



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

OCTOBER 28, 2019
7:30 PM
IN COUNCIL CHAMBERS

1. Prayer and Pledge of Allegiance
2. Roll Call of Members
3. Correspondence
4. Approval of Minutes
 - (a) Regular Council Meeting Minutes dated October 14, 2019
5. Mayor's Report:
 - (a) Proclamation for Richard Atkinson;
 - (b) Proclamation to honor Keith Decumbe as Firefighter of the Year 2019;
 - (c) Proclamation for the three large donations to the Brunswick Food Pantry - Bread of Brunswick, Fraternal Order of Eagles #3505, and Brunswick Post Office Workers;
 - (d) Motion to appoint Steven Girard to the Ethics Board to fulfill a 3-year term expiring October 10, 2022;
 - (e) Mayor's Update
6. Clerk of Council's Report
7. Council Committee Reports:
 - Economic Development Committee.....Mr. Hanek
Economic Development Meeting Minutes dated October 15, 2019
 - Services, Utilities, Technology & Cable Committee.....Mrs. Rodriguez
 - Finance Committee.....Mrs. Hanek
Finance Committee Meeting Minutes dated October 14, 2019
 - Safety & Environment Committee.....Mr. Ousley
Safety & Environment Committee Meeting Minutes Dated October 7, 2019

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

Planning and Zoning Committee Minutes dates May 31, 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 September 23, 2019

(b) Committee of the Whole Meeting Minutes dated October 14, 2019

9. Petitions from the Public on Legislation

10. Reading of Legislation and Action on Legislation:

a. 3rd Reading(s)

b. 2nd Reading(s)

ORD. NO. 70-19 - An ordinance authorizing the City Manager/Safety Director to enter into an agreement with the Brunswick City School District to compensate the Brunswick City School District for tax revenue lost as a result of exemptions to taxation on certain real properties for the fiscal years 2019, 2020, 2021 and 2022. - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*)

c. 1st Reading(s)

ORD. NO. 74-19 - An ordinance approving the revised detailed site plan for the Sanctus, LLC senior development located in the Senior Development Special Planning District NO. 5. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

RES. NO. 75-19 - A resolution authorizing the City Manager to enter into an agreement with W.B. Mason for the provision of office supplies for a period of one (1) year from January 1, 2020 through December 31, 2020, with two (2) separate one (1) year renewal options. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Jim Foster*)

RES. NO. 76-19 - An emergency resolution providing for temporary relief from the temporary sign regulations contained in City of Brunswick Codified Ordinance Section 1270.10 by waiving the number of temporary special event sign permits permitted in Commercial and Industrial Zoning Districts and durational requirements for display. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 77-19 - An ordinance extending a temporary moratorium on the acceptance and processing of applications for zoning, occupancy and/or building permit approvals for warehousing and motor freight garages and truck or transfer terminal uses in the I-L Light Industrial District and the issuance of such approvals. -

1st Reading (To be brought from Economic Development Committee, *Administration/Nicholas Hanek*)

ORD. NO. 78-19 - An 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. - **1st Reading** (To be brought from Economic Development Committee, *Administration/Nicholas Hanek*)

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, OCTOBER 14, 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: Nicholas Hanek, Andrea Rodriguez, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Patricia Hanek, and Brian Ousley.

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

Correspondence: There was none.

Approval of Minutes:

Michael Abella Jr. moved to approve the regular Council Meeting Minutes dated September 23, 2019, as written, seconded by Nicholas Hanek. Roll Call - Ayes - 7, Patricia Hanek, Joseph Delsanter, Brian Ousley, Nicholas Hanek, Michael Abella Jr., Anthony Capretta, Andrea Rodriguez. Nays - 0. Motion Carried.

Mayor's Report:

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

Recognition - Life Savings Award presented to Officer George Keleman, Officer Sam Gagliardi, and Officer Joe Rizk:

Mayor Ron Falconi presented a proclamation to Officer George Keleman, Officer Sam Gagliardi, and Officer Joe Rizk for their life-saving action, and for receiving the Life Saving Award from the Division of Police Award and Recognition Committee.

Officer George Keleman and Officer Sam Gagliardi expressed their appreciation for the proclamation. They were just doing their jobs.

Chief Brian Ohlin presented a Life-Saving Award certificate to the officers, and a commendation bar for their uniform. Chief Ohlin spoke highly about the officers and their professionalism.

Mayor's recommendation to appoint Morgan Jones to the Medina County Board of Health to

fulfill an unexpired term expiring January 2021:

Mayor Ron Falconi removed this item from the agenda.

Mayor's recommendation to appoint Steven Girard to the Ethics Board to fulfill a 3-year term expiring October 10, 2022.

Clerk of Council's Report: There was none.

Council Committee Reports:

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

Nicholas Hanek moved to approve the Economic Development Committee formal report dated September 17, 2019, as written, seconded by Patricia Hanek. Roll Call - Ayes - 7, Michael Abella Jr., Patricia Hanek, Brian Ousley, Nicholas Hanek, Andrea Rodriguez, Joseph Delsanter, Anthony Capretta. Nays - 0. Motion Carried.

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

Mrs. Rodriguez had no formal reports this evening.

Finance Committee.....Mrs. Hanek:

Patricia Hanek moved to approve the Finance Committee formal report dated September 23, 2019, as written, seconded by Joseph Delsanter. Roll Call - Ayes - 7, Anthony Capretta, Nicholas Hanek, Andrea Rodriguez, Joseph Delsanter, Patricia Hanek, Brian Ousley, Michael Abella Jr. Nays - 0. Motion Carried.

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

Mr. Ousley had no formal reports this evening. However, Mr. Ousley noted that the Safety & Environment Committee met on Monday, October 7, 2019, at 6:00 p.m. At the meeting, the committee moved Resolution Number 71-19, 72-19, and 73-19 to the City Council agenda. Mr. Ousley hoped that his colleagues would be in favor of the resolutions.

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

Joseph Delsanter moved to approve the Planning & Zoning Committee formal report dated September 23, 2019, as written, seconded by Nicholas Hanek. Roll Call - Ayes - 7, Nicholas Hanek, Andrea Rodriguez, Joseph Delsanter, Patricia Hanek, Michael Abella Jr., Brian Ousley, Anthony Capretta. Nays - 0. Motion Carried.

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

Michael Abella Jr. moved to approve the Parks, Recreation & Community Committee formal

report dated September 23, 2019, as written, seconded by Anthony Capretta. Roll Call - Ayes - 7, Andrea Rodriguez, Brian Ousley, Nicholas Hanek, Joseph Delsanter, Anthony Capretta, Michael Abella Jr., Patricia Hanek. Nays - 0. Motion Carried.

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

Anthony Capretta moved to approve the Building and Building Code Committee formal report dated September 23, 2019, as written, seconded by Joseph Delsanter. Roll Call - Ayes - 7, Nicholas Hanek, Brian Ousley, Michael Abella Jr., Andrea Rodriguez, Anthony Capretta, Joseph Delsanter, Patricia Hanek. Nays - 0. Motion Carried.

Other Boards and Commissions: There was none.

Petitions from the Public on Legislation: There was none.

Reading of Legislation and Action on Legislation:

3rd Reading(s)

RES. NO. 55-19 - A resolution adjusting the speed limit on Center Road (State Route 303) from 50 miles per hour to 45 miles per hour from 0.05 miles West of Congressional Avenue to 0.01 miles West of Congressional Avenue and withdrawing the journalized 50 miles per hour speed zone on Center Road (State Route 303) from SLM 6.10 to SLM 6.41 East of Congressional Avenue. - **3rd Reading** (Safety & Environment Committee, *Administration/Matt Jones*):

Brian Ousley moved to adopt Resolution Number 55-19, seconded by Joseph Delsanter. Roll Call - Ayes - 7, Brian Ousley, Patricia Hanek, Joseph Delsanter, Michael Abella Jr., Anthony Capretta, Andrea Rodriguez, Nicholas Hanek. Nays - 0. Motion Carried.

City Engineer Matt Jones remarked that the resolution would lower the speed limit on State Route 303 from 50 miles per hour to 45 miles per hour West of Congressional. The Ohio Department of Transportation (ODOT) conducted a speed study and determined that this change is needed.

RES. NO. 56-19 - A resolution granting a non-exclusive permanent access and utility easement to Sanctus, LLC. - **3rd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

Joseph Delsanter moved to adopt Resolution Number 56-19, seconded by Nicholas Hanek. Roll Call - Ayes - 7, Patricia Hanek, Andrea Rodriguez, Brian Ousley, Nicholas Hanek, Michael Abella Jr., Anthony Capretta, Joseph Delsanter. Nays - 0. Motion Carried.

City Engineer Matt Jones explained that this resolution would grant ingress, egress, and utility easement to Sanctus LLC. The easement is necessary to facilitate the development of the parcel

east of the water tower without requiring non-emergency access to existing local streets.

RES. NO. 57-19 - A resolution accepting a non-exclusive permanent access and utility easement from Sanctus. - **3rd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

Joseph Delsanter moved to adopt Resolution Number 57-19, seconded by Nicholas Hanek. Roll Call - Ayes - 7, Nicholas Hanek, Andrea Rodriguez, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Patricia Hanek, Brian Ousley. Nays - 0. Motion Carried.

City Engineer Matt Jones remarked that this resolution would accept an easement from Sanctus, LLC to the City, to allow the improvement of the existing connection between Ganyard Avenue and Alice Avenue. It would improve access to the neighborhood for service vehicles and emergency purposes. The easement would also provide gated emergency-only access to the proposed development.

ORD. NO. 60-19 - An ordinance rezoning PPN 003-18B-40-118 From the I-L Light Industrial District to the C-H Highway Interchange Commercial District. - **3rd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

Joseph Delsanter moved to adopt Ordinance Number 60-19, seconded by Nicholas Hanek. Roll Call - Ayes - 7, Patricia Hanek, Joseph Delsanter, Brian Ousley, Nicholas Hanek, Michael Abella Jr., Anthony Capretta, Andrea Rodriguez. Nays - 0. Motion Carried.

City Engineer Matt Jones remarked that this ordinance would rezone the parcel at 1240 Industrial Parkway North, the formal home of Murphy Tractor, to the Highway Commercial District. The zoning would be the same as the adjacent properties, and it would allow for better reuse of the existing facility. This Planning Commission recommended this rezoning.

2nd Reading(s) There was none.

1st Reading(s)

RES. NO. 67-19 - An emergency resolution accepting the amounts and rates as determined by the budget commission and authorizing the necessary tax levies and certifying them to the County Auditor - **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 - 7, Michael Abella Jr., Patricia Hanek, Brian Ousley, Nicholas Hanek, Andrea Rodriguez, Joseph Delsanter, Anthony Capretta. Nays - 0. Motion Carried.

Finance Director Todd Fischer remarked that the Medina County Budget Commission provided the property tax rate for the year of 2020. There are no changes to the property tax rates. The tax

rate of 1.2 mills, Road Levy, was approved by the voters for a 10-year collection period (2015-2024). 2020 marks the sixth year of collections for the 10-year levy.

Patricia Hanek moved to adopt Resolution Number 67-19, seconded by Brian Ousley. Roll Call - Ayes - 7, Anthony Capretta, Nicholas Hanek, Andrea Rodriguez, Joseph Delsanter, Patricia Hanek, Brian Ousley, Michael Abella Jr. Nays - 0. Motion Carried.

ORD. NO. 68-19 - An emergency ordinance amending Ordinances #89-18, #20-19, #44-19 and #65-19 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 Joseph Delsanter. Roll Call - Ayes - 7, Nicholas Hanek, Andrea Rodriguez, Joseph Delsanter, Patricia Hanek, Michael Abella Jr., Brian Ousley, Anthony Capretta. Nays - 0. Motion Carried.

Finance Director Todd Fischer remarked that he talked to the Finance Committee about the budget amendments. The budget amendments are related to the Division of Police receiving a \$50,000 grant from the United States of Justice Bureau for bodyworn cameras, and a reduction of appropriation related to the Grafton Road Phase Four Road Improvement Project. Exhibit A is a legal document required by state law, and Exhibit B is a detail description of all of the budget amendments.

Patricia Hanek moved to adopt Ordinance Number 68-19, seconded by Joseph Delsanter. Roll Call - Ayes - 7, Andrea Rodriguez, Brian Ousley, Nicholas Hanek, Joseph Delsanter, Anthony Capretta, Michael Abella Jr., Patricia Hanek. Nays - 0. Motion Carried.

ORD. NO. 69-19 - An emergency ordinance to 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 - 7, Nicholas Hanek, Brian Ousley, Michael Abella Jr., Andrea Rodriguez, Anthony Capretta, Joseph Delsanter, Patricia Hanek. Nays - 0. Motion Carried.

Finance Director Todd Fischer remarked that this ordinance is to move the funds for the budget amendments requested in Ordinance Number 68-19.

Patricia Hanek moved to adopt Ordinance Number 69-19, seconded by Brian Ousley. Roll Call - Ayes - 7, Brian Ousley, Patricia Hanek, Joseph Delsanter, Michael Abella Jr., Anthony Capretta, Andrea Rodriguez, Nicholas Hanek. Nays - 0. Motion Carried.

ORD. NO. 70-19 - An ordinance authorizing the City Manager/Safety Director to enter into an agreement with the Brunswick City School District to compensate the Brunswick City School

District for tax revenue lost as a result of exemptions to taxation on certain real properties for the fiscal years 2019, 2020, 2021 and 2022. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*):

ORD. NO. 70-19 - Mrs. Hanek moved this ordinance to second reading.

RES. NO. 71-19 - An emergency resolution authorizing the City Manager to enter into an agreement with Watch Guard for the purchase of police video systems in an amount not to exceed \$180,000.00. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin*):

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

Police Chief Brian Ohlin remarked that this resolution would allow the Division of Police to proceed with the police video project with the vendor, Watch Guard. This legislation is a companion resolution to Resolution Number 73-19. This legislation would also allow the Division of Police to purchase the equipment and software they need for the vehicles to utilize the police video system.

Brian Ousley moved to adopt Resolution Number 71-19, seconded by Andrea Rodriguez. Roll Call - Ayes - 7, Patricia Hanek, Joseph Delsanter, Brian Ousley, Nicholas Hanek, Michael Abella Jr., Anthony Capretta, Andrea Rodriguez. Nays - 0. Motion Carried.

ORD. NO. 72-19 - An emergency ordinance amending section 636.19 of the City of Brunswick Codified Ordinances to comply with Ohio Law. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin*):

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

Police Chief Brian Ohlin remarked that this ordinance would provide amendments to their ordinance that regulates the possession and sale of tobacco products to mirror the change in state law. The law department reviewed the ordinance and recommended the changes. This legislation would bring the city in compliance with the change from 18 years of age to 21 years of age for possession of tobacco products.

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

RES. NO. 73-19 - An emergency resolution authorizing the City Manager to execute all necessary documents to accept a \$50,000.00 Bureau of Justice Grant from the Department of Justice for the bodyworn camera project. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin*):

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

Fire Chief Brian Ohlin reiterated that the Division of Police was awarded a \$50,000 grant to implement a bodyworn camera project. Chief Ohlin explained that they desire to start this project as soon as possible because it will take time to order, receive, and install the equipment before the end of the year.

Brian Ousley moved to adopt Resolution Number 73-19, seconded by Andrea Rodriguez. Roll Call - Ayes - 7, Andrea Rodriguez, Brian Ousley, Nicholas Hanek, Joseph Delsanter, Anthony Capretta, Michael Abella Jr., Patricia Hanek. Nays - 0. Motion Carried.

City Manager's Report:

City Manager Carl DeForest

- Thanked the Division of Police and the Division of Fire for hosting their Open House. Mr. DeForest remarked that about 300-350 people went through both open houses on October 10, 2019.
- Thanked the Division of Police, the Division of Fire, and the Brunswick Citizens' Police Academy Alumni Association (BCPAAA) for volunteering at the Home Depot Safety Day. This event is 11 years old. Mr. DeForest remarked that about 500 people attended the Home Depot Safety Day.
- Reminded everyone that Trick-or-Treating is on Halloween, October 31, 2019, from 6:00 p.m. to 8:00 p.m. Mr. DeForest urged the residents to drive slowly and be aware of the trick-or-treaters during the evening of Halloween.
- Reminded the veterans that Brunswick's 3rd Annual Veterans Breakfast is on Wednesday, October 16, 2019. Mr. DeForest remarked that 150 veterans (the maxed amount) signed up for the annual breakfast, and there are about 35 volunteers. Homestead Insurance and Auto Home Insurance are sponsoring the breakfast.
- Added that the quarterly newspaper is expected to be out soon. There is an information sheet on the back of the newsletter regarding the November 5th Ballot, changing the Safety Levy from a 5-year levy to a continual levy. This levy is not an increase. The levy is to provide funds for police and fire staffing.
- Remarked that the police officers that were recognized for the Life-saving Award this

evening are all veterans. Mr. DeForest encouraged everyone to come to the Veterans Day ceremony on Monday, November 11, 2019, at 11:00 a.m., at City Hall.

Administrative Departments:

Finance Director Todd Fischer

- Updated everyone on the 2020 Budget Meetings with the City Manager. The next step in the budget review process is to finalize the City Manager's 2020 Budget Proposal, and the 5-year Capital Program to be presented to the Finance Committee on Monday, November 18, 2019, at 6:30 p.m.

Police Chief Brian Ohlin

- Thanked the members of the public that came to the Division of Police Open House. Chief Ohlin expressed that the open house was a great success. Chief Ohlin expressed his appreciation for the staff and volunteers who helped with the open house.
- Remarked that the Division of Police has been selling Breast Cancer Awareness patches to their staff and officers. All of the funds that the Division of Police raised would go towards cancer charities. The fundraiser has been extremely successful. The first 150 patches were sold out, and he ordered more for members of the public that are interested in supporting the awareness. The patches are available at the police station for a cost of \$10.
- Added that the Division of Police is doing the Beards behind the Badge Initiative. For donations, officers can grow their beards in October and November. Chief Ohlin remarked that the funds raised from this initiative would go to cancer charities.
- Remarked that the Division of Police is going to have extra staffing patrolling the neighborhoods during the hours of trick-or-treating.

City Engineer Matt Jones

- Remarked that most of the road projects are done for the season with two exceptions - the North Carpenter Road and Laurel Road project. The North Carpenter Road project is between State Route 303 and Grafton Road. The North Carpenter Road project is on schedule, and should reopen to two-way traffic around December 1, 2019, with weather permitting. The next phase for the North Carpenter Road project is expected to start in spring 2020, between Lexington Ln and Boston Road. The Laurel Road Project is on schedule, and should open to two-way traffic in early December, with weather permitting.

Councilman Brian Ousley remarked that the city has a safety issue at the construction site on Laurel Road. When driving south on Maxwell Boulevard while approaching Laurel Road, there are signs at the intersection - Do not Enter, No Access to Pearl Road, and a detour sign. When a

person gets to the stop sign to look to the west for traffic to see what is coming on eastbound on Laurel Road, the gravel is blocking the view. Mr. Ousley expressed that the piled up gravel is making it very difficult to pull out of Maxwell Boulevard onto Laurel Road because a person can not see westbound. Mr. Ousley expressed that this is very dangerous. He believed they should be moving their stone yard.

Councilman Nicholas Hanek pointed out that he would like to look at making long-term improvements to the Laurel Road and Maxwell Boulevard Intersection as the city continue to do the Laurel Road projects. He understands that the intersection is very difficult, and the intersection is changing rapidly with the amount of traffic that is going through that area to go to Town Center. Mr. Hanek remarked that they need to look at what they can do to alleviate that intersection as they continue to do the Laurel Road project.

Mr. Jones remarked that he is aware of the pile, and they have notified the contractor about the gravel. Mr. Jones explained that he is going to remind the contractor about moving the pile. Mr. Jones added that they are looking to improve the intersection at Laurel Road and Maxwell Boulevard.

Open Forum: There was none.

Unfinished Business:

Councilman Joseph Delsanter expressed that he supports the Safety Levy. He noted that in 2009, as Vice Mayor, they stopped the leakage of cash because of funding that was in place for the safety forces. Mr. Delsanter remarked that since he has been on City Council, the population for Brunswick has increased by over 10,000, but there isn't an adequate force level with the current Safety Levy. Mr. Delsanter noted that there is extreme growth in the city. He remarked that they are asking to maintain what is barely an adequate level of safety forces. Mr. Delsanter explained that memorializing the Safety Levy is a necessary idea, or the city would face long waits. The community needs to have more staffing, and this particular funding has to stay in place. He advised everyone to vote for the Safety Levy.

New Business: There was none.

Adjournment:

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

There being no further business, the meeting adjourned at 8:08 p.m.

Respectfully submitted,

Fijabi Julien-Gallam, CMC

Clerk of Council

Mayor Ron Falconi

Adopted

DRAFT

**APPLICATION FOR
BOARDS AND COMMISSIONS**

NAME Steven Girard PHONE 330-304-9646

STREET 3456 Abington Ct. CELL _____

Years of Residency 8

Registered Brunswick Voter: YES X NO _____

POSITIONED DESIRED: Ethics Board EMAIL pastorgiard@gmail.com

EDUCATION _____ DEGREE _____ YEAR GRADUATED _____

HIGH SCHOOL North Smithfield High, RI - Diploma - 1992

COLLEGE Rhode Island College - BA 2001, Concordia Theological Seminary - M.Div. 2006

SPECIAL TRAINING _____

CURRENT EMPLOYMENT

St. Mark Lutheran Church	3110 N. Carpenter Rd.	Pastor	4-11 to current
Company	Address	Title	Dates

RELEVANT PAST EMPLOYMENT

Salem Lutheran Church	Madelia, MN	Pastor	6-2006 to 4-2011
Company	Address	Title	Dates

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

REFERENCES (other than relation):

	NAME	ADDRESS	PHONE
1.	Rick Thompson	121 W. River Road, Valley City, OH	330-483-3941
2.	Carmen Gordon	275 Nottingham Way, Wadsworth OH	330-421-0153
3.	Ross Zito	3505 Hanover Dr., Brunswick, OH	330-273-3062

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

Board Member - Watonwan County Library _____
Brunswick Youth Football assistant coach _____

ATTACH RESUME IF DESIRED.

Signature: _____ Date: 10-03-19

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

Steven Girard

Brunswick, OH

pastorgirard@gmail.com

Summary

8 year resident of Brunswick who arrived to be the pastor of St. Mark Lutheran Church. Co-owner of The Vine N Hop Shop, LLC here in Brunswick. Excellent written and verbal communication techniques. Honorably discharged US Marine Corporal with a strong work ethic and great attention to detail.

Education

Rhode Island College, Bachelor of Arts in Computer Science Graduated - May 2001

Concordia Theological Seminary, Masters of Divinity - May 2006

Employment History

Salem Lutheran Church, MN

Pastor - June 2006 to March 2011

St. Mark Lutheran Church, OH

Pastor - April 2011 to Present

Organize ministry team meetings and coordinate with boards to ensure proper functioning of the church in accordance with the constitution and bylaws of aforementioned church.

Focus on communication, team building and morale.

Ensure fiscal responsibility and proper financial transparency for the members.

Responsible for assisting with budget development and monthly reports for the church.

Mentor and motivate members to continue growing in their faith by offering classes and programs.

Trained and oriented new members to provide for personal growth and community integration.

Civic & Community Service

Board Member - Watonwan County Library

Brunswick Youth Football assistant coach

References -

Rick Thompson	121 West River Road, Valley City, OH	330-483-3941
Carmen Gordon	275 Nottingham Way Wadsworth, OH	330-421-0153
Ross Zito	3505 Hanover Drive, Brunswick, OH	330-273-3062

ECONOMIC DEVELOPMENT

October 15, 2019

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

The meeting convened at 5:51 p.m.

GENERAL DISCUSSION:

Mr. Aungst explained that there is still virtually no unemployment in Medina County. However, the biggest challenge still remains to be unskilled workers in starting positions.

Mr. Aungst commented on the Made in Medina County Expo. Their mission is to raise awareness and educate residents, students, and businesses as to the economic importance and career opportunities of the manufacturing industry. There were close to 2000 people at the event, at least 80 manufacturers, 40 support companies, and a number of local companies present. Murphy Tractor attended and brought a video training simulator, which allowed people to practice real on the job tasks to test their capabilities in working with heavy equipment by way of a computerized chair with joy sticks; a great tool used prior to being interviewed.

Mr. Aungst shared that the member meeting was held for Medina County of Economic Development Corporation (MCEDC), which went well. An insightful presentation was performed by the Governor's representative.

Mr. Aungst gave an update on various projects. Meijer's store is on the agenda to discuss their signage; they have provided an informative packet for the City. Controlled Access plans to open soon. Five Star Gymnastics and Taco Bell are open. Mr. Aungst noted that there is still nothing guaranteed in regards to plans for the Kmart Plaza, despite rumors. The Middle School is progressing, as well as Ambrose Crossing. There has been great feedback about the Orchard Apartments. There are rumors about small retail stores, some will come into fruition. As the City continues to grow and evolve, it is expected for some stores to close and others to open; this is not unusual while trying to plant stores.

Mr. Ousley raised question regarding expectation for the sidewalks at Orchard Apartments. Mr. Aungst indicated that they are prearranged. While requirements by engineering are being met, grass must be put down where sidewalks will exist. With the large amount of work taking place, sidewalks would be last.

Mr. Aungst remarked that Council approved the change of zoning for AMG Peterbilt. Also, 360 Construction are still progressing. There are several businesses with plans for expansions on their current buildings. Sanctus Assisted Living is up for its detailed site plan review at Planning Commission; the facility is approximately 105,000 square feet. Planning Commission would also

review the update to the Comprehensive Plan on Thursday, October 24th, before moving it on to Council.

Mr. Aungst was able to attend the Ohio Economic Development Association Summit in Columbus, which resulted in a potential key project for a manufacturing company for Brunswick.

Mr. Aungst shared he has been appointed as a representative for the area on the Medina County Port Authority. There still have been discussions about working on Pace Financing (Property-Assessed Clean Energy Financing). Medina City has it in place and the County is leading it. Mr. Aungst hoped Medina Township or Brunswick Hills Township would implement it as well so that the City may join and be more influential as a County. Mr. Aungst noted Medina County Port Authority announced that they have plans to start in the southern part of Medina County.

Mr. Ousley raised concern regarding the signage for the Meijer's store, in which they are asking for two more feet in height for their sign. He commented on the invested time that was put into the City's sign ordinance in the past. Mr. Aungst remarked that Meijer's request is not unreasonable. He felt that with the size and scope of their facility, the stores request is minor. Mr. Hanek stated that the City should really consider the size of companies as a factor; he felt that Meijer's is a large facility and would not look appropriately proportioned with a smaller sign. Mr. Aungst encouraged the accommodation of Meijer's signage request.

Mr. Ousley offered suggestion pertaining to the Comprehensive Plan, that perhaps a special call meeting should be considered before the Council meeting. Mr. Aungst reiterated Charter Section 6.02 stating the following: A public hearing will be required for the Comprehensive Plan with a 30 day notification prior to the Planning Commission meeting. At the Commission's meeting, if they so choose, they will recommend adoption to City Council. An ordinance will be required to adopt the Comprehensive Plan. If Council decides to make any changes to the Plan, it does not need to go back to the Planning Commission.

Mr. Hanek raised question as to whether there are any urgent items that need attention as far as legislation needed, in the interim of time for review of the Comprehensive Plan. Mr. Aungst mentioned the City's moratoriums, because those would come due January 23rd. Mr. Hanek recommended a motion.

Mrs. Hanek moved to have legislation drafted to continue the City's two moratoriums for another six months. Vote – 3 Ayes, 0 Nays.

Mr. Hanek voiced his concern regarding the time frame of the Kmart Plaza remaining vacant; it would be unfortunate to see a situation similar to that of the Medina Super Kmart. Mr. Aungst indicated that the location is the busiest cross section in Medina County with more traffic. The general property is highly regarded. There is interest level in the plaza with a lot of avenues.

Mr. Hanek recapped previous discussions on taxing of Vape shops, along with the health concerns he has for the community because of the unknown effects. Mr. Aungst clarified that he would review

what other communities and locations have done. He would email his findings to everyone along with the City Manager. This would provide some guidance as to what others have done with taxing.

Mr. Aungst indicated that the company JUUL has appointed a new President and CEO; whose focus is regulations and rules. The stocks of these types of companies have begun to stabilize. The company JUUL has also announced pulling all flavors that they have produced. Mr. Aungst commented on what he has read that there is a black market for flavors of vaping products that are coming in through other channels and overseas; that creates a problem because there would be no traceability of products. The news is focused on the fact that if these products were following up on adult's addiction as opposed to youth addiction, there may be less severe health issues there. The Governor in the state is examining all possibilities currently; children are a high priority on the Governor's agenda.

ADJOURNMENT:

Being no further business, Mrs. Hanek moved to adjourn at 6:29 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,



Nicholas Hanek
Chairman

FINANCE COMMITTEE MEETING

October 14, 2019

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

The meeting convened at 6:45 p.m.

DISCUSSION ITEMS:

RES. NO. 67-19 - An emergency resolution accepting the amounts and rates as determined by the budget commission and authorizing the necessary tax levies and certifying them to the County Auditor - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

Mr. Fischer clarified that this entails certifying the property tax rates for 2020. There has been no change in property tax rates. The voted property tax is 1.2 mills. However, by law the City has to certify those rates in order to have them billed on the property tax bills. Mr. Fischer remarked that he would take a certified copy of this approved legislation to the County.

Mr. Ousley moved this resolution to tonight's Council Agenda of October 14, 2019, as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

ORD. NO. 68-19 - An emergency ordinance amending Ordinances #89-18, #20-19, #44-19 and #65-19 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*)

Mr. Fischer summarized that the budget was amended recently and request is being made to amend it again. Since amending the budget, the City received a \$50,000 grant for the BodyWorn Cameras for Division of Police. To establish this, some budget amendments are needed. In addition, the City worked with the Engineer's office to complete an older project, Grafton Phase 4. With the new school project happening, the City has a small increase in building fees; 30% of those fees are owed back to the State on commercial projects. The City did not anticipate this volume initially; the request is being made to change the budget by approximately \$10,000.

Mr. Delsanter moved this ordinance to tonight's Council Agenda of October 14, 2019, as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

ORD. NO. 69-19 - An emergency ordinance to advance funds. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

Mr. Fischer explained that this goes along with the budget amendments in order to get the funding in place. The City is looking to advance \$50,000 out of the General Fund into the Department of Justice Grant Fund to cover the Division of Police grant for the BodyWorn Cameras. Once reimbursed, the advance would return to the General Fund most likely in 2020.

Also, \$610,000 would go back into the general fund as a result of Grafton Road Phase 4 Project being finalized; that amount is included in the 2019 Budget. The City has a pending reimbursement request with OPWC (Ohio Public Works Commission) to finalize this, which is expected in the next four to six weeks.

Mr. Ousley moved this ordinance to tonight's Council Agenda of October 14, 2019, as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

ORD. NO. 70-19 - An ordinance authorizing the City Manager/Safety Director to enter into an agreement with the Brunswick City School District to compensate the Brunswick City School District for tax revenue lost as a result of exemptions to taxation on certain real properties for the fiscal years 2019, 2020, 2021 and 2022. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

Mr. Fischer reported that the School Administration and the City Administration have been working together on an arrangement; a verbal agreement to Revenue Share. In short, the City has a CRA (Community Reinvestment Area) abatement program for economic development purposes. Generally speaking, if the City were to offer a CRA to a business and abate their property taxes, the City would be required to share 50% of those income taxes with the schools. One of the options in the state law is to create a negotiated agreement that could be calculated annually.

The second aspect of the agreement is that businesses can come and go for CRA's. There would be a clause in the agreement to allow this amount to be recalculated and resubmitted to Council. This agreement is to be presented to the School Board this month. If not approved, the City would recalculate to the best of their ability in accordance with the law, and return with a precise amount.

Mr. Ousley moved this ordinance to tonight's Council Agenda of October 14, 2019, for three readings. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. Fischer concluded that he would be working on the 2020 Budget Proposal and Five Year Capital Program in upcoming weeks. The next Finance Committee meeting is set for November 18th, 2019, at 6:30 p.m. The goal is to have everything finalized at least one week prior to get the proposal, review it, and ensure that it is ready.

The September monthly financial reports were completed and emailed to everyone.

ADJOURNMENT:

Being no further business, Mr. Delsanter moved to adjourn at 6:53 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

Patricia Hanek

Patricia Hanek
Chairwoman

DRAFT

SAFETY & ENVIRONMENT COMMITTEE MEETING

October 7, 2019

IN ATTENDANCE: Chairman Brian Ousley, Committee Member Michael Abella Jr., Committee Member Andrea Rodriguez, Police Chief Brian Ohlin, News Media.

The meeting convened at 6:15 p.m.

DISCUSSION ITEMS:

Police Video Project –

Resolution authorizing the City Manager to accept a \$50,000 Bureau of Justice Assistance Grant from the Department of Justice for BodyWorn Camera project.

Resolution authorizing the City Manager to enter into an agreement to purchase police video systems for police cruisers, which includes integrated bodycams, associated hardware and software for managing the video evidence.

Chief Ohlin explained the two pieces of legislation. He shared the good news of having been awarded a \$50,000 grant from the Bureau of Justice Assistance for the Police BodyWorn Cameras. If accepted, the funding would also draw into a larger police video project previously mentioned to the committee. Chief Ohlin recapped that in the 2019 budget, \$50,000 was allocated for video camera systems for the police cars. The initial company was unsuccessful in getting the car camera systems to work adequately; for the remaining 12 police cars. Therefore, evaluations were done on other vendors which helped add the idea of another great component; body cameras. That would add more efficiency with the body cameras and car cameras jointly.

Chief Ohlin shared the second piece of legislation is asking permission to purchase a balance of equipment not to exceed \$180,000, which includes the \$50,000 grant. In short, the capital expense would be \$130,000, which has been already budgeted.

Mr. Abella raised question regarding the cost per body camera. Chief Ohlin remarked that the body camera unit solely is \$1,000.00, which would be integrated with the car system. Other components would be integrated, such as accessory equipment for uploading videos, server storage, etc. Each car system would have two cameras; one forward facing, one rear facing, and the control unit that controls the internal car cameras. The vendor chosen was WatchGuard Video. Chief Ohlin clarified he is looking to purchase 25 body cameras. Part of the agreement would include a five year term with equipment warranties. The pricing is all GSA (General Services Administration) contract government pricing; it has been competitively bid upon. The system was extensively tested and has worked very well. Chief Ohlin noted the efforts to offset some of the cost with Federal grant funding.

Mr. Ohlin needed to pass the proposed legislation as an emergency due to the need to accept the grant as soon as possible. In his discussions with the vendor, there would be time for ordering. He hoped the installation process would begin in December.

Mr. Abella moved jointly the following two *un-numbered* resolutions to the next Council Meeting Agenda of October 14, 2019, as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

Resolution authorizing the City Manager to expedite all necessary documents to accept the \$50,000 Bureau of Justice Assistance grant from the Department of Justice for our BodyWorn Camera project.

Emergency resolution authorizing the City Manager to enter into an agreement with WatchGuard for the purchase of police video systems in the amount not to exceed \$180,000.00 for police cruisers which includes integrated bodycams, associated hardware and software for managing the video evidence.

City Codified Ordinance 636.19 – Tobacco Products

Amend city ordinance 636.19 for the sale and possession of cigarettes, tobacco products or alternative nicotine products.

Mr. Ousley remarked that this is needed to comply with the new Ohio Law which was set last week. The legal age for smoking was changed to 21 from 18. Mr. Ousley expressed his disagreement with the new law. He believed that an adult of 18 years of age should be able to make the choice of smoking, especially if old enough to join the military.

Chief Ohlin commented that as soon as the change was made, he met with the Law Department to review the City Ordinance to align the language with State Code. The most substantial change being the age of 18 to 21. It also further expands on the use of the electronic cigarettes; now being referenced as electronic smoking device and vapor products. Any devices of this type containing nicotine product is under the new law. Chief Ohlin recommended a motion as an emergency to promptly be able to comply.

Mr. Abella moved this *un-numbered* ordinance amending section 636.19 for the sale and possession of cigarettes, tobacco products, or alternative nicotine products to comply with Ohio Law to the next Council Meeting of October 14, 2019, as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

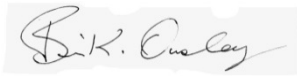
Chief Ohlin reminded everyone about the Police Station Open House this Thursday, October 10th, 2019 from 6-8 p.m. A lot of officers and dispatch staff plan to assist, along with police volunteers. This provides residents a chance to meet the staff and interact with the Detective Bureau, SWAT Team, the Canine Unit, as well as visit the 911 Dispatch Center. There will be some special assets from the partnership with Southwest Enforcement Bureau, which is the regionalized SWAT Team, and the Mobile Command Vehicle will be there. Members of Bomb squad plan to attend, in which one Brunswick police officer is a member. Children's activities will be held. There will be pink patches worn for Breast Cancer Awareness Month; money is being raised as a result of pink patch sales, which has gone really well. The patches will be made available to the public. Mr. Ohlin shared the new concept of permitting officers to grow beards in the months of October and November, in which they are calling the movement "Beards Behind the Badge". The officers may donate money to the cause and grow a beard during these months; at least 12 officers have agreed to participate.

Chief Ohlin provided an update on the radio project. For the past eight to ten months, the department has been transitioning from the Legacy Radio System to the Digital State Marcs Radio System. The police have now started using the new radios. During the new equipment installation and radio programming, two situations occurred that highlighted the strength of how this improves Police officer's safety. One scenario for example; there had been stolen property in Cleveland recently in which a couple of officers were sent to Cleveland to recover the items. Those officers were able to communicate on their portable radios with Brunswick officers. This has never been achieved in the past.

ADJOURNMENT:

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

Respectfully submitted,

A handwritten signature in black ink, appearing to read "B. Ousley", is written over a light gray rectangular background.

Brian Ousley
Chairman

PLANNING AND ZONING COMMITTEE

May 31, 2019

IN ATTENDANCE: Chairman Joseph Delsanter, Committee Member Nicholas Hanek, Committee Member Andrea Rodriguez, Brian Ousley, Community & Economic Development Director Grant Aungst, Planning & Zoning Coordinator Pam Plavecski, Brunswick Resident.

The gathering convened at 9:00 a.m.

DISCUSSION ITEMS:

Suburban Chicken Activity

Brunswick resident Mrs. Palumbo of 1075 North Carpenter Road provided an educational tour of her chicken raising facility along with informative information. Committee members greatly appreciated Mrs. Palumbo taking the time to share her home and knowledge on the subject.

ADJOURNMENT:

Being no further business, gathering adjourned at 10:30 a.m.

Respectfully submitted,



Joseph Delsanter
Chairman

COMMITTEE OF THE WHOLE MEETING

September 23, 2019

IN ATTENDANCE: Vice Mayor Michael Abella Jr., Nicholas Hanek, Andrea Rodriguez, Joseph Delsanter, Patricia Hanek, Brian Ousley, Anthony Capretta, City Manager/Safety Director Carl DeForest, Engineer Matt Jones, Finance Director Todd Fischer, Law Director Kenneth Fisher, Parks & Recreation Director John Piepsny, Brian Thunberg, U.S. Census Representative Jamie Johnson, Council Clerk Fijabi Julien-Gallam, News Media.

The meeting convened at 6:49 p.m.

DISCUSSION ITEMS:

Review and approve the Council's Office 2020 Budget:

Mrs. Gallam explained that a charter review is conducted every five years, in which the five year mark is approaching. The Commission goes into effect in January; meetings would likely begin in February. Mrs. Gallam remarked that Mr. Fischer was able to provide a good estimate of what would be needed for the Charter Review Commission. Initially, the Mayor would give his recommendations per Council's approval. However, Council approves the budget for the Charter Review Commission.

Mrs. Gallam noted she couldn't find anyone to fulfill the secretary position. There is someone available that does not work full-time. Mrs. Gallam referenced her conversation with Mr. Fischer, in which the determined budget would be \$17 per hour at 200 hours. In the past, 200 hours were needed for the project in which some ran short. The amount of work for the Charter Review Commission next year is unknown. Mrs. Gallam shared Mr. Fischer's recommendation that the pay rate should be changed from \$17 to \$18; estimating approximately six hours per week. This is solely a budget amount.

Mrs. Gallam explained that the cost for everything else would remain the same; office supplies, materials, postage, etc. The legal advertisement must be submitted once the recommendations are approved. Also, everything would remain the same for the Council's office budget.

Mr. Hanek moved jointly the Charter Review from \$17 to \$18 per hour and also to approve the Council's Office 2020 Operating Budget and Charter Review Commission Budget. Vote – 7 Ayes, 0 Nays.

MOTION ITEMS:

Motion to authorize the City Manager to enter into agreements for deposit of public funds with Fifth Third Bank and Dollar Bank:

Mr. Fischer explained that the City does not currently have a depository agreement with Fifth Third, unlike the Courts. The City is looking to expand with Fifth Third Bank and Dollar Bank depending on better rates, etc.

Mrs. Hanek moved to authorize the City Manager to enter into agreement for deposit of public funds with Fifth Third Bank and Dollar Bank. Vote – 7 Ayes, 0 Nays.

Motion authorizing a change order in the amount of \$1,336.32 to Fabrizi Trucking and Paving, Inc. for the Laurel Road Reconstruction Phase 1 Project:

Mr. Jones clarified that this involves 2018's construction project for Laurel Road. The change order was due to the water main break that occurred at Laurel Road and Eastwood Drive at that time. This occurred just weeks after the concrete was poured at the intersection; which had to be subsequently torn out and replaced. The contractor was still at the site; therefore, it was decided to incorporate the work into the overall cost of the project, which took the entire contingency. The project would have cost \$11,000 under budget minus the water main break.

Mr. Delsanter moved to authorize a change order in the amount of \$1,336.32 to Fabrizi Trucking and Paving, Inc. for the Laurel Road Reconstruction Phase 1 Project. Vote – 7 Ayes, 0 Nays.

REVIEW LEGISLATION:

RES. NO. 66-19 – An emergency resolution amending Resolution NO. 16-19 to update the project cost and obligate local match funds relative to a Clean Ohio Funds Grant application to the Ohio Department of Natural Resources for the Plum Creek Greenway Phase 1 Project. – **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Carl Deforest*)

Mr. Deforest summarized that the City applied for an Ohio Department of Natural Resources (ODNR) grant in January, which would cover Sleepy Hollow North to Moon Park. There were things that could not be covered by the grant; primarily any trail rehabilitation work. The City was promised to leverage up to \$136,250.00 for this project, the numbers have been readjusted in which they decreased. The overall project would be \$402,000 with the City's share of \$100,500.00, which would be 25% of the overall agreement. The ODNR makes a decision in October, possibly November. The money would come out of the Capital Improvement Fund.

Mr. Hanek expressed his gratitude for the hard work from those involved in trying to achieve the grant. He touched on the meetings with Grace Baptist Church, Brunswick City Schools, and all of City Administration. Mr. Hanek wanted to thank the administration, local legislators, the schools, and all of the community partners for their efforts in trying to accomplish this.

Mr. Hanek moved this resolution to tonight's Council Agenda of September 23, 2019, as an emergency with suspension of the rules. Vote – 7 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. Jamie Johnson, Partnership Specialist from the U.S. Census Bureau provided a timeline and presentation for the 2020 Census. The Census is approaching and the goal would be for everyone to fill out the Census survey. Mr. Johnson's Power Point presentation is attached as follows.

ADJOURNMENT:

Being no further business Mr. Hanek moved to adjourn at 7:15 p.m. Vote – 7 Ayes, 0 Nays.

Respectfully submitted,

Holly Quellos

Holly Quellos

Assistant Clerk of Council

COMMITTEE OF THE WHOLE MEETING

October 14, 2019

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

The meeting convened at 6:53 p.m.

MOTION ITEMS:

Motion to authorize the City to allow for 27 pays (versus the normal 25 pays) for all employees to include hourly and administrative/salaried employees for the 2020 calendar year only.

Mr. Fischer summarized that there are 27 payroll periods for 2020 as a result of leap year.

Mr. Hanek moved to authorize the City to allow for 27 pays (versus the normal 25 pays) for all employees to include hourly and administrative/salaried employees for the 2020 calendar year only. Vote – 7 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was none.

EXECUTIVE SESSION:

Motion to go into Executive Session to discuss the appointment, employment, dismissal, discipline, demotion, or compensation of a public employee.

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 – 7, Mr. Hanek, Mrs. Rodriguez, Mr. Abella, Mr. Capretta, Mr. Delsanter, Mrs. Hanek, Mr. Ousley. Motion Carried.

Mr. Hanek moved to adjourn out of Executive Session, seconded by Mrs. Hanek. Roll Call – Ayes – 7, Mr. Hanek, Mrs. Rodriguez, Mr. Abella, Mr. Capretta, Mr. Delsanter, Mrs. Hanek, Mr. Ousley. Motion Carried.

ADJOURNMENT:

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

Respectfully submitted,

Holly Quellos

Holly Quellos
Assistant Clerk of Council

DRAFT

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION

DATE: 10/28/2019

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

FROM: Carl S. DeForest, City Manager
Todd Fischer

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 70-19** - An ordinance authorizing the City Manager/Safety Director to enter into an agreement with the Brunswick City School District to compensate the Brunswick City School District for tax revenue lost as a result of exemptions to taxation on certain real properties for the fiscal years 2019, 2020, 2021 and 2022. - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*)

BACKGROUND: The Brunswick City Council did create the Brunswick Community Reinvestment Area (CRA) and received state certification for same on February 9th, 1987; and

Ohio Revised Code Section 5709.82 provides that if a municipal corporation has acted under certain authority to grant or consent to the granting of an exemption to taxation for real or tangible personal property on or after July 1, 1994, the municipal corporation imposes a tax on incomes, and the payroll of new employees resulting from the exercise of such authority equals or exceeds one million dollars (\$1,000,000.00) in any tax year for which such property is exempted, the legislative authority and the board of education of each city shall attempt to negotiate an agreement providing for compensation to the school district for all or a portion of the tax revenue the school district would have received had the property not been exempted from taxation; and

The City of Brunswick has acted under the authority provided by the Ohio Revised Code and pursuant to duly adopted Resolution No. 114-78, as amended by Resolution No. 101-09, by granting exemptions to taxation on real property on or after July 1, 1994; and

The City of Brunswick imposes a tax on incomes as defined by Ohio Revised Code Section 718 and Codified Ordinance Section 880; and

The payroll of new employees resulting from the granting of certain exemptions to taxation on real property equals or exceeds one million dollars (\$1,000,000.00); and

The City of Brunswick and the Brunswick City School District are desirous of entering into an agreement for compensation to the Brunswick City School District relative to tax revenue the Brunswick City School District would have received had certain properties not been exempted from real property taxation for fiscal years 2019, 2020, 2021 and 2022.

**PURPOSE AND
EXPLANATION:**

See background.

IMPLEMENTATION

SCHEDULE: Recommended passage to comply with the Ohio Revised Code and the negotiated arrangement detailed in Exhibit A.

FINANCIAL

INFORMATION: Income Tax Revenue Sharing Payment 2019 (including "true-up" for 2018) - - General Fund - 001-0880-53209 - - 173045

FINANCIAL

SUMMARY: Future year payments (2020-2022) will require sufficient Council appropriations to be in place prior to payment. Those appropriations should match the amounts listed in this agreement, provided the agreement is approved by City Council.

**RECOMMENDED
ACTION:**

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

If emergency or suspension of the rules, why the request?
It is the City's intent to make each annual payment to the Schools prior to year-end, or December 31st.

ADDITIONAL

INFORMATION: See the terms included in Exhibit A (the Agreement).

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 70-19

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

AN ORDINANCE AUTHORIZING THE CITY MANAGER/SAFETY DIRECTOR TO ENTER INTO AN AGREEMENT WITH THE BRUNSWICK CITY SCHOOL DISTRICT TO COMPENSATE THE BRUNSWICK CITY SCHOOL DISTRICT FOR TAX REVENUE LOST AS A RESULT OF EXEMPTIONS TO TAXATION ON CERTAIN REAL PROPERTIES FOR THE FISCAL YEARS 2019, 2020, 2021 AND 2022.

WHEREAS: Ohio Revised Code Section 5709.82 provides that if a municipal corporation has acted under certain authority to grant or consent to the granting of an exemption to taxation for real or tangible personal property on or after July 1, 1994, the municipal corporation imposes a tax on incomes, and the payroll of new employees resulting from the exercise of such authority equals or exceeds one million dollars (\$1,000,000.00) in any tax year for which such property is exempted, the legislative authority and the board of education of each city shall attempt to negotiate an agreement providing for compensation to the school district for all or a portion of the tax revenue the school district would have received had the property not been exempted from taxation; and

WHEREAS: The City of Brunswick has acted under the authority provided by the Ohio Revised Code and pursuant to duly adopted Resolution No. 114-78, as amended by Resolution No. 101-09, by granting exemptions to taxation on real property on or after July 1, 1994; and

WHEREAS: The City of Brunswick imposes a tax on incomes as defined by Ohio Revised Code Section 718 and Codified Ordinance Section 880; and

WHEREAS: The payroll of new employees resulting from the granting of certain exemptions to taxation on real property equals or exceeds one million dollars (\$1,000,000.00); and

WHEREAS: The City of Brunswick and the Brunswick City School District are desirous of entering into an agreement for compensation to the Brunswick City School District relative to tax revenue the Brunswick City School District would have received had certain properties not been exempted from real property taxation for fiscal years 2019, 2020, 2021 and 2022.

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

SECTION 1: The City Manager/Safety Director is hereby authorized and directed to enter into the Agreement with the Brunswick City School District, as attached hereto as Exhibit "A", upon the approval of the Law Director as to form.

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____
2nd Reading _____

3rd Reading _____

RULES SUSPENDED:

AYES _____

NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST:

Clerk of Council
Fijabi Julien-Gallam, CMC

DRAFT
AGREEMENT BETWEEN THE CITY OF BRUNSWICK AND
BRUNSWICK CITY SCHOOL DISTRICT

THIS AGREEMENT is entered into this ____ day of _____, ~~2010~~2019, by and between the City of Brunswick, Ohio (the “City”), a chartered municipal corporation existing and operating pursuant to the laws of the State of Ohio, with a business address of 4095 Center Road, Brunswick, Ohio 44212 and the Brunswick City School District, a political subdivision of the State of Ohio (the “School District”), with a business address of 3643 Center Road, Brunswick, Ohio 44212.

WHEREAS, Ohio Revised Code Section 5709.82 provides that if a municipal corporation has acted under the authority of Chapter 725 ~~or~~ 1728 or section 3735.671, 5709.40, 5709.41, 5709.62, 5709.63 or 5709.88 to grant or consent to the granting of an exemption ~~to~~from taxation for real or tangible personal property on or after July 1, 1994, the municipal corporation imposes a tax on incomes, and the payroll of new employees resulting from the exercise of that authority equals or exceeds one million dollars in any tax year for which such property is exempted, the legislative authority and the board of education of each city school district shall attempt to negotiate an agreement providing for compensation to the school district for all or a portion of the tax revenue the school district would have received had the property not been exempted from taxation;

WHEREAS, the City of Brunswick has acted under the authority provided by the Ohio Revised Code and pursuant to duly adopted Resolution No. 114-78, as amended by Resolution No. 101-09, by granting exemptions to taxation on real property on or after July 1, 1994;

WHEREAS, the City of Brunswick imposes a tax on incomes; and

WHEREAS, the payroll of new employees resulting from the granting of certain

exemptions to taxation on real property equals or exceeds one million dollars;

WHEREAS, the City and the School District are desirous of entering into an agreement for compensation to the School District relative to tax revenue the School District would have received had certain properties not been exempted from real property taxation for fiscal years- ~~2008, 2009, 2010, 2011, 2012 and 2013~~ 2019, 2020, 2021 and 2022.

NOW, THEREFORE, in consideration of the mutual promises, covenants and obligations contained herein, the City and the School District hereby agree as follows:

- 1) The City and the School District hereby agree that the City shall pay the School District the total lump sum of ~~\$130,000.00~~ 173,045.00 –for tax revenue lost by the School District as a result of exemptions to taxation on certain real properties for the fiscal year 2019 plus the “true-up” calculation for 2018.s ~~2008, 2009 and 2010.~~ —The total ~~lump~~ sum payment ~~for fiscal years 2008, 2009 and 2010~~ shall be received by the School District within ~~ninety-thirty~~ (930) days of execution of this Agreement by the Parties hereto, upon proper approval of the City of Brunswick Council and the Brunswick City School District Board of Trustees.
- 2) The City and the School District hereby agree that the City shall pay the School District the total sum of ~~\$111,000.00~~ \$162,100.00 –for tax revenue lost by the School District as a result of exemptions to taxation on certain real properties for the fiscal year 2020~~2011~~. The total sum of \$162,100.00 ~~111,000.00~~ shall be received by the School District no later than December 31, 2021~~2011~~.
- 3) The City and the School District hereby agree that the City shall pay the School District the total sum of \$164,900.00 ~~113,000.00~~ for tax revenue lost by the

School District as a result of exemptions to taxation on certain real properties for the fiscal year ~~2012~~2021. The total sum of \$~~164,900.00~~113,000.00 shall be received by the School District no later than December 31, 2021~~12~~.

- 4) The City and the School District hereby agree that the City shall pay the School District the total sum of \$~~115,000.00~~167,700.00 for tax revenue lost by the School District as a result of exemptions to taxation on certain real properties for the fiscal year 2022~~13~~. The total sum of \$167,700.00~~115,000.00~~ shall be received by the School District no later than December 31, 2022~~13~~.
- 5) The City and the School District hereby agree that in the event a business locates in the City and that business is granted an exemption to taxation on real property by the City and that the payroll of new employees equals or exceeds one million dollars in fiscal years -2020, 2021 and 2022~~2011, 2012 or 2013~~, the City and School District shall renegotiate the fixed rate due the School District for any fiscal year subject to this Agreement.
- 6) The City and School District hereby agree that in the event a business moves from the City and that business was granted an exemption to taxation on real property by the City and that the payroll of employees was equal to or exceeded one million dollars anytime in the previous five (5) fiscal years, the City and School District shall renegotiate the fixed rate due the School District for any fiscal year subject to this Agreement.
- 7) In the event of a material default by either Party in the performance of its obligations hereunder, the non-defaulting Party shall deliver to the other Party

written notice setting forth the nature of the default. The defaulting Party shall have thirty (30) days to cure the default. If the default is not cured to the satisfaction of the non-defaulting Party within such thirty (30) day period, the non-defaulting Party may initiate any and all legal action to ensure performance of this Agreement.

- 8) This Agreement shall be governed by the laws of the State of Ohio. This Agreement contains the entire agreement between the Parties and any amendment hereto shall be mutually agreed upon in writing by the Parties hereto.
- 9) All notices which either Party hereto may give shall be addressed, in the case of the City, as follows:

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

With a copy to:

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

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

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

With a copy to:

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

[SIGNATURE PAGE TO FOLLOW]

IN WITNESS WHEREOF, the undersigned have caused this Agreement to be executed
as of the date first written above.

Brunswick City School District

City of Brunswick, Ohio

By_____

Title_____

Date_____

By_____

Title_____

Date_____

The legal form and correctness of the
within instrument are hereby approved.

The legal form and correctness of the
within instrument are hereby approved.

By_____

Title_____

Kenneth J. Fisher, Director of Law

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION

DATE: 10/28/2019

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. 74-19** - An ordinance approving the revised detailed site plan for the Sanctus, LLC senior development located in the Senior Development Special Planning District NO. 5. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: The Planning Commission held a public hearing on October 17, 2019, pursuant to Charter Section 6.02(c) and Section 1268.07(c) of the Codified Ordinances of the City of Brunswick, and recommended approval to City Council of the revised detailed site plan (Exhibit A) for the Sanctus, LLC senior development located north of Keller-Hanna Drive; south of St. Ambrose Church; and east of the Keller water towers (PP# 003-18B-31-539 and 003-18B-31-540). The development guidelines have remained the same.

PURPOSE AND EXPLANATION: City Council adopted the conceptual plan, development guidelines, and rezoning to Special Planning District No. 5 on February 25, 2019, Ordinance No. 13-19. A revised detailed site plan was submitted whereby as required by Section 1268.07(c), changes to the conceptual development plan of more than a cosmetic nature shall also be approved by City Council by ordinance. Furthermore, pursuant to Section 1268.07(d), once a Special Planning District is created, it may only be changed through the Charter provisions for zoning amendments. The conceptual plan shall remain in effect until changed by ordinance of Council as required for the initial adoption in Section 1268.06 of the Zoning Code.

IMPLEMENTATION SCHEDULE:

First reading at City Council meeting on October 28, 2019.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

One Reading	No
Two Readings	No

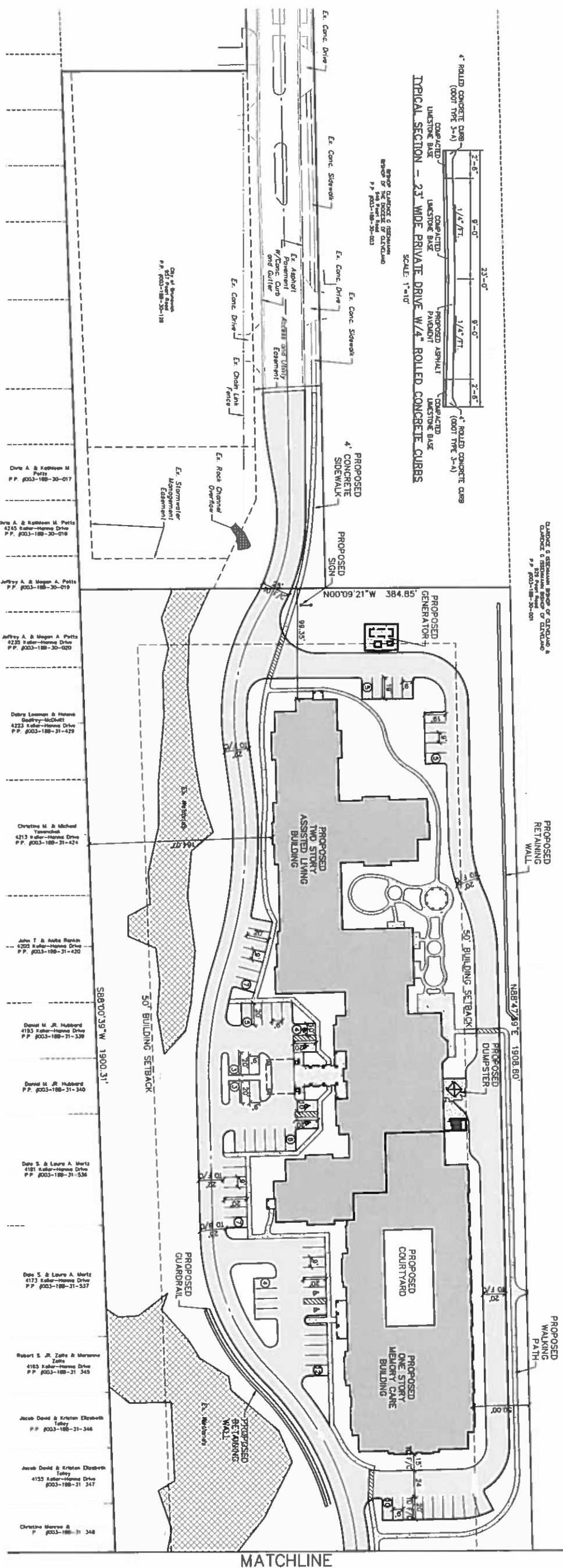
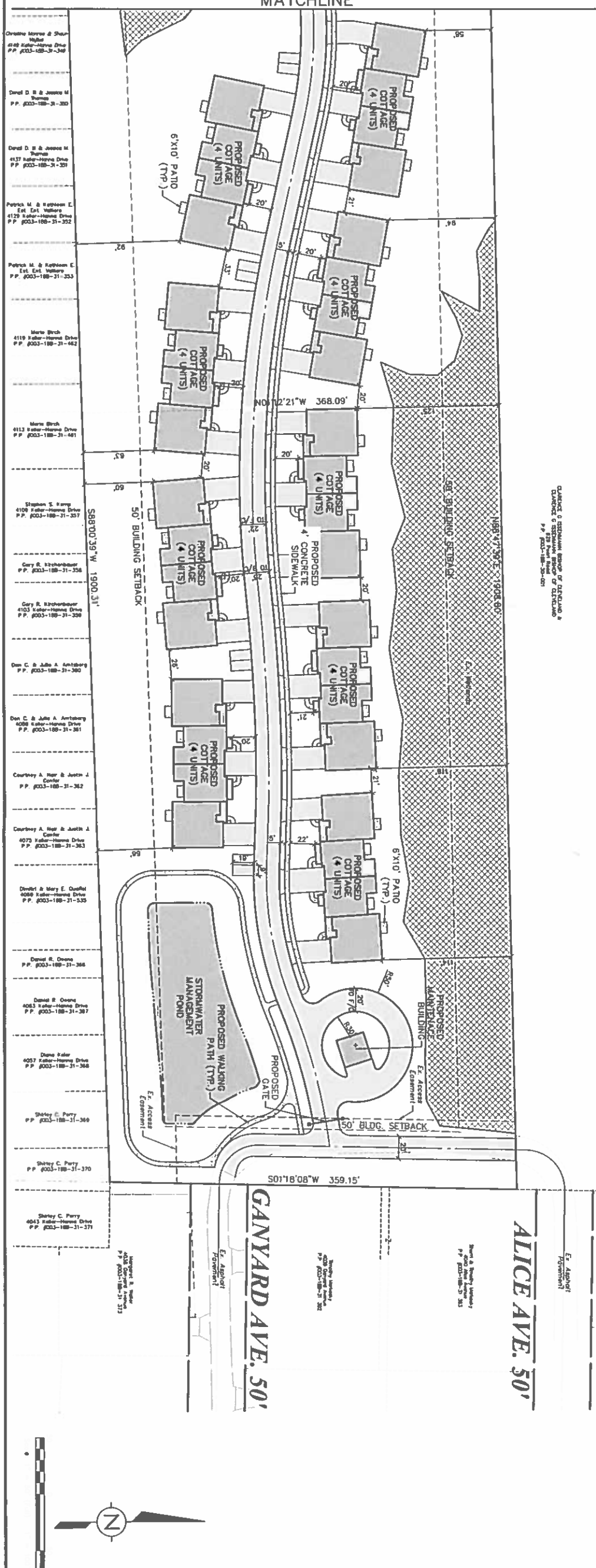
Three Readings	Yes
Emergency	No
Suspension of Rules	No

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

Three readings

**ADDITIONAL
INFORMATION:**

MATCHLINE



RF	RFPT/a	FNJ
42	0	

MAYOR
RON FALCONI

CITY OF BRUNSWICK

CITY MANAGER / SAFETY DIRECTOR
CARL S. DEFOREST

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

October 18, 2019

Frank Biller
Sanctus, LLC
10940 Parker Road
Parker, CO 80134

RE: Sanctus, LLC senior development
SPD-5
Brunswick, Ohio

Dear Mr. Biller:

The Brunswick City Planning Commission, at their meeting on October 17, 2019, voted to **recommend approval** to City Council of the Sanctus, LLC senior development revised detailed site plan, subject to the following:

1. The Planning Commission recommended approval to City Council of the rezoning to Special Planning District 5, along with the initial conceptual plan and design guidelines, on January 17, 2019, which City Council adopted on February 25, 2019 (Ordinance No. 13-19).
2. Pursuant to Section 1268.07(c) and (d), respectively, changes to the conceptual development plan of more than a cosmetic nature shall also be approved by City Council by ordinance; and once a Special Planning District is created, it may only be changed through the Charter provisions for zoning amendments. The first reading on the proposed legislation is scheduled for Council's meeting on October 28, 2019. Please contact Fijabi Gallam, Clerk of Council, at (330) 558-6845 for meeting times.
3. As permitted by Section 1278.03(h), the City Engineer requires the coordination of data from the traffic study with adjacent property owners and proposed development sites.



4095 CENTER ROAD - BRUNSWICK, OHIO 44212

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

4. Per the Fire Department's request, show the private main to access the north drive and feed the required fire hydrants, along with the presumed location of the mechanical room, on the north side of the building.
5. Final site plan approval is subject to engineering approval.
6. Following engineering approval, necessary permits and inspections must be obtained from the Division of Building.

Please provide one set of complete engineering drawings and calculations to the City Engineer for review. The drawings and calculations submitted must include any plan revisions stipulated by the Planning Commission in their approval motion and listed above. The drawings and calculations submitted must each be signed and stamped by a registered Professional Engineer and be based upon a current topographic existing conditions survey of the site. The existing conditions survey shall be included in the project plan set and must be signed and stamped by the registered Professional Surveyor who performed the work.

Also, please ensure your design engineer reviews Chapter 1234 Erosion and Sediment Control; Chapter 1236 Storm Water Management; and Chapter 1238 Riparian Zones of the Brunswick Codified Ordinances, and includes any appropriate measures into the engineered plans and calculations. Should you or your design engineer have any questions regarding site plan requirements, please contact the Engineering Department at (330) 558-6880.

Section 1234.11 (effective February 11, 2008), requires the Storm Water Pollution Prevention Plan and Abbreviated Storm Water Pollution Prevention Plan review, filing, and inspection fee to be included as part of a complete submittal and is required to be submitted to the City of Brunswick before the review process begins. **Please remit payment in the amount of \$2,500.00 for the above process when engineering detailed site plans are submitted.**

Effective February 7, 2007, the project applicant shall be responsible for all costs associated with the engineering review of a proposed project. The applicant shall post a review fee deposit, pursuant to Section 1278.03(g) of the Brunswick Codified Ordinances. **The City Engineer has established a review deposit of \$15,000.00 for this project.** A check in that amount, made payable to the City of Brunswick, must be included with the submission of the engineered drawings and calculations. **The engineering review of the project will not begin until these funds have been placed on deposit with the City of Brunswick.**

It is important to note the deposit amount presented above is only an estimate. As engineering costs are incurred, a corresponding amount will be deducted from the deposit balance. Any funds that remain after the project has been constructed and accepted shall be returned to the entity or person that posted the funds initially. Should the deposit fall below 30% of the initial amount, the applicant may be required to deposit additional funds as determined by the City Engineer.

Upon completion of the review, the City Engineer will request **four final sets** of plans for signature purposes. After the plans are signed by the Planning Commission and City Engineer, one signed set will be returned to your attention.

The Zoning Code requires a **financial guarantee** "to insure that all site features, including, but not limited to, parking, drainage, sidewalks, screening, exterior lighting and landscaping, conform to the approved site plan." The guarantee amount must be based on an itemized estimate from a designer or contractor and must be approved by the City Engineer. The guarantee must be **in the form of cash, letter of credit, or performance bond**, unless another form is approved by the Law Director. The enclosed samples may be utilized for this purpose. Please contact the City Engineer for more information regarding the financial guarantee.

The record site plans, engineering approval, project cost estimate, and financial guarantee must all be in place before building permits can be issued.

The Commission's **site approval is valid for one year** from the date the Planning Commission voted to approve the project.

Please contact me at (330) 558-6865 if you have any questions.

Sincerely,



Pamela Plavecski,
Planning & Zoning Coordinator

enc.

c: Carl DeForest, City Manager
City Council
Grant Aungst, Community & Economic Dev. Director
Ken Fisher, Law Director
Matt Jones, Consulting City Engineer
Cliff Calaway, Chief Building Official
Buck Withers, Withers Design Group

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 74-19

BY: Mr. Delsanter, Mr. Hanek, and Mrs. Rodriguez

AN ORDINANCE APPROVING THE REVISED DETAILED SITE PLAN FOR THE SANCTUS, LLC SENIOR DEVELOPMENT LOCATED IN THE SENIOR DEVELOPMENT SPECIAL PLANNING DISTRICT NO. 5.

WHEREAS: On October 17, 2019, the Brunswick City Planning Commission recommended approval to City Council of the revised Detailed Site Plan for the Sanctus, LLC senior development located in the Senior Development Special Planning District No. 5.

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

SECTION 1: That the revised Detailed Site Plan for the Sanctus, LLC senior development located in the Senior Development Special Planning District No. 5, as attached hereto as Exhibit "A", is hereby approved subject to final engineering approvals.

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

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

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION

DATE: 10/28/2019

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

FROM: Carl S. DeForest, City Manager
Jim Foster

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 75-19** - A resolution authorizing the City Manager to enter into an agreement with W.B. Mason for the provision of office supplies for a period of one (1) year from January 1, 2020 through December 31, 2020, with two (2) separate one (1) year renewal options. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Jim Foster*)

BACKGROUND: Public bids were received and opened on September 24, 2019. Two bids were received with W. B. Mason, Inc. being the lowest and best vendor.

PURPOSE AND EXPLANATION: We would like this legislation read three times with suspension of the rules. There are a number of processes that must take place in order for a new ordering system to be up and running effective on January 1, 2020. By having this legislation effective after the third reading should allow this to happen. The first year contract would be effective January 1, 2020 through December 31, 2020.

IMPLEMENTATION SCHEDULE: Each department orders their own office supplies. Ordering and related expenses for office supplies by Department are limited to the Council adopted appropriations for each Department.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: Each Department has a budget adopted by Council, which includes office supplies. All Departments must adhere to the budgets as established and adopted by Council pursuant to the Section 5705 of the Ohio Revised Code. The submitted bid would lock in pricing for office supply items.

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?

We would like this legislation read three times. Our current contract expires December 31, 2019. We need to be able to set up a new vendor and new ordering process prior to the end of the year.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 75-19

BY: Committee-of-the-Whole

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH W.B. MASON FOR THE PROVISION OF OFFICE SUPPLIES FOR A PERIOD OF ONE (1) YEAR FROM JANUARY 1, 2020 THROUGH DECEMBER 31, 2020, WITH TWO (2) SEPARATE ONE (1) YEAR RENEWAL OPTIONS.

WHEREAS: The City of Brunswick received two (2) bids for provision of office supplies in accordance with public bidding requirements;

WHEREAS: The two (2) received public bids were opened on September 24, 2019, with W.B. Mason determined to be the lowest and best bidder; and

WHEREAS: The agreement with the City's current vendor is scheduled to expire as of December 31, 2019.

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 W.B. Mason for the provision of office supplies for a period of one (1) year from January 1, 2020 through December 31, 2020, with two (2) separate one (1) year renewal options, in an amount not to exceed submitted bid prices.

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: 10/28/2019

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

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 76-19** - An emergency resolution providing for temporary relief from the temporary sign regulations contained in City of Brunswick Codified Ordinance Section 1270.10 by waiving the number of temporary special event sign permits permitted in Commercial and Industrial Zoning Districts and durational requirements for display. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: The City has adopted temporary special event sign regulations as set forth in Section 1270.10 of the Codified Ordinances.

PURPOSE AND EXPLANATION: The City wishes to provide businesses in the community the opportunity to reach the public by allowing the maximum number of permits permitted and the durational requirements for display of temporary special event signage contained in City of Brunswick Codified Ordinance Section 1270.10 be waived through the end of the year, thereby giving businesses the opportunity through the holiday season. Businesses would still need to obtain a permit and also sign a Stipulated Agreement obtained through the Division of Permits & Inspections, approved by the Law Director. A similar program was established in the past several years during the same time frame, after approval by Council Resolution.

IMPLEMENTATION

SCHEDULE: It is anticipated to advise the local chamber of commerce and area businesses upon passage of the legislation.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

One Reading	No
Two Readings	No
Three Readings	Yes

Emergency	Yes
Suspension of Rules	No

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

Three readings and pass as an emergency measure to enable local businesses to increase their attempts to reach the public.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 76-19

BY: Mr. Delsanter, Mr. Hanek and Mrs. Rodriguez

AN EMERGENCY RESOLUTION PROVIDING FOR TEMPORARY RELIEF FROM THE TEMPORARY SIGN REGULATIONS CONTAINED IN CITY OF BRUNSWICK CODIFIED ORDINANCE SECTION 1270.10 BY WAIVING THE NUMBER OF TEMPORARY SPECIAL EVENT SIGN PERMITS PERMITTED IN COMMERCIAL AND INDUSTRIAL ZONING DISTRICTS AND DURATIONAL REQUIREMENTS FOR DISPLAY.

WHEREAS: The City Council believes that it is appropriate and in the best interest of the citizens and business owners of the City of Brunswick to enable local businesses to increase their attempts to reach the public thus continuing to support and grow the local economy;

WHEREAS: The City has adopted temporary sign regulations as set forth in Section 1270.10 of the Codified Ordinances and the City still supports those regulations and their intent; and

WHEREAS: City Council wishes to provide temporary relief from the temporary sign regulations for businesses in the City of Brunswick in an attempt to increase economic opportunities.

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

SECTION 1: In recognition of the objective to support the local economy and businesses, temporary relief from the temporary sign regulations contained in Section 1270.10 of the City of Brunswick Codified Ordinances shall be permitted as follows:

- A) Persons and/or entities owning or leasing property in commercial or industrial zoning districts in the City upon which their business is located may, upon issuance of necessary permits by the City and execution of the attached Stipulated Agreement, erect authorized temporary signage in such manner as permitted by Section 1270.10 and this Resolution.
- B) The maximum total number of permits and the durational requirements for display of temporary signage contained in City of Brunswick Codified Ordinance Section 1270.10 shall be waived.
- C) The temporary relief granted herein is effective from the effective date of this Resolution up to and including December 31, 2019.

SECTION 2: All requirements contained in City of Brunswick Section 1270.10 or Chapter

1270, as may be amended from time to time, not modified by this Resolution shall remain in full force and effect.

SECTION 3: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety, or welfare and to provide for the usual daily operation of a municipality and for the additional reason that this temporary relief is necessary to immediately enable local businesses to increase their attempts to reach the public and drive growth for local businesses and the economy. Therefore, the same shall be in full force from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

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

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION

DATE: 10/28/2019

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

FROM: Carl S. DeForest, City Manager

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 77-19** - An ordinance extending a temporary moratorium on the acceptance and processing of applications for zoning, occupancy and/or building permit approvals for warehousing and motor freight garages and truck or transfer terminal uses in the I-L Light Industrial District and the issuance of such approvals. - **1st Reading** (To be brought from Economic Development Committee, *Administration/Nicholas Hanek*)

BACKGROUND: The members of the Economic Development Committee would like the following extended for an additional six months from the date of conclusion.

39-19 Warehousing and Motor Freight Garages and Truck Transfer Terminals. Current legislation ends on Jan. 23, 2020. Given the time for review of the update to the comprehensive plan and the timing of legislation, they would like to move forward with the extension for the Oct. 28, 2019 Council meeting.

**PURPOSE AND
EXPLANATION:**

IMPLEMENTATION

SCHEDULE: Both for three readings.

**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?

Both for three readings.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 77-19

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

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

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

WHEREAS: On January 14, 2019, City Council adopted Ordinance No. 103-18 extending the temporary moratorium on the acceptance and processing of applications for zoning, occupancy and/or building permit approvals for warehousing and motor freight garages and truck or transfer terminal uses in the I-L Light Industrial District in the City for an additional six (6) months up to and including July 23, 2019;

WHEREAS: On July 22, 2019, City Council adopted Ordinance No. 39-19 extending the temporary moratorium on the acceptance and processing of applications for zoning, occupancy and/or building permit approvals for warehousing and motor freight garages and truck or transfer terminal uses in the I-L Light Industrial District in the City for an additional six (6) months up to and including January 23, 2020;

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

WHEREAS: This Council believes that extending the temporary moratorium on the acceptance and processing of applications for zoning, occupancy and/or building permit approvals for warehousing and motor freight garages and truck or transfer terminal uses in the I-L Light Industrial District in the City, and on the issuance of such approvals, will not deny property owners economically viable use of their property and will permit the City Administration, Council

and Planning Commission necessary time to undertake a review of the Brunswick Zoning Code and possible amendment thereof.

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

SECTION 1: The six (6) month temporary moratorium extension established by Ordinance No. 39-19 shall be extended for a period of six (6) months up to and including July 23, 2020, wherein the City shall not accept or process any applications for zoning, occupancy and/or building permit approvals for warehousing and motor freight garages and truck or transfer terminal uses in the I-L Light Industrial District in the City, and further shall not issue any such approvals during said period.

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

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

SECTION 4: 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: 10/28/2019

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

FROM: Carl S. DeForest, City Manager

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 78-19** - An 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. - **1st Reading** (To be brought from Economic Development Committee, *Administration/Nicholas Hanek*)

BACKGROUND: The members of the Economic Development Committee would like the following extended for an additional six months from the date of conclusion.

40-19 Multifamily housing, currently ending on Feb. 12, 2020, and given the time for review of the update to the comprehensive plan and the timing of legislation, they would like to move forward with the extension for Oct. 28, 2019.

**PURPOSE AND
EXPLANATION:**

IMPLEMENTATION

SCHEDULE: Both for three readings.

**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?
Both for three readings.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 78-19

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

AN 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.

WHEREAS: The City of Brunswick may legitimately regulate the location and approval of Multi-Family Dwelling Units, as defined in Codified Ordinance Section 1242.02(32)(c);

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

WHEREAS: On July 9, 2018, City Council adopted Ordinance No. 46-18 extending the temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for Multi-Family Dwelling Units in any Zoning District in the City for an additional six (6) months up to and including February 12, 2019;

WHEREAS: On February 11, 2019, City Council adopted Ordinance No. 3-19 extending the temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for Multi-Family Dwelling Units in any Zoning District in the City for an additional six (6) months up to and including August 12, 2019;

WHEREAS: On July 22, 2019, City Council adopted Ordinance No. 40-19 extending the temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for Multi-Family Dwelling Units in any Zoning District in the City for an additional six (6) months up to and including February 12, 2020; and

WHEREAS: This Council believes that extending the temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for Multi-Family Dwelling Units in any Zoning District in the City, and on the issuance of such approvals, will not deny property owners economically viable use of their property and will permit the

City Administration, Council and Planning Commission necessary time to undertake a review of the Brunswick Zoning Code and possible amendment thereof relative to the location and approval process for Multi-Family Dwelling Units.

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

SECTION 1: The six (6) month temporary moratorium extension established by Ordinance No. 40-19 shall be extended for a period of six (6) months up to and including August 12, 2020, wherein the City shall not accept or process any applications for zoning, occupancy, conditional use and/or building permit approvals for Multi-Family Dwelling Units in any Zoning District in the City, and further shall not issue any such approvals during said period.

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

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

SECTION 4: 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