16/2009	Expired 2008
PEDCON, Inc.	01/10/94	I	70%	15	***	\$460,314	13	N/A	3/16/2009	Expired 2008
Schembri Building	06/21/94	I	55%	10	***	\$279,029	5	N/A	3/2/2006	Expired 2005
LESCO, Inc.	07/13/94	I	70%	15	\$375,000	\$170,257	6	N/A	3/15/2010	Expired 2009
Designer Showcase	09/13/94	I	70%	15	\$625,306	\$480,200	16	N/A	3/15/2010	Expired 2009
G.R.A. Associates	10/20/94	I	70%	15	\$4,905,000	\$1,648,914	103	E/Z	3/15/2010	Expired 2009
Ditch Witch of Ohio	12/01/94	I	70%	15	\$615,880	\$222,000	8	N/A	3/15/2010	Expired 2009
Columbia Chemical	04/03/95	I	55%	10	\$227,837	\$212,714	4	N/A	3/17/2004	Expired 2005
McVeigh Material Handling Equip.	04/27/95	I	70%	15	\$825,000	\$302,629	10	N/A	3/15/2010	Expired 2009
CCC Coffee	07/06/95	I	70%	15	\$70,000	\$4,600	0	N/A	3/10/2011	Expired 2010
Rainbow Cultured Marble	09/05/95	I	70%	15	\$330,000	\$203,771	5	N/A	3/10/2011	Expired 2010
Bohler-Uddeholm Corp.	03/29/96	I	70%	15	\$9,120,041	\$1,243,171	16	N/A	3/10/2011	Expired 2010
M-Line	09/17/96	I	70%	15	\$489,600	\$284,714	5	N/A	3/10/2011	Expired 2010
Marksman Autobody	11/15/96	C	55%	10	\$471,000	\$113,229	3	N/A	3/1/2007	Expired 2006
Lancaster Bingo Comp., Inc.	11/15/96	I	70%	15	\$1,206,500	\$505,743	6	N/A	3/14/2012	Expired 2011
Tru-Cut Saw, Inc.	11/15/96	I	70%	15	\$1,160,699	\$418,514	3	N/A	3/14/2012	Expired 2011
Scherba Industries, Inc.	12/27/96	I	70%	15	\$1,680,000	\$1,364,600	5	N/A	3/14/2012	Expired 2011
Positool Technologies, Inc.	03/26/97	I	70	15	\$811,555	\$192,857	10	N/A	3/19/2013	Expired 2012
Automation Tool & Die	11/11/97	I	55	10	\$633,500	\$102,485	2	N/A	3/4/2008	Expired 2008
W & G Properties, L.T.D.	11/12/97	I	70	15	\$700,000	\$441,257	12	N/A	3/19/2013	Expired 2012
Norm King Construction	12/04/97	I	70	15	\$280,000	\$64,857	2	N/A	3/19/2013	Expired 2012
PoMaCon	02/18/98	I	70	15	\$940,000	\$765,000	12	N/A	3/12/2014	Expired 2013
JVC Enterprises	06/30/98	I	70	15	\$505,000	\$475,000	5	N/A	3/12/2014	Expired 2013

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RocCorp	06/30/98	I	70	15	\$330,000	\$250,000	3	N/A	3/12/2014	Expired 2013
NORCO Computer Systems	12/04/98	I	70	15	\$2,910,000	\$2,000,000	25	N/A	3/12/2014	Expired 2013
Stoy Machine	11/24/98	I	70	15	\$415,700	\$248,000	3	N/A	3/12/2014	Expired 2013
Bus. Ctr. III/IV, Stanley Steamer **	02/09/99	I	70	15	\$65,553	\$65,553	5	N/A	3/18/2015	Expired 2014
Bus. Ctr. III/IV, Planergy	02/09/99	I	70	15	\$55,200	\$55,200	5	N/A	3/18/2015	Expired 2014
Bus. Ctr. III/IV, Great Lakes Power **	02/09/99	I	70	15	\$89,850	\$89,850	10	N/A	3/18/2015	Expired 2014
Bus. Ctr. III/IV, Groenvelde Transp. **	02/09/99	I	70	15	\$93,700	\$93,700	8	N/A	3/18/2015	Expired 2014
Bus. Ctr. III/IV, Reynolds Mach. **	02/09/99	I	70	15	\$85,130	\$85,130	12	N/A	3/18/2015	Expired 2014
Bus. Ctr. III/IV, BASF	02/09/99	I	70	15	\$133,510	\$133,510	8	N/A	3/18/2015	Expired 2014
Bus. Ctr. III/IV, Balzer's Tool Coat. **	05/03/99	I	55	10	\$203,375	\$203,375	8	N/A	3/16/2009	Expired 2008
Bus. Ctr. III/IV, Modern Machine **	05/03/99	I	55	10	\$56,314	\$56,314	5	N/A	3/16/2009	Expired 2008
Formatech, Inc.	09/23/99	I	70	15	\$857,313	\$857,313	5	N/A	3/18/2015	Expired 2014
Bus. Ctr. I/II, Great Lakes Mailing **	09/23/99	I	55	10	\$118,570	\$526,250	12	N/A	3/15/2010	Expired 2009
Johnson Products	10/04/99	I	70	15	\$440,000	\$390,000	6	N/A	3/18/2015	Expired 2014
International Certification Services **	11/24/99	I	70	15	\$295,000	\$295,000	7	N/A	3/18/2015	Expired 2014
Rockstedt Tool & Die, Inc.	12/14/99	I	70	15	\$2,975,000	\$1,925,000	30	N/A	3/18/2015	Expired 2014
ABC, Inc.	12/20/99	I	70	15	\$705,000	\$475,000	8	N/A	3/18/2015	Expired 2014
Designer Showcases, Inc.	12/20/99	I	70	15	\$920,908	\$370,900	5	N/A	3/18/2015	Expired 2014
Columbia Chemical	12/23/99	I	70	15	\$157,800	\$157,800	2	N/A	3/18/2015	Expired 2014
Quad Fluid Dynamics	09/26/00	I	70	15	\$1,240,026	\$861,329	8	N/A	3/18/2015	Expired 2015
Fremar Industries	09/26/00	I	70	15	\$3,071,559	\$1,047,000	21	N/A	3/18/2015	Expired 2015
Bohler Uddeholm Corp.	12/08/00	I	70	15	\$2,090,743	\$371,549	4	N/A	3/18/2015	Expired 2015
Columbia Chemical Corp.	12/08/00	I	70	15	\$161,587	\$161,587	2	N/A	3/18/2015	Expired 2015
Litehouse Products	12/08/00	I	70	15	\$8,485,000	\$4,010,000	85	N/A	3/18/2015	Expired 2015
Macho Tool & Supply	12/08/00	I	70	15	\$437,000	\$382,000	4	N/A	3/18/2015	Expired 2015
Gem Instruments Multi-Tenant	12/19/00	I	70	15	\$1,265,000	\$525,000	30	N/A	3/18/2015	Expired 2015
Technical Tool & Gage	05/18/01	I	70	15	\$1,688,998	\$1,110,085	13	N/A	2/15/2017	Expired 2016
General Parts, Inc (CarQuest)	05/18/01	I	70	15	\$10,325,740	\$4,356,740	52	N/A	2/15/2017	Expired 2016
ICS Labs	05/18/01	I	70	15	\$110,000	\$110,000	3	N/A	2/15/2017	Expired 2016
DMS Properties	11/15/01	I	70	15	\$2,100,000	\$1,700,000	40	N/A	2/15/2017	Expired 2016
Integrated Marketing Technologies	11/15/01	I	70	15	\$2,850,000	\$2,500,000	48	N/A	2/15/2017	Expired 2016
Gladish Multi-Tenant Phase I & II**	12/20/01	I	70	15	\$950,000	\$950,000	15	N/A	2/15/2017	Expired 2016
Prism Powder Coatings, Ltd.	12/20/01	I	70	15	\$3,403,000	\$2,623,000	25	N/A	2/15/2017	Expired 2016
Swiss Machine Tool Technology	12/20/01	I	70	15	\$610,000	\$600,000	2	N/A	2/15/2017	Expired 2016
Tanner Properties Multi-Tenant**	01/16/02	I	70	15	\$1,535,000	\$1,535,000	0	N/A	2/15/2017	Expired 2017
FormaTech, Inc. Expansion	02/01/02	I	70	15	\$468,500	\$450,000	3	N/A	2/15/2017	Expired 2017

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W&G Properties Multi-Tenant**	03/27/02	I	70	15	\$350,000	\$300,000	6	N/A	2/15/2017	Expired 2017
Designer Showcases Expansion #2	05/28/02	I	70	15	\$2,370,900	\$1,770,900	20	N/A	2/15/2017	Expired 2017
A. G. Industries, Ltd.	03/12/03	I	70	15	\$895,000	\$570,000	10	N/A	2/28/2018	Expired 2018
All Construction Services	08/11/03	I	70	15	\$2,450,000	\$2,000,000	10	N/A	2/28/2018	Expired 2018
Champion Contracting	03/05/04	I	70	15	\$2,120,000	\$1,100,000	5	N/A	2/13/2019	Continue
Wolverton Pet Food Company	05/27/04	I	70	15	\$2,861,329	\$1,735,050	17	N/A	2/13/2019	Continue
Columbia Chemicals Bldg 2	06/22/04	I	70	15	\$593,000	\$558,000	3	N/A	2/13/2019	Continue
M-Line Expansion	07/30/04	I	70	15	\$595,000	\$385,000	1	N/A	2/13/2019	Continue
IMT Triplewood Expansion	08/04/04	I	70	15	\$551,250	\$530,000	10	N/A	2/13/2019	Continue
M.A.S. Industrial Multi-Tenant**	08/16/04	I	70	15	\$696,337	\$696,337	28	N/A	2/13/2019	Continue
Total Performance Services, Inc.	12/14/04	I	70	15	\$2,000,000	\$1,000,000	7	N/A	2/13/2019	Continue
Destiny Manufacturing Expansion	12/29/04	I	70	15	\$4,500,000	\$2,000,000	25	EZ	2/13/2019	Continue
Scherba Industries	02/01/05	I	70	15	\$659,713	\$481,553	8	N/A	2/13/2019	Continue
Galley Printing	04/06/05	I	70	15	\$4,970,805	\$2,045,805	35	N/A	2/13/2019	Continue
IPN Pride A&B	6/00/05	I	70	15	\$3,000,000	\$3,000,000	32	N/A	2/13/2019	Continue
Tanner Properties	8/00/05	I	55	10	\$2,460,022	\$195,000	24	N/A	2/13/2019	Continue
Triplewood Properties	10/24/05	I	70	15	\$1,957,110	\$1,327,110	16	N/A	2/13/2019	Continue
Mack Industries, Inc.	10/24/06	I	70	15	\$2,750,000	\$2,500,000	18	N/A	2/13/2019	Continue
Yost Foods	12/20/06	I	70	15	\$1,116,000	\$896,000	1.5	N/A	2/13/2019	Continue
Designer Showcases/GB-OS	06/19/07	I	70	15	\$7,098,994	\$5,811,852	6	N/A	2/13/2019	Continue
Pantek Properties, LLC	03/20/08	I	70	15	\$11,874,000	\$4,100,000	45	N/A	2/13/2019	Continue
Crestmont Hyundai	04/23/08	I	70	15	\$4,100,000	\$2,700,000	40	N/A	2/13/2019	Continue
Columbia Chemical	02/18/09	I	70	15	\$4,357,388	\$3,500,290	10	N/A	2/13/2019	Continue
Digestive Disease Consultants	08/17/09	I	70	15	\$6,560,000	\$6,200,000	20	N/A	2/13/2019	Continue
Springer Holdings LLC	03/16/10	I	100	15	\$1,011,896	\$749,896	1	N/A	2/13/2019	Continue
*Ultimate Developing LLC	09/08/10	I	100	15	\$541,100	\$250,000	25+	N/A	2/13/2019	Continue
Oaks Family Care Center	8/9/2011	I	100	12	\$220,000	\$220,000		N/A	2/13/2019	Continue
Controlled Access	01/26/12	I	100	15	\$572,000	\$572,000	14	N/A	2/13/2019	Continue
Giant Eagle	06/29/12	C	100	12	\$13,200,000	\$13,200,000	35	N/A	2/13/2019	Continue
LCG Enterprises	07/01/13	C	100	15	\$1,175,000	\$125,000		N/A	2/13/2019	Continue
922 Pearl LLC	07/26/13	C	100	15	\$493,000	\$320,000	4	N/A	2/13/2019	Continue
AFE, LLC	09/17/13	C	100	12	\$2,066,000	\$1,450,000	15	N/A	2/13/2019	Continue
Linda & Leonard Lutch (Ronlen Industries)	01/07/14	I	100	12	\$925,000	\$675,000	3	N/A	2/13/2019	Continue
Phillip Klonowski (Klassic Custom Decks)	02/26/14	C	100	12	\$673,340	\$500,000	2	N/A	2/13/2019	Continue
Pantek Properties, LLC (Brunswick Auto)	08/21/14	C	100	15	\$8,085,500	\$5,754,000	65	N/A	2/13/2019	Continue
SIMA Rostami (Alireza Karbassi, Inc.)	10/17/14	C	100	12	\$407,356	\$378,502	0	N/A	2/13/2019	Continue

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JSB Properties (Technical Tool & Gage)	02/02/16	C	100	12	\$986,309	\$526,309	3	N/A	2/13/2019	Continue
Pantech Properties, LLC (Brunswick Auto)	06/22/16	C	100	15	\$8,251,567	\$6,100,000	15	N/A	2/13/2019	Continue
LaFamiglia Properties, LLC	10/04/16	C	100	15	\$1,825,000	\$110,000	40	N/A	2/13/2019	Continue
Brunswick Oasis - North Park Plaza	12/14/17	C	100	15	\$5,080,000	\$4,300,000	47 FT/44 PT	N/A	2/13/2019	Continue
EM Capital Holdings - Engelke Construction	01/18/18	C	100	15	\$1,640,000	\$650,000	53	N/A	2/13/2019	Continue
Industrial Parkway Partners/All Construction Svc	01/29/18	C	100	15	\$2,510,000	\$2,100,000	30	N/A	2/13/2019	Continue
Brunswick Senior Living	02/21/18	C	100	15	\$12,811,492	\$12,211,492	65	N/A	2/13/2019	Continue
Center Road Laser Wash	05/09/18	C	100	15	\$1,550,000	\$1,200,000	3	N/A	2/13/2019	Continue
West Branch Malt	08/21/18	C	100	15	\$12,160,000	\$2,130,000	0	N/A	2/13/2019	Continue
Beaumont & Associates - Tru-Cut Saw	08/27/18	C	100	15	\$846,538	\$413,699	3	N/A	2/13/2019	Continue
Pinecraft Land Holdings - Comfort Suites	9/11/2018	C	100	15	\$12,200,000	\$9,000,000	25	N/A	2/13/2019	Continue

Bethany Dentler

Bethany Dentler	Acting Housing Officer Title	2/13//2019 Date
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CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 23-18

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

AN EMERGENCY ORDINANCE ADOPTING THE RECOMMENDATION OF THE BRUNSWICK COMMUNITY REINVESTMENT AREA HOUSING COUNCIL TO CONTINUE ALL ACTIVE AGREEMENTS IN 2019 AND ACCEPTING THE 2018 CRA STATUS REPORT.

WHEREAS: The Brunswick Community Reinvestment Area Housing Council met on February 13, 2019, as required by the Ohio Revised Code, for the purpose of evaluating facility maintenance of abated properties and to make a recommendation to Brunswick City Council whether to continue all active agreements in 2019 in the Brunswick Community Reinvestment Area and accepting the 2018 CRA Status Report, attached hereto as Exhibit "A." Minutes of the Brunswick Community Reinvestment Area Housing Council on February 13, 2018 are attached as Exhibit "B."

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That this Council does hereby accept the recommendation of the Brunswick Community Reinvestment Area Housing Council to continue all active agreements in 2019 in the Brunswick Community Reinvestment Area and accepting the 2018 CRA Status Report, attached hereto as Exhibit "A." Minutes of the Brunswick Community Reinvestment Area Housing Council on February 13, 2019 are attached as Exhibit "B."

SECTION 2: This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, welfare and safety, and for the additional reason that adopting the recommendation of the Brunswick Community Reinvestment Area Housing Council must be submitted to the State of Ohio, Development Services Agency no later than March 31, 2019. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes.

PASSED: 1st Reading _____

RULES SUSPENDED: AYES ____ NAYS ____

ADOPTED: _____AYES ____ NAYS ____

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

Brunswick CRA Housing Council
Minutes of Annual Meeting
4:00 p.m., February 13, 2019
Brunswick City Council Caucus Room

HC: Grant Aungst, Kevin Ball, Gary Elswick, Drew Flood, David Ivory, Rich Kassouf, Jesse Knight, Pam Plavecski, and John Rocha

Staff: Kathy Breitenbucher, Bethany Dentler (Acting Housing Officer) and Annie Fink, Medina County Economic Development Corporation.

Guests: Devonna Wenning of Medina County, Auditor's Office

Welcome and Introductions: Ms. Dentler called the meeting to order at 4:00 p.m. Ms. Dentler introduced herself to the Housing Council and thanked everyone for their time and participation. Introductions were made by members of the Housing Council and guests.

Purpose of Housing Council: Ms. Dentler explained that the purpose of the Housing Council is to annually evaluate the "facility maintenance" of the abated properties and to make recommendations to Brunswick City Council to "continue, suspend, modify or terminate" the abatements on all active Community Reinvestment Area (CRA) projects.

Ms. Dentler continued to explain background information on local housing. She stated the benefits to the city and economic development aides to attract new businesses to the area. She stated that the Pre-94 CRA program does not require an agreement or negotiation ahead of time, nor does it require new workers in the facility, although this data is requested on the tax abatement application.

2018 Approval of Minutes: Ms. Dentler stated that the February 28, 2018 Housing Council minutes needed approval. Mr. Aungst made a motion to accept the minutes. Mr. Ball seconded the motion. All were in favor. Motion approved.

2019 Annual Inspections/Recommendations: Mr. Drew Flood, City of Brunswick Building Inspector, along with Jesse Knight, Property Maintenance and Zoning Inspector, presented the 2018 inspection report. Mr. Flood reported that they had conducted 41 inspections throughout the City of Brunswick.

They stated all buildings continue to be properly maintained, in good condition and deserving of continuing in the CRA tax reduction program. They were unable to access three properties due to seasonal businesses, but did evaluate the external portions of each property: Honey Hut, Wolverton Pet Food (Carlisle), and Sonic/KFC. All three properties will be inspected inside when entry is permitted at a later date. It was noted by Mr. Aungst, that he has been in every property as of Fall 2018. Mr. Flood reported that all businesses are in compliance. It is his recommendation for the City of Brunswick to continue all abatements for the 2018 year. Ms. Dentler thanked Mr. Flood and Mr. Knight for their excellent work and for serving as good ambassadors for the City of Brunswick in carrying out the inspections.

Ms. Dentler summarized the 2018 activity. She noted that some of the original property owners may no longer be there, but the CRA tax abatement is with the building, not the tenant.

- There were two expirations in 2018:
 - o AG Industries, Ltd.
 - o All Construction Services

A total of 20 new jobs were to be created by these two companies as reported at the time of application.

There were eight additions during calendar year 2018:

o Brunswick Oasis/North Park Plaza	69 jobs
o EM Capital Holdings/Engelke Construction	53 jobs
o Industrial Parkway Partners/All Construction Services	30 jobs
o Brunswick Senior Living	65 jobs
o Center Road Laser Wash	3 jobs
o West Branch Malt	0 jobs
o Beaumont & Associates/Tru-Cut Saw	3 jobs
o Pinecraft Land Holdings/Comfort Suites	25 jobs

Ms. Dentler reported that since its inception, the Brunswick CRA program has qualified 14 projects, representing a total investment into the community of \$251,200,000 and creating 2,490 new full-time positions. To date, 98 of the projects have successfully been expired and 43 remain active.

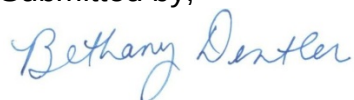
Ms. Dentler asked for a motion to accept the 2018 status report. Mr. Rocha motioned to accept the 2018 status report as presented by Mr. Flood and to make a recommendation to Brunswick City Council to continue all active agreements in 2019. Mr. Kassouf seconded. All were in favor.

Old Business: Mr. Rocha inquired as to whether there were any vacancies to be filled on the Housing Council. Ms. Dentler stated that all members remain active again this year.

New Business: None.

Adjourn: Ms. Dentler asked if there were any other questions or concerns. Hearing none, Mr. Aungst motioned to adjourn the meeting. Mr. Ivory seconded the motion. All were in favor. Ms. Dentler adjourned the meeting at 4:22 p.m.

Submitted by,



Bethany J. Dentler, Executive Director MCEDC
Brunswick CRA Housing Manager

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 3/25/2019

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

FROM: Carl S. DeForest, City Manager
Brian Ohlin, Josh Erskine

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 24-19** - An emergency resolution authorizing the City Manager to purchase digital radios for the, Division of Police and Division of Fire from Vasu Communications, Inc. in an amount not to exceed \$280,000.00. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin and Josh Erskine*)

BACKGROUND: A resolution for the purchase of public safety radio equipment for the Division of Police and Division of Fire.

PURPOSE AND EXPLANATION: Purchase digital radios for the 911 dispatch center, the Division of Police and the Division of Fire. Equipment is on State of Ohio procurement, schedule 573004.

IMPLEMENTATION SCHEDULE: After approval the order for the equipment will be placed immediately prior to the expiration of rebate pricing which ends on March 30th, 2019. Once equipment is received it will be programmed and then deployed.

FINANCIAL INFORMATION: Radios for Division of Police - - Police Fund #114 (Capital Subfund #961) - 961-0520-56252 - - 195000
Radios for Division of Fire - - Fire Fund #115 (Capital Subfund #952) - 952-0510-56252 - - 85000

FINANCIAL SUMMARY: Equipment is on State of Ohio procurement, schedule 573004.

Division of Police & 911 dispatch center: \$195,000
Division of Fire: \$85,000

Total expenditure not to exceed \$280,000.

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?

We are requesting this as an emergency with suspension of the rules in order to purchase the equipment while manufacture rebate pricing is in effect.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 24-19

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

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE DIGITAL RADIOS FOR THE, DIVISION OF POLICE AND DIVISION OF FIRE FROM VASU COMMUNICATIONS, INC. IN AN AMOUNT NOT TO EXCEED \$280,000.00.

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

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

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

SECTION 1: That the City Manager, with the approval of the Law Director, is hereby authorized and directed to enter into an Agreement with Vasu Communications, Inc. for the purchase of digital radios for the Division of Police and Division of Fire in an amount not to exceed \$280,000.00.

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

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

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