



BRUNSWICK CITY COUNCIL AGENDA

Valerie Zak Ward 3	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	Brian Ousley At-Large	Joseph Delsanter At-Large	Anthony Capretta Ward 4
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Administration Representatives

DECEMBER 14, 2020
In Council Chambers
At 7:00 PM

1. Prayer and Pledge of Allegiance
2. Roll Call of Members
3. Correspondence
4. Approval of Minutes
 - (a) Regular Council Meeting Minutes dated November 23, 2020;
 - (b) Special Council Meeting Minutes dated November 30, 2020;
5. Mayor's Report:
 - (a) Mayor's Court Financial Report for the month ending November 2020 will be posted on the website and added to the minutes for the record;
 - (b) Mayor's Update
6. Clerk of Council's Report
7. Council Committee Reports:
 - Economic Development Committee.....Mr. Hanek
 - Services, Utilities, Technology & Cable Committee.....Mr. Abella Jr.
 - Finance Committee.....Mrs. Hanek
 - Safety & Environment Committee.....Mr. Capretta
 - Planning & Zoning Committee.....Mr. Delsanter
 - Planning & Zoning Committee Minutes dated October 26, 2020
 - Parks, Recreation & Community Committee.....Mrs. Zak
 - Parks, Recreation & Community Committee Meeting Minutes dated October 26, 2020
 - Building & Building Code Committee.....Mr. Ousley

8. Reading of Legislation and Action on Legislation:

a. 3rd Reading(s)

ORD. NO. 68-2020 - An ordinance establishing the Oak Ridge Preserve Planning District No. 7 Conceptual Development Plan and amending the zoning map by designating an approximately 12.9258 acre portion of PPN 003-18a-04-193 located at 834 Pearl Road as SPD-7. - **3rd Reading** (Planning & Zoning Committee, *Administration/Ken Fisher*)

b. 2nd Reading(s)

RES. NO. 90-2020 - An emergency resolution requesting an advance release of property tax revenue funds from the Medina County Treasurer collected for the benefit of the City of Brunswick. - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*)

RES. NO. 93-2020 - An emergency resolution authorizing the City Manager to enter into a three (3) year agreement (with two (2) additional one (1) year options) with Quality Control Inspection, INC. for the provision of professional construction inspection services. - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

RES. NO. 94-2020 - A resolution designating the month of January of each year as “Support Local Food Bank Month” in the City of Brunswick. - **2nd Reading** (Committee-of-the-Whole, *Administration/Brian Ousley*)

RES. NO. 95-2020 - A resolution repealing Resolution NOS. 19-03 and 100-03 to repeal the Storm Water Commission. - **2nd Reading** (Committee-of-the-Whole, *Administration/Fijabi Gallam*)

ORD. NO. 96-2020 - An ordinance establishing Section 1270.10(b) by providing temporary relief from the temporary sign regulations for businesses in the City of Brunswick in an attempt to increase economic opportunities. - **2nd Reading** (Committee-of-the-Whole, *Administration/Joseph Delsanter*)

RES. NO. 97-2020 - An emergency resolution declaring the intention of the City of Brunswick to provide municipal services to a 1.7311 acre parcel of land (PPN 001-02B-05-004) on North Carpenter Road. - **2nd Reading** (Committee-of-the-Whole, *Administration/Ken Fisher*)

c. 1st Reading(s)

RES. NO. 99-2020 - An emergency resolution authorizing the City Manager to enter

into a one (1) year contract with the Jefferson Health Plan (through Medical Mutual of Ohio) for the provision of major medical health insurance and prescription coverage for all full-time employees from January 1, 2021 through December 31, 2021. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Jim Foster*)

RES. NO. 100-2020 - An emergency resolution authorizing the City Manager to enter into a one (1) year contract with MetLife for the provision of dental insurance coverage for all full-time employees from January 1, 2021 through December 31, 2021. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Carl DeForest*)

ORD. NO. 101-2020 - An emergency ordinance amending Council's Ordinance Number 20-20 and the City's Fund Balance Reserve Policy - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

ORD. NO. 102-2020 - An ordinance amending Section 1242.02(32)(e) of the Codified Ordinances of the City of Brunswick - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 103-2020 - An ordinance amending Section 1250.05(g) of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 104-2020 - An ordinance amending Section 1252.05(g) of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 105-2020 - An ordinance amending Section 1254.03(j) of the Codified Ordinances of the City of Brunswick by removing Convalescent Care Facilities as a conditionally permitted use in the R-M Medium Density Residential District. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 106-2020 - An ordinance amending Section 1258.03(i) of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 107-2020 - An ordinance amending Section 1256.04(g) of the Codified Ordinances of the City of Brunswick by removing Convalescent Care Facilities as a conditionally permitted use in the C-N Neighborhood Commercial District. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 108-2020 - An ordinance amending Section 1260.04(h) of the Codified Ordinances of the City of Brunswick by removing Convalescent Care Facilities as a conditionally permitted use in the C-G General Commercial District. - **1st Reading** (To

be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 109-2020 - An ordinance amending Section 1261.04(g) of the Codified Ordinances of the City of Brunswick by removing Convalescent Care Facilities as a conditionally permitted use in the GW-C Gateway Commercial District. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 110-2020 - An ordinance amending Chapter 1286 of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 111-2020 - An ordinance establishing Sections 1274.08(a)(1) and (2) of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 112-2020 - An ordinance amending Section 1288.05(c) of the Codified Ordinances of the City of Brunswick by reducing the maximum building height. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 113-2020 - An ordinance establishing Section 1270.10(a)(5) of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 114-2020 - An ordinance adopting the design guidelines for the Joint Development Overlay District. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 115-2020 - An ordinance establishing Chapter 1290 of the Codified Ordinances of the City of Brunswick creating the overlay district. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 116-2020 - An ordinance amending Section 1472.03 of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Building & Building Code Committee, *Administration/Grant Aungst*)

ORD. NO. 117-2020 - An emergency ordinance amending Ordinances #92-19, #7-2020, #29-2020, #52-2020, #61-2020, #82-2020 and #92-2020 to include amendments to the appropriations budget for the year ending December 31, 2020 as incorporated in Exhibit "A" attached hereto. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

9. City Manager's Report

10. Unfinished Business

11. New Business
12. Adjournment

CITY OF BRUNSWICK, OHIO
MINUTES OF COUNCIL
MONDAY, NOVEMBER 23, 2020

Prayer and Pledge of Allegiance: The regular meeting of Brunswick City Council was called to order by Mayor Ron Falconi at 7:00 p.m. at the Municipal Complex.

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

Others Present: Mayor Ron Falconi, Clerk of Council Fijabi Gallam, City Manager Carl 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 November 9, 2020, as written, seconded by Nicholas Hanek. Roll Call - Ayes - 7, Patricia Hanek, Joseph Delsanter, Brian Ousley, Nicholas Hanek, Michael Abella Jr., Anthony Capretta, Valerie Zak. Nays - 0. Motion Carried.

Mayor's Report:

Mayor's recommendation to appoint Kevin New, Bank Representative, to fulfill an unexpired term on the Financial Audit, Review & Advisory Committee expiring March 9, 2023.

Mayor's recommendation to appoint Debbie Boehmke, Chamber of Commerce Representative, to fulfill an unexpired term on the Financial Audit, Review & Advisory Committee expiring March 9, 2023.

Mayor's recommendation to reappoint Stanley Socha and Lisa Jackson-Clements to fulfill a 1-year term on the Volunteer Firefighter Dependents Board expiring December 31, 2021.

Mayor's recommendation to reappoint Mattie Jones Hollowell to Community Action Wayne/Medina Board of Directors to fulfill a 3-year term expiring November 27, 2023.

Mayor's recommendation to reappoint Peter Lukic to fulfill a 3-year term on the Board of Ethics, retroactive to May 8, 2020 and expiring May 8, 2023.

Clerk of Council's Report:

Clerk of Council Fijabi Julien-Gallam reminded everyone that on January 13, 2020, the City Council made a motion to move the Regular City Council Meeting from December 28, 2020 to December 21, 2020. The last two Regular City Council Meetings for the year are scheduled on December 14, 2020, and December 21, 2020. The Clerk of Council added that the City Council scheduled a Special City Council Meeting on November 30, 2020, to discuss Resolution Number 70-2020.

Council Committee Reports:

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

Nicholas Hanek moved to approve the Economic Development Committee Meeting Minutes dated October 20, 2020, as written, seconded by Joseph Delsanter. Roll Call - Ayes - 7, Michael Abella Jr., Patricia Hanek, Brian Ousley, Nicholas Hanek, Valerie Zak, Joseph Delsanter, Anthony Capretta. Nays - 0. Motion Carried.

Services, Utilities, Technology & Cable Committee.....Mr. Abella Jr.:

Councilman Michael Abella Jr. had no formal reports this evening; however, he mentioned that the committee had a special meeting on November 16, 2020.

Finance Committee.....Mrs. Hanek:

Patricia Hanek moved to approve the Finance Committee Meeting Minutes dated October 26, 2020, as written, seconded by Valerie Zak. Roll Call - Ayes - 7, Anthony Capretta, Nicholas Hanek, Valerie Zak, Joseph Delsanter, Patricia Hanek, Brian Ousley, Michael Abella Jr. Nays - 0. Motion Carried.

Safety & Environment Committee.....Mr. Capretta:

Anthony Capretta moved to approve the Safety & Environment Committee Meeting Minutes dated October 26, 2020, as written, seconded by Valerie Zak. Roll Call - Ayes - 7, Nicholas Hanek, Valerie Zak, Joseph Delsanter, Patricia Hanek, Michael Abella Jr., Brian Ousley, Anthony Capretta. Nays - 0. Motion Carried.

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

Councilman Joseph Delsanter had no formal reports this evening.

Parks, Recreation & Community Committee.....Mrs. Zak:

Valerie Zak moved to approve the Parks, Recreation & Community Committee Meeting Minutes dated November 26, 2019, as written, seconded by Patricia Hanek. Roll Call - Ayes - 7, Valerie Zak, Brian Ousley, Nicholas Hanek, Joseph Delsanter, Anthony Capretta, Michael Abella Jr., Patricia Hanek. Nays - 0. Motion Carried.

Building & Building Code Committee.....Mr. Ousley:

Brian Ousley moved to approve the Building & Building Code Committee Meeting Minutes dated October 19, 2020, as written, seconded by Anthony Capretta. Roll Call - Ayes - 7, Nicholas Hanek, Brian Ousley, Michael Abella Jr., Valerie Zak, Anthony Capretta, Joseph Delsanter, Patricia Hanek. Nays - 0. Motion Carried.

Reading of Legislation and Action on Legislation:

3rd Reading(s)

RES. NO. 70-2020 - A resolution adopting the Solid Waste Management Plan for the Medina County Solid Waste Management District. - **3rd Reading** (Committee-of-the-Whole, *Administration/Paul Barnett*):

This resolution was tabled at the Committee-of-the-Whole Meeting dated November 23, 2020, and to be read for third reading with the emergency statement at the Special Council Committee Meeting on November 30, 2020.

RES. NO. 79-2020 - A resolution authorizing the City Manager to enter into a three (3) year agreement with Any Domestic Work, Inc. to provide custodial services at City Hall and the Police Department in a monthly amount not to exceed \$3,925.00. - **3rd Reading** (Committee-of-the-Whole, *Administration/Jim Foster*):

Michael Abella Jr. moved to adopt Resolution Number 79-2020, seconded by Joseph Delsanter. Roll Call - Ayes - 7, Brian Ousley, Patricia Hanek, Joseph Delsanter, Michael Abella Jr., Anthony Capretta, Valerie Zak, Nicholas Hanek. Nays - 0. Motion Carried.

RES. NO. 80-2020 - A resolution authorizing the City Manager to enter into a three (3) year agreement with Any Domestic Work, Inc. to provide custodial services at the Brunswick Community Recreation and Fitness Center in a monthly amount not to exceed \$5,745.00. - **3rd Reading** (Committee-of-the-Whole, *Administration/Carl DeForest*):

Michael Abella Jr. moved to adopt Resolution Number 80-2020, seconded by Nicholas Hanek. Roll Call - Ayes - 7, Patricia Hanek, Valerie Zak, Brian Ousley, Nicholas Hanek, Michael Abella Jr., Anthony Capretta, Joseph Delsanter. Nays - 0. Motion Carried.

RES. NO. 81-2020 - A resolution permitting the City Administration to sell, through public internet auctions, personal property, including motor vehicles acquired for the use of Municipal Officers and Departments, and road machinery, equipment, tools, or supplies, which are not needed for public use, or are obsolete or unfit for the use for which it was acquired for the year 2021. - **3rd Reading** (Committee-of-the-Whole, *Administration/Carl DeForest*):

Michael Abella Jr. moved to adopt Resolution Number 81-2020, seconded by Nicholas Hanek. Roll Call - Ayes - 7, Nicholas Hanek, Valerie Zak, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Patricia Hanek, Brian Ousley. Nays - 0. Motion Carried.

ORD. NO. 83-2020 - An ordinance amending section 248.02 of the City of Brunswick Codified Ordinances relative to residency restrictions and maximum age limitations for new hire police officers. - **3rd Reading** (Safety & Environment Committee, *Administration/Brian Ohlin*):

Anthony Capretta moved to adopt Ordinance Number 83-2020, seconded by Valerie Zak. Roll Call - Ayes - 7, Patricia Hanek, Joseph Delsanter, Brian Ousley, Nicholas Hanek, Michael Abella Jr., Anthony Capretta, Valerie Zak. Nays - 0. Motion Carried.

ORD. NO. 84-2020 - An ordinance amending section 250.04 of the City of Brunswick Codified Ordinances relative to residency restrictions and maximum age limitations for new hire fire medics. - **3rd Reading** (Safety & Environment Committee, *Administration/Josh Erskine*):

Anthony Capretta moved to adopt Ordinance Number 84-2020, seconded by Valerie Zak. Roll Call - Ayes - 7, Michael Abella Jr., Patricia Hanek, Brian Ousley, Nicholas Hanek, Valerie Zak, Joseph Delsanter, Anthony Capretta. Nays - 0. Motion Carried.

2nd Reading(s)

ORD. NO. 68-2020 - An ordinance establishing the Oak Ridge Preserve Planning District No. 7 Conceptual Development Plan and amending the zoning map by designating an approximately 12.9258 acre portion of PPN 003-18a-04-193 located at 834 Pearl Road as SPD-7. - **2nd Reading** (Planning & Zoning Committee, *Administration/Ken Fisher*):

ORD. NO. 68-2020 - Mr. Delsanter moved this ordinance to third reading.

ORD. NO. 85-2020 - An emergency ordinance adopting the Annual Appropriation Budget for Expenditures of the City of Brunswick for the year beginning January 1, 2021 and ending December 31, 2021 - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*):

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

Patricia Hanek moved to adopt Ordinance Number 85-2020, seconded by Valerie Zak. Roll Call - Ayes - 7, Valerie Zak, Brian Ousley, Nicholas Hanek, Joseph Delsanter, Anthony Capretta, Michael Abella Jr., Patricia Hanek. Nays - 0. Motion Carried.

ORD. NO. 86-2020 - An emergency ordinance amending Section 1 of Ordinance No. 93-19 to provide for a Revised Allocation of Municipal Income Tax receipts during the period from January 1, 2021 through December 31, 2021 - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*):

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

Patricia Hanek moved to adopt Ordinance Number 86-2020, seconded by Valerie Zak. Roll Call - Ayes - 7, Brian Ousley, Patricia Hanek, Joseph Delsanter, Michael Abella Jr., Anthony Capretta, Valerie Zak, Nicholas Hanek. Nays - 0. Motion Carried.

ORD. NO. 87-2020 - An emergency ordinance creating an OPWC Old Eagle Drive Improvement Fund (#372) - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*):

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

Patricia Hanek moved to adopt Ordinance Number 87-2020, seconded by Joseph Delsanter. Roll Call - Ayes - 7, Nicholas Hanek, Valerie Zak, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Patricia Hanek, Brian Ousley. Nays - 0. Motion Carried.

1st Reading(s)

RES. NO. 90-2020 - An emergency resolution requesting an advance release of property tax revenue funds from the Medina County Treasurer collected for the benefit of the City of Brunswick. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*):

RES. NO. 90-2020 - Mrs. Hanek moved this resolution to second reading.

ORD. NO. 91-2020 - 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 Valerie Zak. Roll Call - Ayes - 7, Michael Abella Jr., Patricia Hanek, Brian Ousley, Nicholas Hanek, Valerie Zak, Joseph Delsanter, Anthony Capretta. Nays - 0. Motion Carried.

Patricia Hanek moved to adopt Ordinance Number 91-2020, seconded by Joseph Delsanter. Roll Call - Ayes - 7, Anthony Capretta, Nicholas Hanek, Valerie Zak, Joseph Delsanter, Patricia Hanek, Brian Ousley, Michael Abella Jr. Nays - 0. Motion Carried.

ORD. NO. 92-2020 - An emergency ordinance amending Ordinances #92-19, #7-2020, #29-2020, #52-2020, #61-2020 and #82-2020 to include amendments to the appropriations budget for the year ending December 31, 2020 as incorporated in Exhibit "A" attached hereto. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*):

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

Patricia Hanek moved to adopt Ordinance Number 92-2020, seconded by Valerie Zak. Roll Call - Ayes - 7, Valerie Zak, Brian Ousley, Nicholas Hanek, Joseph Delsanter, Anthony Capretta, Michael Abella Jr., Patricia Hanek. Nays - 0. Motion Carried.

RES. NO. 93-2020 - An emergency resolution authorizing the City Manager to enter into a three (3) year agreement (with two (2) additional one (1) year options) with Quality Control Inspection, INC. for the provision of professional construction inspection services. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*):

RES. NO. 93-2020 - Mr. Abella Jr. moved this resolution to second reading.

RES. NO. 94-2020 - A resolution designating the month of January of each year as “Support Local Food Bank Month” in the City of Brunswick. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Brian Ousley*):

RES. NO. 94-2020 - Mr. Abella Jr. moved this resolution to second reading.

RES. NO. 95-2020 - A resolution repealing Resolution NOS. 19-03 and 100-03 to repeal the Storm Water Commission. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Fijabi Gallam*):

RES. NO. 95-2020 - Mr. Abella Jr. moved this resolution to second reading.

ORD. NO. 96-2020 - An ordinance establishing Section 1270.10(b) by providing temporary relief from the temporary sign regulations for businesses in the City of Brunswick in an attempt to increase economic opportunities. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Joseph Delsanter*):

ORD. NO. 96-2020 - Mr. Abella Jr. moved this ordinance to second reading.

RES. NO. 97-2020 - An emergency resolution declaring the intention of the City of Brunswick to provide municipal services to a 1.7311 acre parcel of land (PPN 001-02B-05-004) on North Carpenter Road. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Ken Fisher*):

RES. NO. 97-2020 - Mr. Abella Jr. moved this resolution to second reading.

RES. NO. 98-2020 - An emergency resolution urging Governor Dewine and the Ohio Legislature to extend the deadline for conducting public meetings electronically. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Michael Abella Jr.*):

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

Michael Abella Jr. moved to adopt Resolution Number 98-2020, seconded by Patricia Hanek. Roll Call - Ayes - 7, Anthony Capretta, Nicholas Hanek, Valerie Zak, Joseph Delsanter, Patricia Hanek, Brian Ousley, Michael Abella Jr. Nays - 0. Motion Carried.

City Manager's Report:

City Manager Carl DeForest

- Thanked the community and church volunteers for helping the needy families throughout the community during this difficult time. Mr. DeForest added that he recently was out in the rain delivering baskets of food with Brunswick Rotary.

- Reminded everyone that residents from the community could still drop off non-perishable food donations for the Brunswick Food Pantry. The donation boxes are located by the front doors. He added that monetary donations are acceptable by contacting Bob and Phyllis at 330-220-8299. The Brunswick Food Pantry website has more information on their website, www.BrunswickFoodPantry.org.
- Thanked the healthcare workers and first responders for their continue efforts for Covid19.
- Wished everyone in Brunswick a happy and safe Thanksgiving.

Unfinished Business:

There was none.

New Business:

There was none.

Adjournment:

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

There being no further business, the meeting adjourned at 7:24 p.m.

Respectfully submitted,

Fijabi Julien-Gallam, CMC

Clerk of Council

Mayor Ron Falconi

Adopted

CITY OF BRUNSWICK, OHIO

MINUTES OF COUNCIL

MONDAY, NOVEMBER 30, 2020

Prayer and Pledge of Allegiance: The special meeting of Brunswick City Council was called to order by Vice Mayor Michael Abella Jr. at 7:03 p.m. at the Municipal Complex.

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

Others Present: Clerk of Council Fijabi Gallam, and City Manager Carl DeForest.

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

Reading of Legislation and Action on Legislation:

3rd Reading(s)

RES. NO. 70-2020 - An emergency resolution adopting the Solid Waste Management Plan for the Medina County Solid Waste Management District. - **3rd Reading** (Committee-of-the-Whole, *Administration/Paul Barnett*):

Brian Ousley moved to adopt Resolution Number 70-2020, seconded by Valerie Zak. Roll Call - Ayes - 6, Michael Abella Jr., Patricia Hanek, Brian Ousley, Nicholas Hanek, Valerie Zak, Joseph Delsanter. Nays - 0, Motion Carried.

Adjournment:

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

There being no further business, the meeting adjourned at 7:07 p.m.

Respectfully submitted,

Fijabi Julien-Gallam, CMC
Clerk of Council

Mayor Ron Falconi

Adopted

PLANNING AND ZONING COMMITTEE

October 26, 2020

IN ATTENDANCE: Chairman Joseph Delsanter, Committee Member Nicholas Hanek, Committee Member Brian Ousley, Patricia Hanek, Michael Abella Jr., Anthony Capretta, Valerie Zak, City Manager/Safety Director Carl DeForest, Service Director Paul Barnett, Police Chief Brian Ohlin, Fire Chief Josh Erskine, Finance Director Todd Fischer, Law Director Kenneth Fisher, Parks & Recreation Director John Piepsny, Tom Keppler, Council Clerk Fijabi Julien-Gallam, Strongsville Resident Leah Tornabene, News Media.

The virtual meeting convened at 6:34 p.m.

DISUSSION ITEMS:

RES. NO. 77-2020 – An emergency resolution providing for temporary relief from the temporary sign regulation 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/Ken Fisher)

Mr. Fisher summarized that this resolution would waive the maximum permitted temporary signs, pursuant to section 1270.10 of the Codified Ordinances in commercial and zoning districts through December 31, 2020, to increase economic opportunity for local business. The maximum number of four signs would be expanded on an as-needed basis, with the applicant required to file an application and execute a stipulated agreement; agreeing to the terms of temporary relief to allow for more than four signs again.

Mr. Delsanter inquired about the possibility of implementing this as an annual change. Mr. Ousley was in agreeance. Discussion ensued regarding having similar resolutions reviewed that may fall under the same category of having to be revisited every year.

Mr. Ousley moved this resolution to tonight's Council Agenda of October 26, 2020, for two readings, as an emergency. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was nothing further.

ADJOURNMENT:

Being no further business, Mr. Hanek moved to adjourn at 6:38 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

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

Joseph Delsanter
Chairman

DRAFT

PARKS, RECREATION & COMMUNITY COMMITTEE

October 26, 2020

IN ATTENDANCE: Chairwoman Valerie Zak, Committee Member Patricia Hanek, Committee Member Nicholas Hanek, Joseph Delsanter, Michael Abella Jr., Anthony Capretta, Brian Ousley, Parks & Recreation Director John Piepsny, City Manager/Safety Director Carl DeForest, Service Director Paul Barnett, Police Chief Brian Ohlin, Fire Chief Josh Erskine, Finance Director Todd Fischer, Law Director Kenneth Fisher, Tom Keppler, Council Clerk Fijabi Julien-Gallam, Strongsville Resident Leah Tornabene, News Media.

The meeting convened at 6:07 p.m.

DISCUSSION ITEM - DOG PARK

Mr. Piepsny provided an update. Currently, there was one full time staff member trying to maintain the parks; totaling 22 parks. Normally, there were more members on staff. With over 300 acres of grass, it was a challenge to stay on top of mowing at this time; this was also due to the pandemic. Mr. Piepsny indicated that Leah Tornabene, a Strongsville resident, had reached out to the City with Brady's Canine Fund. The group assisted a lot with landscaping and also implemented agility pieces at the park. Furthermore, they donated a fence, whereas they were made aware of the uncertain time line of putting up the fence; due to the low staff levels. He indicated that the hiring process was not going well. Roughly, twenty people had been interviewed. Three people were offered employment whereas, three declined.

Mrs. Zak inquired about the work needed for the donated fence. Mr. Piepsny clarified that it needed installed. A company had come out, but it was not installed due to weather and things not being satisfactory, in terms of preparation at the park for Mrs. Tornabene.

Mr. Piepsny indicated that grass and weeds still needed maintained. Staffing levels remained a challenge, it has been a difficult year. Also, the parks budget was really low.

Mr. Hanek expressed his gratitude to Mrs. Tornabene and her family for taking the time and effort for the dog park. He spoke about past maintenance in the parks having been done through community volunteer organizations at times, in which he wanted to explore the idea. Mr. Piepsny shared that the law department had drafted a volunteer form in past years for volunteering interests.

Mr. Hanek raised question about the biggest challenge with putting in the fence, stating that volunteers may be able to help. Mr. Piepsny indicated that the issue at hand was that the park needed maintained. Normally, things were kept up, however it was difficult with one full time staff member. Mrs. Zak agreed that looking into volunteers could be an option.

Mrs. Tornabene wanted to reiterate that the park was visited by many. Some negative feedback had been shared with her. She felt this was a great opportunity to bring visitors in from the other cities to the park. The ultimate goal was to make it a place that people would want to revisit. She mentioned

that when she visited the park, the grass was high and there were not many bags available to pick up after the dogs. She noted that over the years the grass had grown into the fence, therefore it still needed work. She reiterated that many people visit and enjoy the park.

Mrs. Zak felt that the parks were usually maintained, however, due to the pandemic and low budget, there has been much delay. Mrs. Zak pointed out that there was no signage for the dog park for residents to know where it was located. Mrs. Tornabene also felt that it was important to implement some type of signage on Center Road for the dog park; once the park's needs were met.

Mr. Ousley brought up the idea of using wood chips at the dog park. Mrs. Tornabene indicated that wood chips were messier, the dogs attempt to chew them, and the chips created a problem for their paws. Mr. Piepsny commented that when the dog park was initially constructed, there were wood chips. He agreed that it was not a good option due to chewing and the residents did not prefer them. Mrs. Tornabene shared that the residents had conveyed that they really liked the fact that there was grass at the park.

Mrs. Zak was hopeful that things would improve with maintaining the park soon. Perhaps the time line would be closer to spring because of the winter.

Mr. Piepsny informed everyone that attendance was picking back up at the Recreation Center. This was very positive.

GENERAL DISCUSSION:

There was nothing further.

ADJOURNMENT:

Being no further business, Mrs. Hanek moved to adjourn at 6:30 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,



Valerie Zak
Chairwoman

PROPOSED LEGISLATION



DATE: 12/14/2020

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

FROM: Carl S. DeForest, City Manager
Ken Fisher

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 68-2020** - An ordinance establishing the Oak Ridge Preserve Planning District No. 7 Conceptual Development Plan and amending the zoning map by designating an approximately 12.9258 acre portion of PPN 003-18a-04-193 located at 834 Pearl Road as SPD-7. - **3rd Reading** (Planning & Zoning Committee, *Administration/Ken Fisher*)

BACKGROUND: These development guidelines, together with the concept plan, comprise the conceptual development plan required by Chapter 1268 for Oak Ridge Preserve. As such, the conceptual development plan is the zoning and development requirements for the 12.7 acre Oak Ridge Preserve SPD-7 area. All provisions of Part Twelve of the Brunswick Codified ordinances remain applicable to SPD-7, unless clearly indicated to the contrary in the development guidelines.

PURPOSE AND EXPLANATION: The purpose of the Oak Ridge Preserve Special Planning District is to create a zoning district designed exclusively for low density, detached homes, all of which are individually owned. SPD-7 is intended to create an opportunity for flexible and innovative site design and to allow density averaging across the zoning boundaries which exists prior to the SPD-7 designation.

IMPLEMENTATION

SCHEDULE: 1st Reading on September 28, 2020 with referral to Planning Commission

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No

Suspension of Rules No

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

**ADDITIONAL
INFORMATION:**

1
CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 68-2020

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

AN ORDINANCE ESTABLISHING THE OAK RIDGE PRESERVE PLANNING DISTRICT NO. 7 CONCEPTUAL DEVELOPMENT PLAN AND AMENDING THE ZONING MAP BY DESIGNATING AN APPROXIMATELY 12.9258 ACRE PORTION OF PPN 003-18A-04-193 LOCATED AT 834 PEARL ROAD AS SPD-7.

WHEREAS: 834 Pearl LLC has submitted an Application to establish a Special Planning District for low density, detached residential development relative to an approximate 12.9258 acre portion of PPN 003-18A-04-193, which is presently located in the R-R Rural Residential Zoning District (the “Property”);

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

WHEREAS: On _____, 2020, the Planning Commission held a public hearing on the Special Planning District Application and recommended approval to City Council; and

WHEREAS: This Council finds that the proposed Special Planning District meets the objections of Codified Ordinance Section 1268.01 and the required conditions contained in Codified Ordinance Section 1268.05(c)(2) and (3), to wit, the proposed Special Planning District includes land that is occupied by substantial natural characteristics worthy of preservation or which are historic aids to the identification of residential communities and calls for ingenuity and imagination by site designers and developers in keeping with overall land use and open space objectives of the Comprehensive Plan, while departing from the strict application of use, setback, height, lot size and related requirements of the Zoning Code.

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

SECTION 1: That the Oak Ridge Preserve Special Planning District No. 7 Conceptual Development Plan, as recommended by the Planning Commission for approval on _____, 2020, is hereby adopted as Appendix ____ to Title 6 of the Zoning Code as provided in Codified Ordinance Section 1268.07(a). The Oak Ridge Preserve Special Planning District No. 7 Conceptual Development Plan consists of Design Guidelines, as attached hereto as Exhibit “A”, and a Conceptual Site Plan for the development of the Property, as attached hereto as Exhibit “B”.

SECTION 2: That the City Engineer is directed to update the Zoning Map by designating the Property as SPD-7.

SECTION 3: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

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

November 20, 2020

Kim and Ryan Harrington
Brownstone Building & Redevelopment
3660 Center Road, Suite #117
Brunswick, OH 44212

RE: Oak Ridge Preserve SPD-7
834 Pearl Road (eastern portion), Brunswick

Dear Mr. and Mrs. Harrington:

The Brunswick City Planning Commission, at their meeting on November 19, 2020, voted to **recommend approval** to City Council of the Oak Ridge Preserve Subdivision rezoning of approximately 13 acres on the eastern portion of 834 Pearl Road, Brunswick, Ohio from the R-R Rural Residential District to Special Planning District 7 (SPD-7), conceptual plan, revised development guidelines, home elevations, and variances for wetland removal and sidewalk location, subject to the following:

1. Pursuant to Section 1268.05(c), in order for City Council to create a SPD, it must first make written findings that the proposed SPD will meet the objectives of Section 1268.01, and that one or more of the following conditions exist within the proposed SPD. The Planning Commission has determined the conditions listed below apply:
 - a. Land that is occupied by substantial natural characteristics worthy of preservation or which are historic aids to the identification of residential communities.
 - b. Lands which call for ingenuity and imagination by site designers and developers in keeping with overall land use and open space objectives of the Comprehensive Plan, while departing from the strict application of use, setback, height, lot size and related requirements of the Zoning Code.
2. Per the City Engineer, there are four wetland removal areas that required variances as follows:
 - a) area west of Sublot 28;
 - b) stormwater management area and parking spaces north of Sublot 28;
 - c) street crossing between Sublots 5 and 29; and
 - d) rear of Sublot 5, which appears to slightly touch Sublot 4.



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>

Pursuant to Section 1222.07 of the Subdivision Regulations, the Planning Commission has granted the above variances and has found that unusual or exceptional factors or conditions require such modification, and that subsections (a) through (f) of the above section are applicable.

3. In accordance with Section 1278.09(d), a 4' wide sidewalk is shown on the south side of Street "A", but a sidewalk will not be installed on the north side. Section 1230.01(b)(3) – Appendix H of the Subdivision Regulations requires sidewalks on both sides of the street. A variance to allow a sidewalk on only the south side of Street "A" has been granted, pursuant to Section 1222.07(a) through (f) of the Subdivision Regulations.
4. The Planning Commission has approved the following home models and elevations:
 - a. The Devonshire – Elevations "A", "B", "C", "D", "E", "F", and "G" with a minimum size of 1,590 sq. ft.
 - b. The Hamilton - Elevations "A", "B", "C", "D", "E", "F", and "G" with a minimum size of 1,735 sq. ft.
 - c. The Heritage (only one elevation proposed) with a minimum size of 1,650 sq. ft.
5. City Council will hold the second reading of three readings on the proposed legislation on November 23, 2020.
6. Planning Commission approval of the detailed site plan is required.

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

Sincerely,



Pamela Plavecski,
Planning & Zoning Coordinator

- c: Carl S. 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

APPENDIX
OAK RIDGE PRESERVE
SPECIAL PLANNING DISTRICT NUMBER 7

Section A: Overview

These development guidelines, together with the concept plan, comprise the conceptual development plan required by Chapter 1268 for Oak Ridge Preserve. As such, the conceptual development plan is the zoning and development requirements for the 12.7 acre Oak Ridge Preserve SPD-7 area. All provisions of Part Twelve of the Brunswick Codified ordinances remain applicable to SPD-7, unless clearly indicated to the contrary in the development guidelines below.

Section B: Purpose

The purpose of the Oak Ridge Preserve Special Planning District is to create a zoning district designed exclusively for low density, detached homes, all of which are individually owned. SPD-7 is intended to create an opportunity for flexible and innovative site design and to allow density averaging across the zoning boundaries which exists prior to the SPD-7 designation. More particular purposes for creating SPD-7 are as follows:

- (1) To allow site designers and developers to use ingenuity and imagination in keeping with the overall land use and open space objectives of the Comprehensive Plan, while departing from the strict application of use, setback, height, lot size and related requirements of the Zoning Code;
- (2) To allow more creative and flexible design of the natural and developed environment within SPD 7 than would otherwise not be possible by adhering to the existing zoning;
- (3) To allow creative use of the clustering and density averaging concepts to preserve the natural beauty of the land while maximizing the enjoyment of homeowners in the uniquely picturesque qualities of Oak Ridge Preserve and leaving much of the land untouched as common space for the community.

Section C: Uses

- (1) Permitted Accessory Uses. Signs as regulated by Chapter 1270 and any use or structure which is accessory and incidental to a SPD-7 permitted use.
- (2) Permitted Uses. Detached cluster dwelling units, including single and two story unit types with the option of patios or raised decks subject to the SPD-7 development guidelines and the site plan review procedures in Chapter 1278.

Section D: Density, Separation and Floor Area Requirements

(1) Density. Maximum density shall be 2.7 units per net acre. Actual density may be less, based on topography, required open space, building spacing or other considerations.

(2) Minimum Boundary Setbacks. Building envelopes shall be located 50 feet from the Pearl Road ROW, 20 feet from the Northern and Southern boundaries, and 40 feet from the Western boundary of SPD-7.

(3) Minimum Building Setbacks.

(a) Minimum of 20 feet from front of building envelope to nearest edge of pavement or sidewalk.

(b) Minimum 5' rear yard setback.

(c) Buildings will be separated by a minimum of 10 feet. 24 inches of variance outside of the building envelope will be given to roof or building overhangs, gutters and downspouts, fireplaces and bay windows.

(d) Open porches and decks either at grade or raised must also fit inside of the building envelope as outlined on the plan. **Only low-sight impact preservation fences with a maximum height of 5' are permitted.**

(4) Maximum Building Height.

(a) Principally permitted building: 35 feet.

(b) Accessory buildings or pools: Not permitted.

(5) Minimum floor area: 1,200 square feet.

(a) Minimum Living Area – Single Floor Ranch Building Type – 1200 sq. ft.

(b) Minimum Living Area – Multiple Floor Building (Two Story) – 1450 sq. ft.

(c) Only floor levels that are entirely above grade shall be included in the calculation of minimum square footage.

(6) Sidewalk to start 4' inside of ROW.

(7) Driveways shall be minimum 22' feet in length.

Section E: Development Standards

(1) Unit Types.

(a) Unit types shall include detached buildings containing only 1 dwelling unit per building.

(b) All dwelling units shall have direct access to the outdoors without use of a common walkway.

(c) All units shall be individually owned as cluster homes as defined in these development guidelines.

(d) **Private driveway maintenance shall be managed by the builder until 60% of the units on the private drives are sold. Then the responsibility shall shift to those homeowners living on the private driveways, per requirements and fees set out in the community HOA and signed off on by Homeowners at closing. Homeowners will be solely responsible for snow removal and any maintenance of the private drive in perpetuity. HOA**

will also collect fees from all homeowners in the cluster development to maintain any ponds or other common areas within SPD 7.

(2) Landscaping. Landscaping shall comply with the requirements of Chapter 1282.

(3) Design Standards.

(a) Minimum building envelope shall be 40' in width and 70' in depth with minimum private open space of 200 sq. ft. per unit. No structure will exceed the building envelope, such as porches, patios or decks.

(b) Lighting fixtures shall ensure adequate lighting while reducing glare and light trespass.

(b) Garages shall be designed and located so that they are not the dominant visual element of the building or streetscape. All garages shall be integrated into the building and trimmed in a minimum of 6" width materials.

(c) Structures shall use offsets, projections, recesses and other comparable design elements to avoid long, uninterrupted wall or roof planes. The use of a variety of enduring materials shall be used.

(d) Doorways shall be defined and articulated with architectural elements such as lintels, pediments, porches or overhangs. Doorways shall be compatible with the building as a whole and with the door themselves.

(e) Exposed foundation walls shall be covered with brick, stone, masonry or vinyl siding. Exposed formed in place concrete is acceptable no more than 4 inches above grade on front elevation and 16 inches above grade on side and rear elevations.

(f) Sidewalks shall form a network of pedestrian paths with a logical continuity while allowing for maximum preservation of the natural landscape. Walks shall be designed around large trees and outcroppings without being overly rigid in their placement. Walkability of the neighborhood for residents shall be given priority in site design.

(g) Open space areas shall be planted with trees, shrubs, hedges, ground covers and grasses, unless existing vegetation is to be retained. Landscaping shall be integrated with other functional and ornamental site characteristics to reinforce the character of the area.

(h) There shall be no less than a 50 ft. right of way from back of sidewalk as outlined in development plan.

(4) Parking. Each dwelling unit shall have 4 parking spaces, including a minimum of two spaces per unit in a garage which is physically attached to and directly accessible from the dwelling unit.

(a) No on street parking permitted. Parking in driveways or designated guest parking spots only.

(b) Guest parking shall be provided with off street parking spaces throughout the SPD.

Section F: Common Open Space

(1) Common open space shall be a minimum of 30 percent of the net acreage (excluding right of way) of the SPD-7 area, and shall be reserved in perpetuity for such use. Common open space shall be designed and appropriate instruments shall be created according to the criteria established below and in Section G.

(2) Open space shall be available and accessible to all residents of SPD-7 and shall be designed primarily for their use. Common open space shall be exclusive of all streets, non-recreational buildings and individually-owned land.

(3) In order to insure that all portions of the open space network are useful for that purpose, no portion of the common open space shall have a dimension of less than 50 feet, subject to modification by the Planning Commission for smaller sections which are particularly well-designed and meet the purposes of SPD-7.

(4) Significant natural amenities, such as outcroppings, tree stands, ponds, ravines and stream channels should be left in their natural state and considered part of the required open space, subject to these standards.

(5) Park benches shall be placed strategically in open spaces to take advantage of the overlooks and natural beauty of the site.

(6) Common open space shall be designed as a network of spaces offering pedestrian access and walkability throughout SPD-7 while maintaining the natural beauty of the area and maximize the number of homes which are adjacent to the open space.

(7) Mowing shall occur in right of way, over utility easements, in common open space where benches and picnic areas shall be developed, and around the storm water management areas. Other areas shall be left in their natural state. No Mow Zones shall be designated to preserve the natural beauty of the streams and forested areas within the SPD.

Section G Common Open Space Disposition

(a) Intent. The design standards in this section are intended to insure adequate open spaces, recreation areas and related design standards for the benefit of the residents of the SPD-7 area, comparable to a single family complex.

(b) Common Open Space. The development in the SPD-7 area shall provide common open space equal to a minimum of 30 percent of the development area, excluding right-of-way. As used in this chapter, common open space includes outdoor areas designed for use by all of the residents, and their guests, of the SPD-7 development. Common open space includes lawns and other landscaped areas, natural areas, paved terraces and sitting areas and outdoor recreation areas. Common open space excludes vehicle parking or circulation areas, and individually controlled land. Common open space in excess of the above minimum may be considered for park and recreation credits as provided in Chapter 1232.

(c) Private Open Space. Each building envelope shall be provided open space at the ratio of 200 square feet per unit minimum. Private open space shall not occupy any portion of the common open space required in subsection (b) above. Private open space shall be specifically designed and constructed to be used and enjoyed by the residents of an individual dwelling unit, and shall be located adjacent to and reasonably accessible from the dwelling unit. Such space shall be screened or otherwise designed to provide privacy for the intended users.

(e) Exclusions. Stormwater detention areas may receive full credit towards the common open space requirement in (b) above if they are designed and improved for an appropriate

open space use (such as a lake or playfield) in addition to stormwater detention. Single purpose detention basins shall not receive credit toward the open space requirement.

Section H: Supplemental Requirements.

(1) Planning Commission Modification. The Planning Commission may modify the strict requirements of the development guidelines if it finds that privacy, light and openness are improved because of skillful design in the arrangement of buildings, open spaces, landscaping or other site features. The Commission may also require wider yards, where an adjoining building is near a lot line, and may require such features as fences and planting to protect adjoining residences. The Commission shall not decrease the yard width, common open space, or private open space requirements in order to allow the maximum number of units permitted in SPD-7, nor shall the Commission increase the maximum allowable density permitted in SPD-7.

(2) Site Plan Review. Each development phase of SPD-7 shall require review and approval of site plans as provided in Chapter 1278, including approval by City Council. Site plans shall clearly depict the required common open space and private open space areas, including proposed improvements thereto, required by the development guidelines. Site plans shall also comply with the provisions of Chapter 1276 Parking and Site Design and Chapter 1282 Landscaping and Screening.

(3) Supplemental Provisions. In reviewing the SPD-7 development plan, or any portions thereof, the Planning Commission may attach written supplemental provisions to the plan. These supplemental requirements may be adopted by the Commission without a public hearing or action by City Council.

Section I: Definitions.

As used in these development guidelines, certain terms are defined as follows:

(1) Cluster dwelling unit: an ownership arrangement where the individual unit owner holds fee simple title to the land beneath the foundation and may also own some amount of land around the foundation. A cluster may be a detached structure or may be attached to other dwelling units within the same structure.

(Ord. 118-03. Passed 11-10-03.)

The Hamilton

1,735 actual sq.ft.
Elevation F





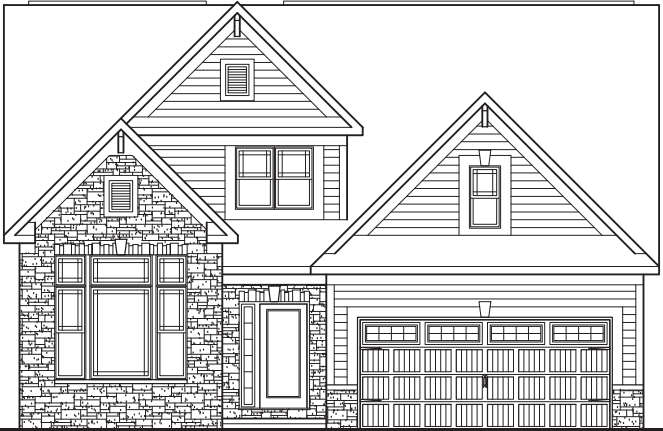
Elevation "A"



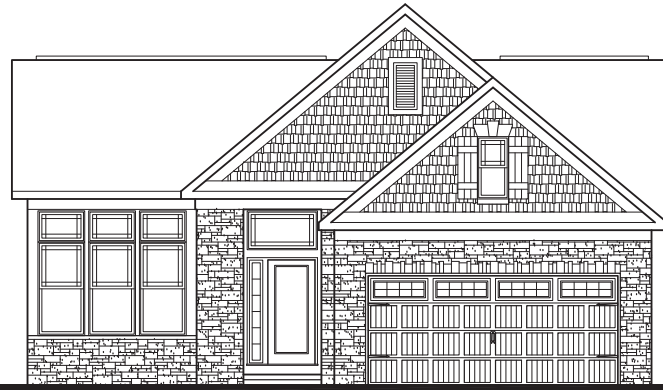
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Elevation "C"



Elevation "D"



Elevation "E"



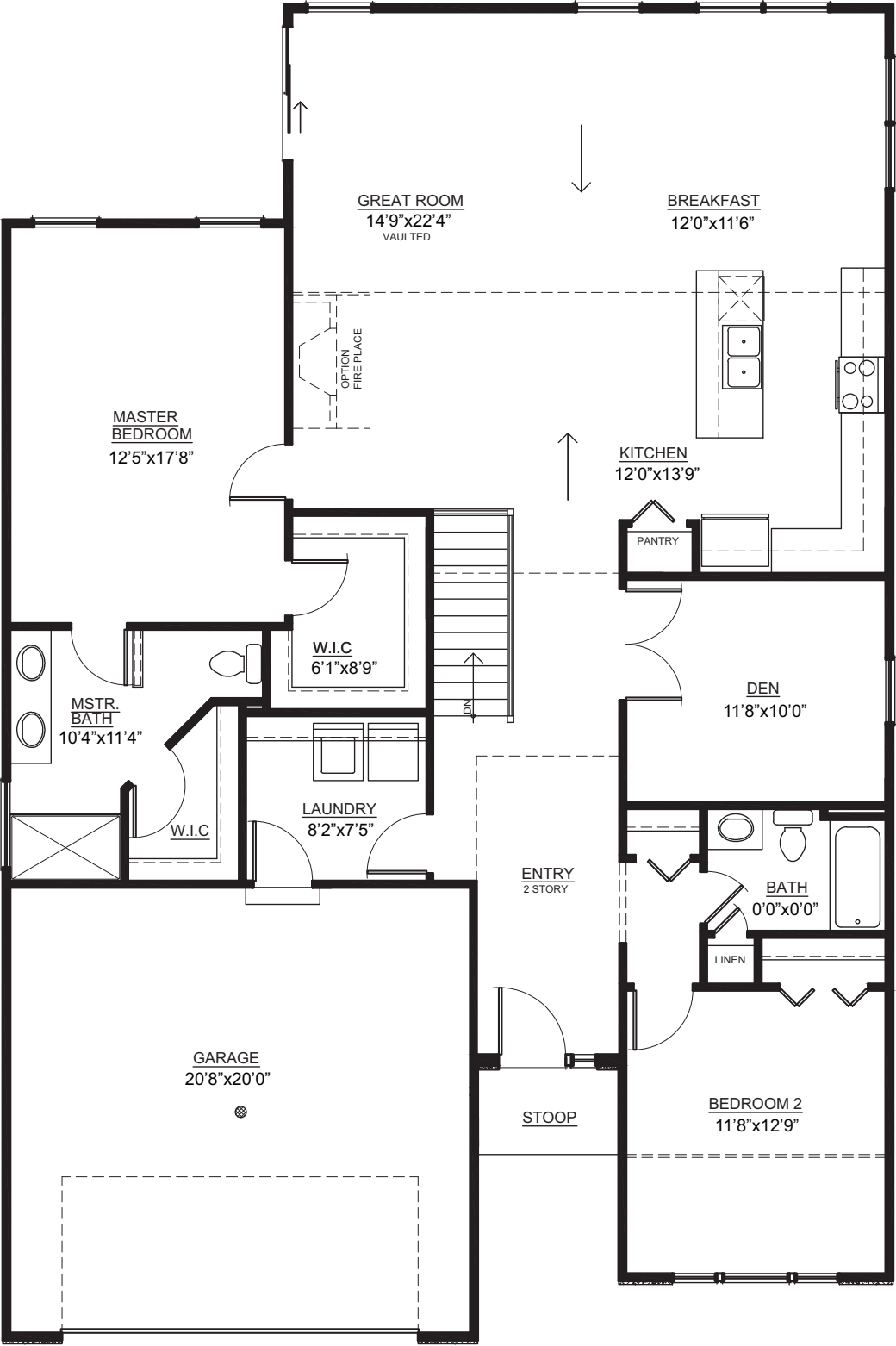
Elevation "G"



Elevation "F"

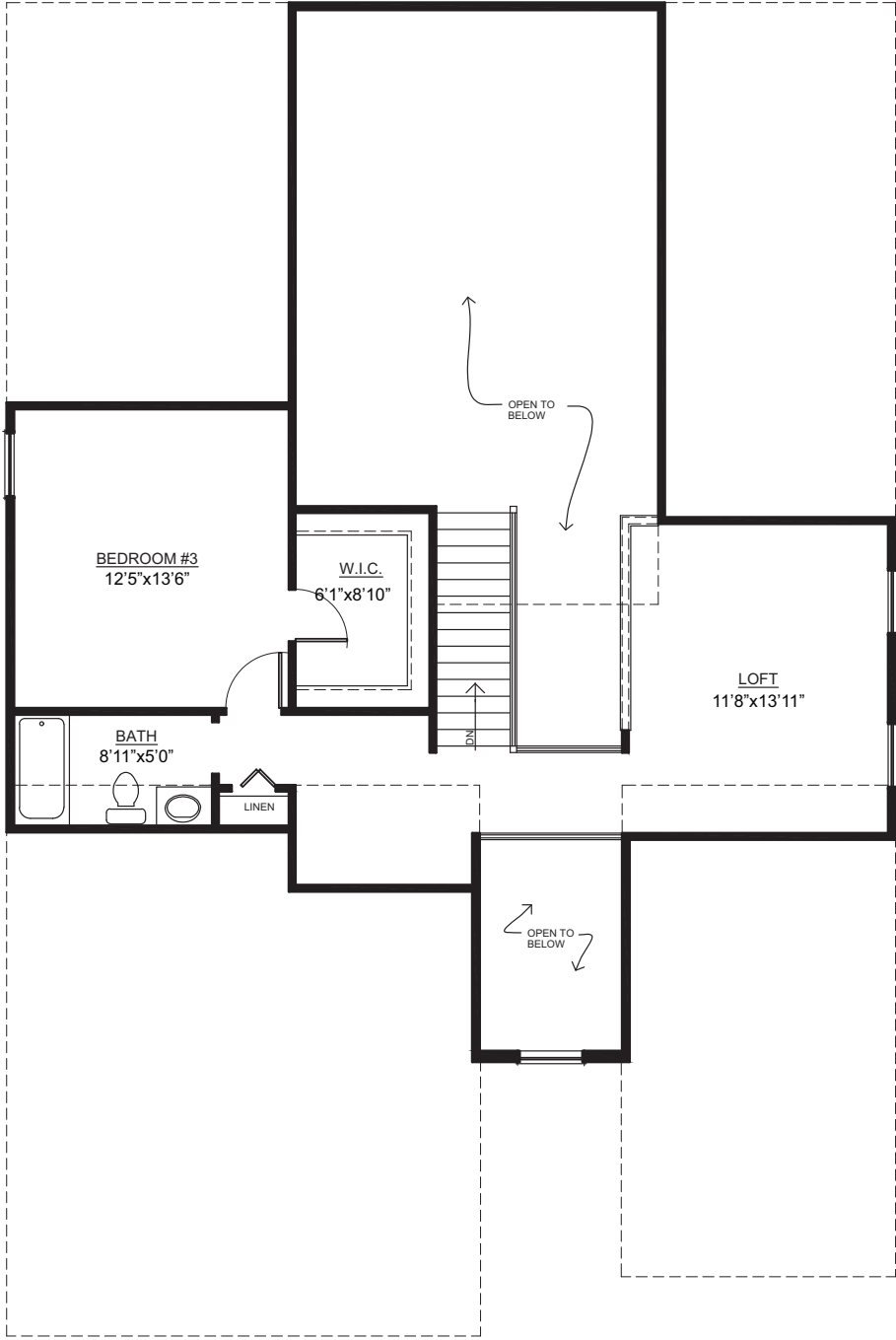
HAMILTON | FIRST FLOOR

"A" Elevation



HAMILTON

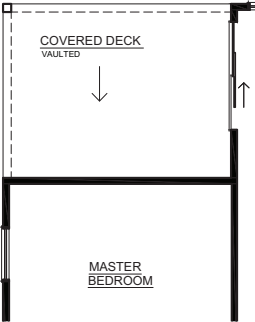
"A" Elevation



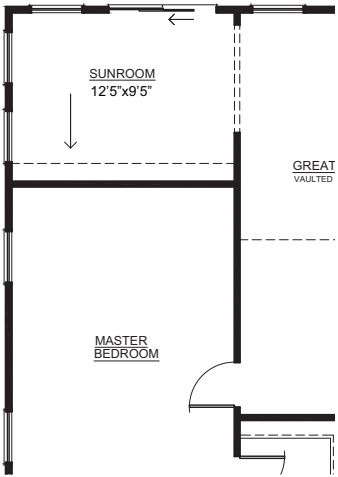
LOFT OPTION

Loft 580 S.F.

OPTIONAL COVERED DECK



OPTION SUN ROOM



The Heritage

1,650 actual sq.ft.
Elevation Finishes



The
Devonshire

1,590 actual sq.ft.
Elevation D



Elevation "A"



Elevation "B"



Elevation "C"



Elevation "E"



Elevation "F"



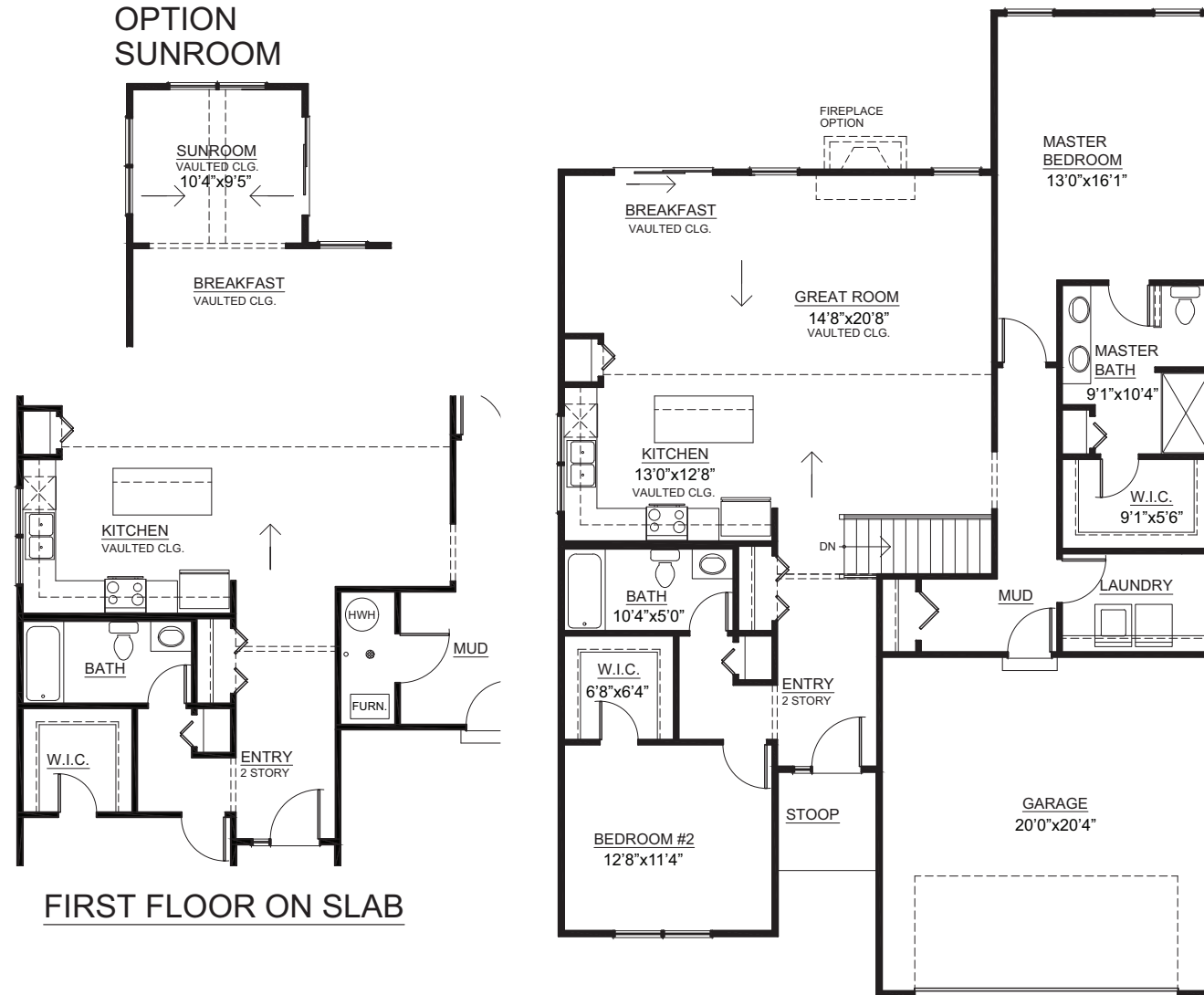
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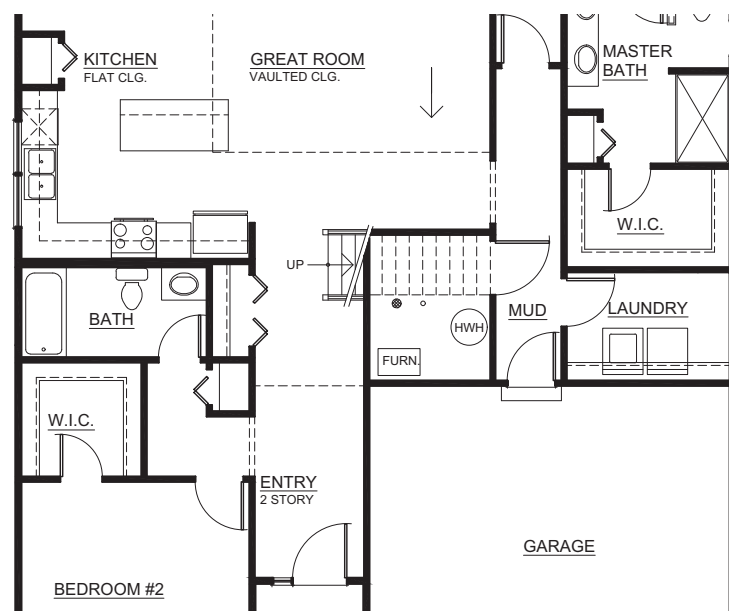
Elevation "D"

DEVONSHIRE | FIRST FLOOR

"A" Elevation



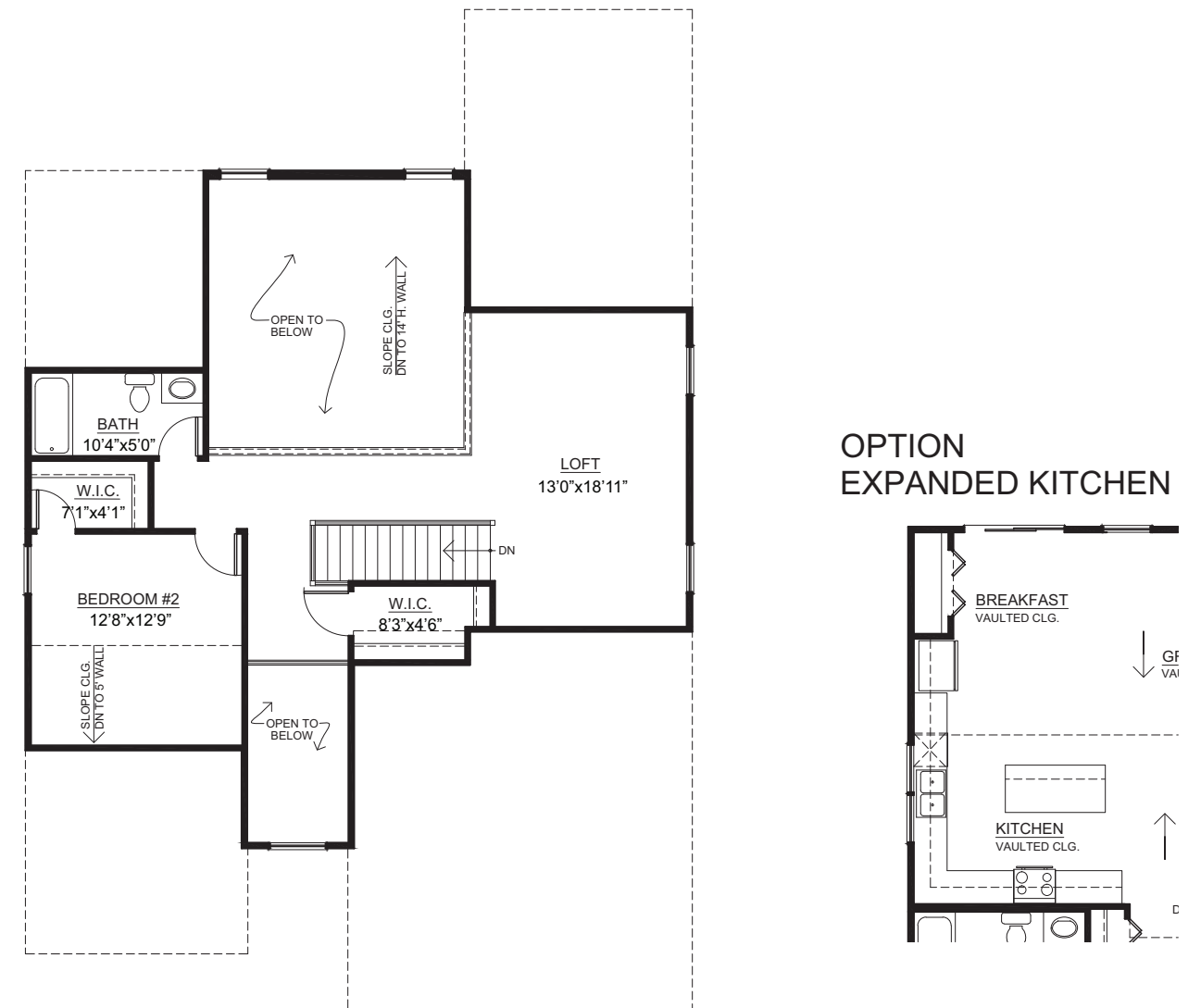
FIRST FLOOR ON SLAB



FIRST FLOOR ON SLAB w/ LOFT OPTION

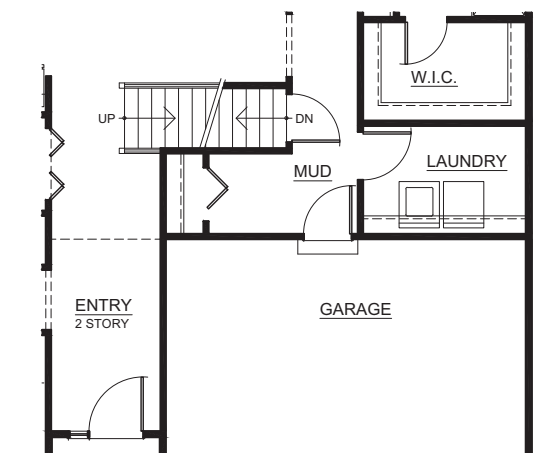
DEVONSHIRE

"A" Elevation



LOFT OPTION

Loft 729 S.F.



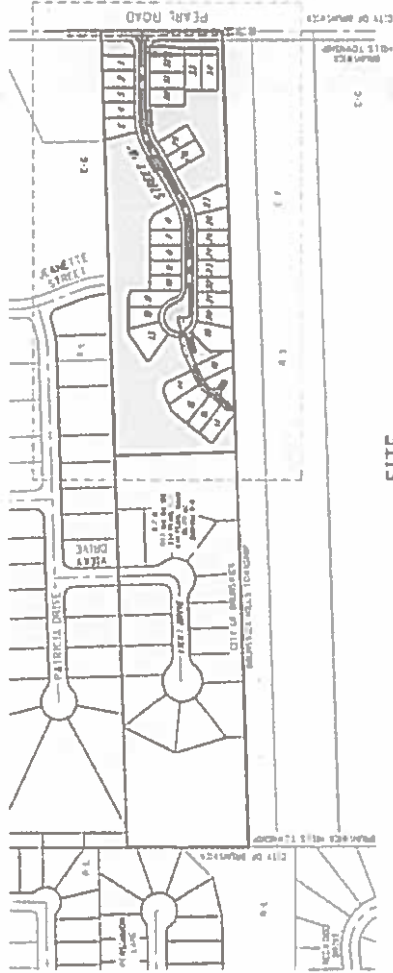
FIRST FLOOR w/ BASEMENT & LOFT OPTION

PRELIMINARY SITE PLAN FOR OAK RIDGE RESERVE CITY OF BRUNSWICK, COUNTY OF MEDINA AND STATE OF OHIO

SITE DATA

PROJ. NO. 104-24-113
ADDRESS 810 PEARL ROAD, BRUNSWICK, 44202
AREA 25.0 AC
EXISTING YIELD 12.0 AC
PROPOSED PHASE 2 11.0 AC
EST. NOW 0.3 AC
PROJECT AREA 12.7 AC
ZONING SPECIAL PLANNING DISTRICT-2 (SPD-2)

CODE	NOTES
40'	MIN. BOUNDARY SETBACKS
10'	FROM PEARL ROAD RIGHT
20'	FROM NORTH-PEARL SOUTH-PEARL SIDE BOUNDARY
40'	FROM WESTERN REAR BOUNDARY
10'	MIN. BUILDING SETBACKS
20'	MIN. SEPARATION BETWEEN BUILDINGS
20'	MIN. SETBACK FROM EDGE OF PAVEMENT
20'	MIN. SETBACK FROM EDGE OF SIDEWALK
5'	MIN. REAR YARD
102 (3.8 AC)	MIN. OPEN SPACE
4.0 (150 UNITS)	MAX. DENSITY UNITS PER ACR
4'	50' HGS TO BASE OF SCREENS DISTANCE



SHEET INDEX:
SHEET 1: SITE PLAN
SHEET 2: PLAN SHEET



LOCATION MAP



SOILS MAP

DESIGNER
10400 E. 10th St., Suite 100
Columbus, OH 43240
614.291.1111
www.mhmc.com

CLIENT
10400 E. 10th St., Suite 100
Columbus, OH 43240
614.291.1111
www.mhmc.com

REVIEWER
10400 E. 10th St., Suite 100
Columbus, OH 43240
614.291.1111
www.mhmc.com

REVISION	DATE
1	04/15/2014



PROPOSED LEGISLATION



DATE: 12/14/2020

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

FROM: Carl S. DeForest, City Manager
Todd Fischer

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 90-2020** - An emergency resolution requesting an advance release of property tax revenue funds from the Medina County Treasurer collected for the benefit of the City of Brunswick. - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*)

BACKGROUND: Each year the City of Brunswick requests an advance release of the maximum amount allowed by law of property taxes collected by the Treasurer. This request is for the 2021 collection year.

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

IMPLEMENTATION SCHEDULE: Consideration for passage as an emergency with the suspension of the rules on 2nd reading - December 14, 2020.

FINANCIAL INFORMATION:

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

RECOMMENDED ACTION:

One Reading	No
-------------	----

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

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

Recommendation for passage as an emergency with a suspension of the rules on December 14, 2020, to allow for the timely filing of paperwork with Medina County Auditor's Office. The emergency and suspension of the rules are deemed necessary in order for the City to be prepared and allow it to receive its property tax revenues in advance of the semi-annual settlement and maximize its interest revenue potential. The needed paperwork is expected to be distributed by the Medina County Auditor's Office in first weeks of December and must be filed no later than early January with this Resolution to receive the property taxes in advance of the normal settlement times defined by law.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 90-2020

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

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

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

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY RESOLVES:

SECTION 1: That the City of Brunswick hereby requests advance release payment of the maximum amount allowed by law from the taxes collected for the benefit of said City credited to the General, Police Pension (Police Fund), and Road Levy Funds of said City, said release payment to be made from prior years, but not collected until 2021 on any and all levies pertaining to the City of Brunswick.

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

SECTION 3: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is necessary to provide for the City of Brunswick, the necessary funds for the operation of the City; wherefore, this Resolution shall be in full force and effect immediately after its passage by the required number of votes; otherwise, the earliest time permitted by law.

PASSED: 1st Reading_____

2nd Reading_____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Fijabi Julien-Gallam, CMC

PROPOSED LEGISLATION



DATE: 12/14/2020

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

FROM: Carl S. DeForest, City Manager
Paul Barnett

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 93-2020** - An emergency resolution authorizing the City Manager to enter into a three (3) year agreement (with two (2) additional one (1) year options) with Quality Control Inspection, INC. for the provision of professional construction inspection services. - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

BACKGROUND: Construction inspection is a service that we have contracted out for many years. The most recent contract is with QCI which is in effect from 2018 thru 2020. Requests for Proposals were received on November 12, 2020 with 3 companies responding. A panel of 3 ranked the RFP's and recommends QCI as the lowest and best.

PURPOSE AND EXPLANATION: QCI will provide construction inspection services on construction projects that the City of Brunswick will be administering for the length of the agreement.

IMPLEMENTATION SCHEDULE: The services will be available to begin January 1, 2021 and continue thru December 31, 2023 with two (2) one (1) year options.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: Provided appropriations are sufficiently in place, a PO for inspection services(QCI) would be issued for each construction project. The cost for inspection for each project will be shown in the costs for each project as estimated by the City Engineer.

In addition, payment shall be made to Quality Control Inspection, Inc. within THIRTY (30) days of the date the invoice was received by the CITY. The CITY shall be provided with a 2% discount on all hourly rates for services paid to QCI within 30-days of the dated invoice

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?

It is requested that this legislation is passed with an emergency after the 3rd reading in order to be in effect by January 1, 2021.

**ADDITIONAL
INFORMATION:**

Agreement



Contract No.: 73-20-35
Expiration: 12/31/23*
Client: City of Brunswick
Service: Civil Engineering Construction
Inspection Services

This Agreement made this ____ day of _____, 2020 by and between Quality Control Inspection, Inc. ("QCI") and the City of Brunswick ("CITY").

This is a Three (3) year Contract starting on January 1, 2021 and ending on December 31, 2023 with 2 one year options to extend services.

WITNESSETH:

WHEREAS, QCI is in the business of providing consulting services relating to construction engineer inspection and construction management (excluding: wastewater treatment plant, water plant, water towers, landfills, hazardous waste or treatment facilities, or projects adjudged by QCI to be of a specialized nature); and

WHEREAS, the CITY is desirous of engaging QCI to retain non-exclusive consulting services relating to construction engineering inspection and construction management as more fully set forth below: and

WHEREAS, on _____, 2020 the City of Brunswick authorized the hiring of QCI by Resolution # _____; and

WHEREAS, QCI and CITY have agreed to the terms and conditions for the consideration as more fully set forth below.

NOW THEREFORE, in consideration of the mutual promises and obligations observed and performed by the parties hereto, QCI and the CITY hereby agree as follows:

ARTICLE I - SCOPE OF SERVICE

QCI shall provide qualified Resident Project Representative(s) ("RPR"), Contract Administrators ("CA") and Construction Project Engineers ("CPE") for the use by the CITY and at the direction of the CITY's engineer ("ENGINEER") or CITY's ("ARCHITECT") or otherwise authorized representative of the City to inspect, consult, or manage Work being performed by Contractors hired, or authorized to perform work, by the CITY. The CITY shall have the right to reasonably approve all personnel assigned by QCI including any additional or substitute personnel.

Prior to the commencement of any project for which the services of QCI are required and when requested by the CITY, QCI shall meet with the CITY, review the proposed project and provide the CITY with a QCI Pre-Project Support Services Plan and written estimate of cost proposed for services, consistent with Exhibit "A" fee schedule attached hereto, which written estimate must be approved in writing by City Engineer, Finance Director, and City Manager prior to commencement of the work.

1. Duties and Responsibilities of the RPR and CA (while working at the direction of the ENGINEER):

*This is a 3 year contract with two (2) one year options

- a.) Liaison: Serve as the CITY's and ENGINEER's liaison with Contractor working principally through Contractor's Superintendent and assist him/her in understanding the intent of the Contract Documents.
- b.) Review of work, Rejection of Defective Work, Inspection and Tests:
 - (i) Conduct on-site observations of the work in progress to determine if the work is proceeding in accordance with the Contract Documents and that completed work will conform to the Contract Documents.
 - (ii) Report to the CITY and ENGINEER whenever QCI believes that any work is unsatisfactory, faulty or defective or does not conform to the Contract Documents, or does not meet the requirements of any inspections, tests, or approval required to be made or has been damaged prior to final payment; and advise CITY and ENGINEER when QCI believes work should be corrected or rejected or should be uncovered for observation, or requires special testing, inspection or approval.
 - (iii) Verify that tests are conducted as required by the Contract Documents and in presence of the required personnel, and that the Contractor maintains adequate records thereof; observe, record and report to the CITY and ENGINEER appropriate details relative to the test procedures.
 - (iv) Accompany visiting inspectors representing public or other agencies having jurisdiction over the project, record the outcome of these inspections and report to CITY and ENGINEER.
- c.) Interpretation of Contract Documents: Transmit to the Contractor clarifications and interpretations of the contract documents as approved by the CITY and ENGINEER.
- d.) Modification: Consider and evaluate Contractor's suggestions for modifications in Drawings or Specifications and report them with recommendations to CITY and ENGINEER.
- e.) Reports:
 - (i) Furnish CITY and ENGINEER daily reports as required for progress of the work and Contractor's compliance with the approved progress schedule and schedule of Shop Drawings submissions. Included shall be pay items completed, test data, and comments relative to observations of the day's work.
 - (ii) Consult with CITY and ENGINEER in advance of scheduled major tests, inspections or start of important phases of work.
- f.) RPR:
 - (i) The RPR is authorized to call to the attention of the Contractor any failure of the work or materials to conform to the Specifications and Contract, and report such findings in writing to the CITY and ENGINEER
 - (ii) The RPR is authorized to reject the use or attempted use of non-specified materials and report such rejection to the CITY and ENGINEER.
- g.) Payment Requisitions: Review applications for payment with Contractor for compliance with the established procedure for their submission and forward them

with recommendations to CITY and ENGINEER, noting particularly their relation to the schedule of values, work completed and materials and equipment delivered at the site but not incorporated in the work.

h.) Completion:

- (i) Submit to Contractor a list of observed items requiring completion or correction and report such findings in writing to the CITY and ENGINEER.
- (ii) Conduct final inspection in the presence of the CITY and ENGINEER and Contractor and prepare a final list of items to be completed or corrected, and report such findings in writing to the CITY and ENGINEER.
- (iii) Verify that all items on final list have been completed or corrected and make recommendations to the CITY and ENGINEER concerning acceptance.

i.) Additional Duties and Responsibilities of the CA: In addition to the duties and responsibilities as spelled out in Paragraph 1 (A), at the request of the CITY or ENGINEER, the CA shall act as a representative of the CITY and shall, under the CITY's authority and control; use best effort to resolve, rectify, remedy, correct and/or modify all field problems of any nature whatsoever, included, but not limited to, making recommendations and/or suggestions of solutions to field problems to the CITY and ENGINEER.

2. Duties and Responsibilities of the Construction Project Engineer (CPE): QCI's CPE serves as the responsible engineer in charge of the construction and management of large capital improvement projects. These individuals are Ohio Licensed professional engineers who possess a significant level of experience in managing projects in full compliance with a variety of local, state, and federal government programs.

- a.) The CPE shall provide sufficient organization, personnel and management to carry out the requirements of this Agreement in an expeditious and economical manner consistent with the best interests of the CITY.
- b.) The CPE shall expeditiously review design documents during their development and advise on proposed site use and improvements, selection of materials, building systems and equipment, and methods of Project delivery. The CPE shall provide recommendations on relative feasibility of construction methods, availability of materials and labor, time requirements for procurement, installation and construction, and factors related to construction cost including, but not limited to, costs of alternative design or materials, preliminary budgets, and possible economies.
- c.) The CPE shall consult with the CITY and ENGINEER and/or ARCHITECT regarding the Construction Documents and make recommendations whenever design details adversely affect constructability, cost or schedules.
- d.) The CPE shall assist the CITY in selecting, retaining and coordinating the professional services of surveyors, special consultants and testing laboratories required for the Project.
- e.) The CPE shall assist the CITY's ENGINEER and/or ARCHITECT with bid analyses and make recommendations to the CITY for the CITY's award of Contracts or rejection of bids.
- f.) The CPE may assist the CITY in preparing Construction Contracts and advise CITY on

acceptability of Subcontractors and material suppliers proposed by Contractors.

- g.) The Construction Phase will commence with the award of the initial Construction Contract or purchase order and, together with the CPE's obligation to provide Basic Services under this Agreement, will end 30 days after final payment to all Contractors is made.

3. Additional Duties and Responsibilities of a CPE for projects administered by the CITY's ARCHITECT.

- a.) The CPE shall provide administration of the Contracts for Construction in cooperation with the ARCHITECT as set forth below and in the edition of AIA Document A141-1997, Standard Form of Agreement between CITY and ARCHITECT with Standard Form of ARCHITECT's Services, current as of the date of this Agreement.
- b.) The CPE shall schedule or be available to attend meetings to discuss such matters as procedures, progress and scheduling. The CM will prepare and promptly distribute minutes to the CITY, ARCHITECT, and Contractors.
- c.) Utilizing the Construction Schedules provided by the Contractor(s), the CPE shall monitor the update of the Project construction schedule(s) incorporating the activities of the Contractors on the Project, including activity sequences and duration's, allocation of labor materials, processing of Shop Drawings, Product Data and samples, and delivery of products requiring long lead time and procurement. The Project construction schedule shall include the CITY's occupancy requirements showing portions of the Project having occupancy priority. The CPE shall coordinate the updating and reissue of the Project construction schedule as required to show current conditions. If an update indicates that the previously approved Project construction schedule may not be met milestones, critical path items or the completion date, the CPE shall recommend corrective action to the CITY and ARCHITECT.
- d.) The CPE shall endeavor to obtain satisfactory performance from the Contractor(s). The CM shall recommend in writing courses of action to the CITY when requirements of the Contract are not being fulfilled.
- e.) The CPE shall maintain accounting records on authorized Work performed under unit costs, additional Work performed on the basis of actual costs of labor and materials and other Work requiring accounting records.
- f.) The CPE shall develop and implement procedures for the review and processing of applications by Contractor(s) for progress and final payments.
- g.) Based on the CPE's observations and evaluations of the Contractor(s) Application for payment, the CPE shall review the amounts due the respective Contractor(s) and make recommendations of payment to the ARCHITECT and CITY and report such findings in writing to the CITY.
- h.) The CPE shall determine in general that the work of the Contractor(s) is being performed in reasonable close conformance with the requirements of the Contract Documents, endeavoring to guard the CITY against defects and deficiencies in the Work and report such findings in writing to the CITY.
- i.) As appropriate, the CPE shall have authority, upon written authorization from the CITY, to require additional inspection or testing of the Work in accordance with the provisions of the Contract Documents, whether or not such Work is fabricated, installed or completed.

- j.) The CPE, in consultation with the ARCHITECT, may reject Work that does not conform to the requirements of the Contract Documents and report such findings in writing to the CITY.
- k.) The CPE shall monitor the scheduling and coordination of sequence of the construction to the Contract documents and the latest approved Project construction schedule.
- l.) With respect to each Contractor's own Work, the CPE shall not have control over or charge of and shall not be responsible for construction means, methods, techniques, sequences or procedures, or for safety precautions and programs in connection with the Work of each of the Contractors, since these are solely the Contractor's responsibility under the Contract for Construction.
- m.) The CPE shall transmit to the ARCHITECT requests for interpretations of the meaning and intent of the Drawings and Specifications, and assist in the resolution of questions that may arise.
- n.) The CPE shall review requests for changes, assist in negotiating Contractor's proposals, submit recommendations to the ARCHITECT and CITY, and, if they are accepted, assist in preparing Change Orders and construction Change Directives which incorporate the ARCHITECT's and CITY modifications to the Documents.
- o.) The CPE shall assist the ARCHITECT in the review, evaluation and documentation of Claims.
- p.) Duties, responsibilities and limitations of authority of the CITY's project representative - "see attached AIA Document B352, modified.
- q.) All additional service, beyond the scope of this agreement shall only be undertaken by QCI upon written authorization by the CITY.

ARTICLE II - LIMITATIONS

Except upon written instruction of the CITY, ENGINEER, and/or ARCHITECT the RPR(s), CA or CPE:

1. Shall not authorize any deviation from the Contract Documents or approve any substitute materials or equipment.
2. Shall not issue instructions contrary to the contract plans, specifications or contract documents.
3. Shall not exceed limitations of the CITY, ENGINEER and/or ARCHITECT's authority as set forth in the Contract Documents.
4. Shall not undertake any of the responsibilities of Contractor, Subcontractor or Contractor's Superintendent, or expedite the work inconsistent with the project schedule of completion.
5. Shall not advise on or issue directions relative to any aspect of the means, methods, techniques, sequences or procedures of construction unless such is specifically called for in the Contract Documents.

6. Shall not issue directions as to safety precautions and programs in connection with the work.

ARTICLE III - FEES

1. Fee Schedule:

- a.) The CITY shall pay to QCI the fees as set forth in Exhibit "A" attached hereto.
- b.) The fees shall be due and payable on a monthly basis upon presentation by QCI of a detailed invoice.
- c.) QCI shall submit a monthly invoice to the CITY, specifying the project name, total RPR hours worked, CA hours worked, CPE hours worked, gas mileage, and reimbursable expenses.
- d.) Payment shall be made to Quality Control Inspection, Inc., 9500 Midwest Avenue, Garfield Heights, Ohio 44125, or QCI assigned financial agent within THIRTY (30) days of the date the invoice was received by the CITY. The CITY shall be provided with a 2% discount on all hourly rates for services paid to QCI within 30-days of the dated invoice
- e.) In the event the CITY or QCI desires to terminate this Agreement, it may be terminated upon THIRTY (30) days written notice by the party so desiring to terminate to the other party. QCI shall be paid for work completed and services performed up to the time of the notice of termination and in the event it is permitted to complete commenced projects, QCI shall be compensated at the rate provided for herein.
- f.) This agreement upon "Acceptance" shall become effective January 1, 2021 upon and remain in effect through December 31, 2023 with two (2) one year option renewals and shall not be construed to provide for exclusive use of QCI or to guarantee utilization of the above stated services to any level stated or implied.

ARTICLE IV - INDEMNIFICATION

1. Indemnification and Hold Harmless:

- e.) QCI shall at all times maintain in force and effect professional liability insurance with a limit of liability of not less than \$1,000,000.00 and in a form generally the same as its current coverage provided by National Union Fire Company of Pittsburgh, PA.

ARTICLE V - NON-SOLICITATION OF QCI EMPLOYEES

1. Solicitation of QCI Employees.

- a.) Information About QCI Employees. CITY may work closely with employees of QCI performing services under this Agreement. All information about such employees which becomes known to CITY during the course of this Agreement and which is not otherwise known to the public, including compensation or commission structure, is a Trade Secret of QCI and shall not be used by CITY in soliciting employees of QCI at any time. CITY agrees to protect the confidentiality of such information unless otherwise subject to disclosure pursuant to applicable Ohio or Federal law.

- b.) Solicitation of Employees Prohibited. During the term QCI is performing services for CITY and from one (1) year following the cessation of such services, CITY shall not directly or indirectly ask or encourage any employee(s) or former employee(s) of QCI to leave their employment with QCI, solicit any employee(s) of QCI or former employee(s) for employment, make any offer(s) of employment to any employee(s) or former employee(s) of QCI or employ any employee(s) or former employee(s) of QCI.
- c.) Injunctive Relief. CITY agrees and acknowledges that the violation of any of the provisions contained herein would cause irreparable injury to QCI, that the remedy of law for any violation or threatened violation thereof would be inadequate, and that QCI shall be entitled to temporary or permanent injunctive or other equitable relief without the necessity to prove actual damages. In any proceeding by QCI to enforce any of the provision of this Agreement, the prevailing party shall be entitled to reimbursement of all costs and reasonable attorney's fees incurred in such litigation.

ARTICLE VI - COPYRIGHTS

CITY acknowledges and agrees that QCI has certain licensing rights to Build A Form® Engineer Report System ("System") that will be utilized by QCI under this Agreement. QCI has proprietary rights in said System which shall remain the sole property of QCI and nothing herein shall be deemed to create any rights in CITY in violation of the rights or interest of QCI or any third party. CITY acknowledges that the remedy at law for any breach of this section will be inadequate and, accordingly, in the event of any breach or threatened breach by CITY of this section, QCI shall be entitled, in addition to any other remedies, to any injunction restraining any such breach.

ARTICLE VII - GENERAL

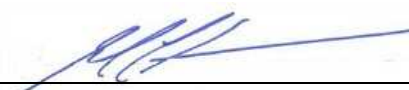
- 1. Heading. The headings to the Articles and Sections of the Agreement are inserted for convenience only and will not be deemed a part of this Agreement for purposes of interpreting or applying the provisions of this Agreement.
- 2. Governing Law. This Agreement will be governed in all respects by the laws of the State of Ohio.
- 3. Severability. If any provision or paragraph of this Agreement shall be prohibited by law or held to be invalid, such provision or paragraph shall be separable from this agreement without invalidating the remaining provisions or paragraphs hereof.
- 4. Amendments. During the term of this Agreement, CITY and QCI may amend this Agreement provided, however, any such amendment must be in writing and signed by both CITY and QCI.
- 5. Force Majeure. Neither party shall be liable for its failure to perform hereunder due to any contingency beyond its reasonable control, including acts of God or the public enemy, fire, explosion, accident, flood, drought, embargoes, war, riot, sabotage, action of any kind of governmental authority, whether valid or invalid, strikes, lockouts, labor disputes or shortages or any contingency, delay, failure or cause beyond the parties reasonable control, whether or not of the kind specified herein.
- 6. Waiver. The waiver by either party of any breach or violation of any provision of this Agreement shall be effective only if given in writing and signed by the waiving party. Any waiver of one breach or violation shall not operate or be construed as a waiver of any subsequent breach or violation.

7. Entire Agreement. This instrument, including the appendices, exhibits, and attachments hereto, constitutes the entire Agreement between the parties covering the subject matter and supersedes all previous agreements and all proposals and negotiations not expressly set forth herein. No modifications or amendments shall be valid unless in writing and signed by both parties. Where conflicts may arise between this Agreement and the proposal of QCI, this Agreement shall prevail.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed on the day and year first above-mentioned.

Acceptance:

QUALITY CONTROL INSPECTION, INC.
40 Tarbell Avenue
Bedford, Ohio 44146

By: 
Rick E. Capone, President

Date: November 16, 2020

CITY OF BRUNSWICK
4095 Center Road
Brunswick, Ohio 44242

By: _____
Carl DeForest, City Manager

Date: _____

Approved as to form

By: _____
Director of Law, City of Brunswick

Date: _____

This agreement authorized by resolution _____ adopted the ____ day of _____, 2020

By: _____
Clerk of Council, City of Brunswick

Date: _____

EXHIBIT “A”

- 1) This is a Three (3) year Contract starting on January 1, 2021 and ending on December 31, 2020 with two (2) one year options to extend services.
- a.) **Resident Project Representative** – \$49.44 to \$54.59 per hour, per person. Work performed on a Saturday, Sunday, Holiday and/or any hours which exceed a total of eight hours (8) per day will be regarded as an extra for which compensation will be in the sum of \$74.16 to \$81.89 per hour, per person for each extra hour worked.
- b.) **Contract Administration** - \$75.19 per hour, per person.
- c.) **Construction Project Engineer (Ohio PE)** - \$97.85 per hour, per person.
- d.) **Discount** – The City of Brunswick shall be provided a 2% discount on all Hourly Rates for services, on invoices paid by the City to within 30-days of the dated invoice. QCI's Invoice(s) shall detail the total amount due and “Discount Amount Due” if paid within 30-days of dated invoice.
- e.) QCI's rates conform to the following cost principles: Monday through Friday, five (5) eight (8) hour workdays.
- f.) CITY shall contact QCI one (1) hour prior to the start of any scheduled work to terminate any scheduled daily inspections. QCI shall forgo compensation for properly terminating scheduled daily inspection services. QCI shall be compensated for TWO (2) hours per person, for all scheduled inspection terminated before a two (2) hour working period, compensated for FOUR (4) hours per person for all scheduled inspection which exceeds two (2) hours but has not exceeded a four (4) hour working period and compensated for EIGHT (8) hours per person for all scheduled inspection exceeding four (4) hours and not exceeding an eight (8) hour working period.
- g.) Reimbursable expenses; mean the actual expenses incurred directly or indirectly, plus 10%, in connection with the project including: expendable materials, transportation and subsistence incidental thereto; providing and maintaining field office facilities including furnishings and utilities; telephone calls, reproduction of reports, drawings and specifications and similar project related items.

D:\QCI\BD\Brunswick, City of\Scope\2020-2023 Scope.doc

6. Listing of Hourly Fees



Hourly Rates and Fee Structure

QCI has a long history of providing the highest level of service for the greatest value in the industry. QCI has provided a range of pricing as per the City of Brunswick's instruction found on page 2 of your request. Upon our selection and in following Ohio's Qualifications-Based Selection process, using this range we will negotiate our rate(s) to perform the required services at a compensation determined in writing to be fair and reasonable to the City of Brunswick. Contract negotiations shall be directed toward:

- (1) Ensuring QCI and the City have a mutual understanding of the essential requirements involved in providing the required services;
- (2) Determining that QCI will make available the necessary personnel, equipment, and facilities to perform the services within the required time;
- (3) Agreeing upon compensation which is fair and reasonable, taking into account the estimated value, scope, complexity, and nature of the services.

QCI Fees and Costs Civil Engineering Construction Inspection Services RFP- 2020-001		
Position	Hourly Rate Range 2020- 2023	Hourly Overtime Rate Range 20120 - 2023
Construction Project Engineer	* \$97.85	N/A
Contract Administrator	* \$75.19	N/A
Resident Project Representative	* \$49.44 to \$54.59	\$74.16 to \$81.89

Discount on Fees and Costs

The City of Brunswick shall be provided with a 2% discount on all hourly rates for services paid by the City to QCI within 30-days of the dated invoice. QCI's invoice(s) shall detail the Total Amount Due as well as the Discount Amount; valid when paid within 30-days.

Below reflects the adjusted hourly rates when the aforementioned discount is applied:

Rates with 2% Discount on Fees and Costs Civil Engineering Construction Inspection Services RFP- 2017-002		
Position	Adjusted Hourly Rate	Adj. Hourly Overtime Rate
Construction Project Engineer	\$95.89	N/A
Contract Administrator	\$73.69	N/A
Resident Project Representative	\$48.45 to \$53.50	\$72.68 to \$80.25

Scoring of RFP for Construction Inspection 2021-2023

Scoring Performed on 11-16-2020

Scorer	Thomarios			ECS Midwest, LLC			QCI		
	Akron, Ohio			Brooklyn Heights, Ohio			Bedford, Ohio		
	Ryan Lutz	Matt Jones	Paul Barnett	Ryan Lutz	Matt Jones	Paul Barnett	Ryan Lutz	Matt Jones	Paul Barnett
Description of Firm	3.0	3.0	3.0	4.5	4.5	4.0	4.0	4.0	4.0
Firm Experience and History in Inspection Services	3.5	2.5	3.0	5.0	4.5	5.0	5.0	5.0	5.0
Staff/Cost	7.0	8.0	7.0	5.0	6.0	4.0	9.0	10.0	10.0
References	4.0	4.5	5.0	4.0	4.0	4.0	5.0	5.0	5.0
Quality of Proposal	4.5	5.0	4.0	5.0	5.0	5.0	4.0	4.5	4.0
Web Based Reporting	5.0	5.0	5.0	5.0	5.0	5.0	5.0	5.0	5.0
Individual Rater Totals	27.0	28.0	27.0	28.5	29.0	27.0	32.0	33.5	33.0
Grand Totals			82.0			84.5			98.5
Point Ranking			3			2			1

Scoring based on a scale of 0 thru 5 with 5 being the best for all categories except "Staff/Cost" which is scored on a scale of 1 thru 10 with 10 being the best.

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 93-2020

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

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A THREE (3) YEAR AGREEMENT (WITH TWO (2) ADDITIONAL ONE (1) YEAR OPTIONS) WITH QUALITY CONTROL INSPECTION, INC. FOR THE PROVISION OF PROFESSIONAL CONSTRUCTION INSPECTION SERVICES.

WHEREAS: Pursuant to a Request for Proposals authorized by Council by Motion, three (3) proposals for the provision of professional construction inspection services were received on November 12, 2020;

WHEREAS: A panel of three (3) City employees ranked the received proposals and recommended the proposal submitted by Quality Control Inspection, Inc. as being the lowest and best; and

WHEREAS: The previous professional construction inspection service agreement with Quality Control Inspection, Inc. expires on December 31, 2020.

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

SECTION 1: That the City Manager, with approval of the Director of Law, is authorized and directed to enter into a three (3) year Agreement (with two (2) additional one (1) year options) with Quality Control Inspection, Inc., as attached hereto as Exhibit "A", for the provision of professional construction inspection services commencing January 1, 2021.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety, or welfare and to provide for the usual daily operation of a municipality and for the additional reason that this contract for professional construction inspection services be in effect as soon as possible for the continuation of professional construction inspection services. 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

PROPOSED LEGISLATION



DATE: 12/14/2020

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

FROM: Carl S. DeForest, City Manager
Brian Ousley

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 94-2020** - A resolution designating the month of January of each year as "Support Local Food Bank Month" in the City of Brunswick. - **2nd Reading** (Committee-of-the-Whole, *Administration/Brian Ousley*)

BACKGROUND: The supply levels at local food banks are depleted after the holiday season and are typically at their lowest levels in January.

PURPOSE AND EXPLANATION: To encourage donations to food banks after the holidays.

IMPLEMENTATION SCHEDULE: Adopt after 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?

ADDITIONAL INFORMATION:

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 94-2020

BY: Committee-of-the-Whole

A RESOLUTION DESIGNATING THE MONTH OF JANUARY OF EACH YEAR AS “SUPPORT LOCAL FOOD BANK MONTH” IN THE CITY OF BRUNSWICK.

WHEREAS: Local food banks play an important role in the community by assisting those in need.

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

SECTION 1: That the month of January of each year shall be designated as “Support Local Food Bank Month” in the City of Brunswick.

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

PROPOSED LEGISLATION



DATE: 12/14/2020

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

FROM: Carl S. DeForest, City Manager
Fijabi Gallam

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 95-2020** - A resolution repealing Resolution NOS. 19-03 and 100-03 to repeal the Storm Water Commission. - **2nd Reading** (Committee-of-the-Whole, *Administration/Fijabi Gallam*)

BACKGROUND: On February 24, 2003, City Council adopted Resolution No. 19-03 establishing the Storm Water Commission. On September 8, 2003, City Council adopted Resolution No. 100-03 establishing the composition of the Storm Water Commission.

PURPOSE AND EXPLANATION: It has been determined that the Storm Water Commission is no longer necessary.

IMPLEMENTATION SCHEDULE:

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?
None

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 95-2020

BY: Committee-of-the-Whole

A RESOLUTION REPEALING RESOLUTION NOS. 19-03 AND 100-03 TO
REPEAL THE STORM WATER COMMISSION.

WHEREAS: On February 24, 2003, City Council adopted Resolution No. 19-03 establishing
the Storm Water Commission;

WHEREAS: On September 8, 2003, City Council adopted Resolution No. 100-03 establishing
the composition of the Storm Water Commission; and

WHEREAS: It has been determined that the Storm Water Commission is no longer necessary.

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

SECTION 1: That Resolution Nos. 19-03 and 100-03 are hereby repealed in their entirety and
the Storm Water Commission is hereby repealed.

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

PROPOSED LEGISLATION



DATE: 12/14/2020

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

FROM: Carl S. DeForest, City Manager
Joseph Delsanter

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 96-2020** - An ordinance establishing Section 1270.10(b) by providing temporary relief from the temporary sign regulations for businesses in the City of Brunswick in an attempt to increase economic opportunities. - **2nd Reading** (Committee-of-the-Whole, *Administration/Joseph Delsanter*)

BACKGROUND: 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. 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.

PURPOSE AND EXPLANATION: 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.

IMPLEMENTATION

SCHEDULE: 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?

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 96-2020

BY: Committee-of-the-Whole

AN ORDINANCE ESTABLISHING SECTION 1270.10(b) BY PROVIDING TEMPORARY RELIEF FROM THE TEMPORARY SIGN REGULATIONS FOR BUSINESSES IN THE CITY OF BRUNSWICK IN AN ATTEMPT TO INCREASE ECONOMIC OPPORTUNITIES.

WHEREAS: This 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 ORDAINS:

SECTION 1: That Section 1270.10(b) of the Codified Ordinances is hereby established to read as follows:

“(b) Temporary relief from the temporary sign regulations shall be provided as follows:

- (1) 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 a Stipulated Agreement, in such form as promulgated by the City Manager, may erect authorized temporary signage in such manner as permitted by Section 1270.10(a) and (b).
- (2) The maximum total number of permits and the durational requirements for display of temporary signage contained in Codified Ordinance Section 1270.10(a) shall be waived.
- (3) The temporary relief granted herein is effective from November 15th through December 31st annually.
- (4) The City Manager may, in his/her sole discretion, refuse to issue

permits for temporary relief from the temporary sign regulations where the Applicant: (a) previously violated a Stipulated Agreement relative to such temporary relief; (b) is presently in violation of any regulations contained in Codified Ordinance Chapter 1270; or (c) is presently in violation of any other regulation of the Codified Ordinances, including, without limitation, the Building Code, the Zoning Code or the Business Regulation and Taxation Code.

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

PROPOSED LEGISLATION



DATE: 12/14/2020

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

FROM: Carl S. DeForest, City Manager
Ken Fisher

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 97-2020** - An emergency resolution declaring the intention of the City of Brunswick to provide municipal services to a 1.7311 acre parcel of land (PPN 001-02B-05-004) on North Carpenter Road. - **2nd Reading** (Committee-of-the-Whole, *Administration/Ken Fisher*)

BACKGROUND: The City of Brunswick has been notified that a Petition for Regular Annexation on Application of Owners (the "Petition") was presented to the Medina County Commissioners requesting a parcel of land be annexed from Brunswick Hills Township to the City of Brunswick.

PURPOSE AND EXPLANATION: The approved legislation must be filed with the Medina County Commissioners' Office twenty (20) days before the February 2, 2021 hearing date.

IMPLEMENTATION SCHEDULE: The approved legislation must be filed with the Medina County Commissioners' Office twenty (20) days before the February 2, 2021 hearing date

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?
Be passed as an emergency measure upon three (3) readings.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NUMBER 97-2020

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION DECLARING THE INTENTION OF THE CITY OF BRUNSWICK TO PROVIDE MUNICIPAL SERVICES TO A 1.7311 ACRE PARCEL OF LAND (PPN 001-02B-05-004) ON NORTH CARPENTER ROAD.

WHEREAS: The City of Brunswick has been notified that a Petition for Regular Annexation on Application of Owners (the "Petition") was presented to the Medina County Commissioners requesting a parcel of land be annexed from Brunswick Hills Township to the City of Brunswick, and

WHEREAS: The City of Brunswick does not object to this Petition.

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY RESOLVES:

SECTION 1: The Council for the City of Brunswick hereby declares that, should the Medina County Commissioners grant the annexation of 1.7311 acres of land on North Carpenter Road (PPN 001-02B-05-004), the City of Brunswick will provide police protection, fire prevention/suppression, EMS service, and any and all other services rendered to residents of the City of Brunswick. Additionally, the City of Brunswick will support any application to the Cleveland Division of Water for connection to the water system for the provision of water services to the property and to the Medina County Sanitary Engineer for connection to the sanitary sewer system, subject to payment of any and all applicable costs and fees.

SECTION 2: That the Council of the City of Brunswick hereby urges the County to undertake a careful and deliberate study of all matters presented in the Petition for Regular Annexation on Application of Owners, as attached hereto as Exhibit "A", and to approve the proposed annexation of such property to the City of Brunswick.

SECTION 3: This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety, welfare, and providing for the usual daily operation of a municipality, and for the further reason that the approved legislation must be filed with the Medina County Commissioners' Office twenty (20) days before the February 2, 2021 hearing date. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

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

NOTICE OF FILING OF PETITION FOR REGULAR ANNEXATION

Date: November 12, 2020

VIA CERTIFIED MAIL:
RETURN RECEIPT REQUESTED

Clerk of Brunswick City Council
c/o Fijabi Julien-Gallam
4095 Center Road
Brunswick, Ohio 44212

This notice is given to you in your capacity as Clerk of City Council of Brunswick, Ohio.

You are advised that a Petition for Regular Annexation was filed by Ermitano Santiago and Ada Iris Santiago in Medina County, Ohio with the Board of Commissioners of Medina County, Ohio on November 12, 2020 at 9:37 a.m., for the annexation of 1.7311 acres located at 299 North Carpenter Road, Brunswick, Ohio 44212 from Brunswick Hills Township, Ohio to the City of Brunswick, Ohio.

The Medina County Board of Commissioners has scheduled the hearing on the Petition for Regular Annexation for Tuesday, February 2, 2021 at 10:00 a.m. in the Medina County Commissioners' Hearing Room, 144 N. Broadway Street, Room 201, Medina, Ohio 44256.

A true and correct copy of the time-stamped Petition for Regular Annexation that was filed with the Medina County Board of Commissioners, along with all attachments or documents accompanying the Petition for Regular Annexation, is attached hereto.



Joshua E. Lamb, Agent for
Petitioners Ermitano Santiago and
Ada Iris Santiago
5750 Cooper Foster Park Road,
Suite 102
Lorain, Ohio 44053
(440) 988-9500

**PETITION FOR REGULAR ANNEXATION OF LAND TO THE CITY OF
BRUNSWICK FROM BRUNSWICK HILLS TOWNSHIP**

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

Pursuant to Section 709.02 of the Ohio Revised Code, the undersigned, being all the legal owners of the real property located at 299 N. Carpenter Road, Brunswick, Ohio 44212 (the "Property"), which is contiguous and adjacent to the City of Brunswick, hereby petitions the Board of Commissioners for Medina County for the regular annexation of the Property to the City of Brunswick from the Brunswick Hills Township.

An accurate legal description of the Property to be annexed to the City of Brunswick is attached hereto as Exhibit A and is made a part hereof. An accurate map of the Property sought to be annexed is set forth in Exhibit B, which is attached hereto and made a part hereof. There are two (2) owners of the Property.

Pursuant to O.R.C. §709.02(D), the list of the Property to be annexed to the City of Brunswick is set forth in Exhibit C, which is attached hereto and made a part hereof. The undersigned are the sole owners of the Property sought to be annexed. All the owners of the Property subject to this petition for annexation have consented to this petition and have executed the same.

Pursuant to O.R.C. §709.02(D), a list of all properties adjacent to and/or directly across the street from the Property sought to be annexed are contained in Exhibit C hereto (including but not limited to the name and mailing address of each owner and the permanent parcel number of the relevant properties).

The name of the person hereby appointed to act as agent for the undersigned petitioner is Joshua E. Lamb, Trigilio, Stephenson & Dattilo, PLL., 5750 Cooper Foster Park Road, Suite 102, Lorain, Ohio 44053, Telephone No. (440) 988-9500, Fax No. (440) 988-9511, who can be emailed at jlamb@tsohiolaw.com.

Ermitano Santiago
Ermitano Santiago

Date: 9-18-2020

Ada Iris Santiago
Ada Iris Santiago

Date: 9-18-2020

State of Ohio :
County of Lorain : ss.

This is an acknowledgment clause. No oath or affirmation was administered to the signers.

On this 18th day of September, 2020, before me, a Notary Public, in and for said County and State, personally came Ermitano Santiago and Ada Iris Santiago, the Petitioners in the foregoing Petition for Regular Annexation, who acknowledged that they executed the foregoing instrument and the same is their free act and deed.

Rebecca L. Lengyel
Notary Public



Rebecca L. Lengyel
Notary Public, State of Ohio
My Commission Expires 8/20/2023

EXHIBIT A

Situated in the Township of Brunswick Hills, County of Medina and State of Ohio: And known as being a part of Original Brunswick Township Lot No. 23 in Tract No. 2, bounded and described as follows:

Beginning at an iron pin found on the centerline of Carpenter Road (C.H. 103) (60 feet wide) at the northwest corner of said Lot No. 23. Said iron pin also being at the northwest corner of land conveyed to Grace F. & Earle L. Behner by deed recorded in Volume 117, Page 172 of Medina County Records;

Thence South 2 deg. 30' 00" West, along the centerline of Carpenter Road and the west line of Lot No. 23, 121.42 feet to the southwest corner of land conveyed by Earle L. & Grace F. Behner to James H. and Jacqueline Hollan by deed recorded in Volume 354, Page 457 of Medina County Records and the principal place of beginning of the parcel herein described;

Thence South 81 deg. 57' 49" East, along the south line of land so conveyed to James H. & Jacqueline Hollan, 605.40 feet to an iron pin set on the westerly line of Interstate Highway 71. Said line passing through an iron pin found 29.55 feet, as measured along said line, from the centerline of Carpenter Road;

Thence South 2 deg. 52' 06" East, along the westerly line of Interstate Highway 71, 111.50 feet to an iron pin set at an angle therein;

Thence South 1 deg. 22' 00" East, along the westerly line of Interstate Highway 71, 13.11 feet to an iron pin set at the northeast corner of land conveyed by Earle L. & Grace F. Behner to Noubar Kouyoumdjian by deed recorded in Volume 367, Page 377 of Medina County Records;

Thence North 82 deg. 08' 18" West along the north line of land so conveyed to Noubar Kouyoumdjian, 616.59 feet to the northwest corner thereof, the centerline of Carpenter Road and the west line of Lot No. 23. Said line passing through an iron pin found 29.40 feet, as measured along said line, from the centerline of Carpenter Road;

Thence North 2 deg. 30' 00" East, along the centerline of Carpenter Road and the west line of Lot No. 23, 124.88 feet to the principal place of beginning and containing 1.7311 Acres of Land, more or less, according to a survey prepared by Carl L. Craddock, Registered Surveyor No. 5762 for and in behalf of Bock & Clark, under Project No. 87214, dated December 7, 1987 and subject to all legal highways.

Permanent Parcel No. 001-02B-05-004

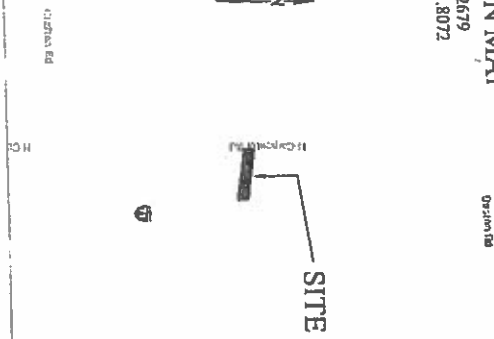
PLAT OF REGULAR ANNEXATION

of 1.7311 acres in Brunswick Hills Township to the City of Brunswick

Situated in the Township of Brunswick Hills, County of Medina, and State of Ohio, and known as being part of Original Brunswick Township Lot No. 23 in Tract No. 2

LOCATION MAP

LATITUDE: 41.2679
LONGITUDE: -81.8072



CARPENTER ROAD (60', C.H. 103)

ORIGINAL LOT 24, TRACT 2
ORIGINAL LOT 23, TRACT 2

Mark A. Sigmon
Doc. No. 2020R000301
01/07/2020
P.P.N. 001-02B-05-003
285 N Carpenter Road, Brunswick, OH 44212

Emanito Santiago & Ada Iris Santiago
O.R. 263 Page 448, 07/31/1985
O.R. 625 Page 81, 05/27/1993
P.P.N. 001-02B-05-004
1.7311 acres (deed)
298 N Carpenter Road, Brunswick, OH 44212

Emmett S. Sygnet
O.R. 233 Page 142
01/16/1985
P.P.N. 001-02B-07-004
311 N Carpenter Road, Brunswick, OH 44212

PARCEL TO BE ANNEXED
76,407 sq.ft.
1.7311 acres



STATE OF OHIO
INTERSTATE 71
(P.P.N. 001-02B-07-013)

APPROVALS
THIS PLAT WAS DULY ACCEPTED BY THE
BRUNSWICK CITY COUNCIL AT ITS REGULAR
MEETING HELD ON THE ____ DAY OF ____
ORDINANCE NO. ____

APPROVALS
APPROVED FOR TRANSFER THIS ____ DAY OF ____
TAX MAP DRAFTSMAN (PRINT & SIGN)

RECEIVED FOR TRANSFER THIS ____ DAY OF ____
MEDINA COUNTY AUDITOR (PRINT & SIGN)

RECEIVED AND RECORDED THIS ____ DAY OF ____
AT ____ A.M./P.M., RECORDED IN PLAT
DOCUMENT NO. ____
FEE: ____
MEDINA COUNTY RECORDER (PRINT & SIGN)

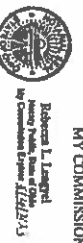
Emmanito Santiago
EMANITO SANTIAGO

Ada Iris Santiago
ADA IRIS SANTIAGO

COUNTY OF MEDINA STATE OF OHIO
BEFORE ME, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY
APPEARED EMANITO SANTIAGO AND ADA IRIS SANTIAGO, WHO ACKNOWLEDGED
THE FOREGOING INSTRUMENT AND THE SIGNING OF THIS PLAT TO BE THEIR OWN
FREE ACT AND DEED.

IN TESTIMONY WHEREOF I HAVE HERETO SET MY HAND AND OFFICIAL SEAL AT
MEDINA, OHIO THIS 19th DAY OF August, 2020.

Robert L. Langford
NOTARY PUBLIC
MY COMMISSION EXPIRES 08/23/23



Janet R. Schmitt
Janet R. Schmitt, J/S # 8623
August 5, 2020
North Star Surveying, LLC
2722 Marks Road, Valley City, OH 44280
440-822-5707 janet.r.schmitt@gmail.com



EXHIBIT "C"**INFORMATION RELATING TO OWNERS OF REAL PROPERTY
SOUGHT TO BE ANNEXED**

Owners' Name and Address	Permanent Parcel Number	Total Acreage of Property to be Annexed
Ermitano Santiago & Ada Iris Santiago 299 North Carpenter Road Brunswick, Ohio 44212	001-02B-05-004	1.7311

**LIST OF OWNERS OF PROPERTY ADJACENT TO AND DIRECTLY
ACROSS THE STREET FROM PETITIONERS**

Owner's Name and Mailing Address	Permanent Parcel Number
Mark A. Sigmon 285 North Carpenter Road Brunswick, Ohio 44212 & 5872 Wedgewood Road Medina, Ohio 44256	001-02B-05-003
Eleanor S. Snyder 311 North Carpenter Road Brunswick, Ohio 44212	001-02B-07-004
Sandra C. Seitz 298 North Carpenter Road Brunswick, Ohio 44212	003-18B-09-073
Diane Renee Zavcer and Rosemary Gleydura 286 North Carpenter Road Brunswick, Ohio 44212	003-18B-09-069
Philip U. Coker and Ashley M. Coker 310 North Carpenter Road Brunswick, Ohio 44212	003-18B-15-159
State of Ohio 241 Stanford Parkway Findlay, Ohio 45850 & 906 Clark Avenue Ashland, Ohio 44805	001-02B-07-013
State of Ohio 241 Stanford Parkway Findlay, Ohio 45850 & 906 Clark Avenue Ashland, Ohio 44805	001-02B-08-001

Enclave at Autumn Creek Homeowners Association Inc. c/o Steven M. Ott, Statutory Agent 1300 E. 9 th Street, Suite 1520 Cleveland, Ohio 44114 & 5090 Park Avenue W Seville, Ohio 44273	003-18B-22-254
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Medina County Commissioners

Adam Friedrich
Patricia G. Geissman
William F. Hutson

County Administration Building
144 North Broadway
Medina, Ohio 44256

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

NOTICE TO AGENT FOR THE PETITIONERS OF DATE, TIME AND PLACE SET BY BOARD OF MEDINA COUNTY COMMISSIONERS TO HEAR REGULAR ANNEXATION PETITION

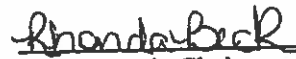
DATE: November 12, 2020

TO: Agent for the Petitioners

In accordance to Ohio Revised Code Section 709.03(A), you, as agent for the petitioners, are hereby notified that the date, time and place are set for the Board of Medina County Commissioners to hear the regular annexation petition filed with the Board on November 12, 2020 to annex 1.7311 acres located in Brunswick Hills Township to the City of Brunswick

Date: Tuesday, February 2, 2021
Time: 10:00 AM
Location: Commissioners' Hearing Room
144 N. Broadway St., Room 201
Medina, OH 44256

Please arrive at the above location no later than 9:30 a.m.


Rhonda Beck, Clerk
Board of Medina County
Commissioners

Delivered via email:
jlamb@tsohiolaw.com
fgallam@brunswick.oh.us
kesber@brunswickhillstwp.org

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 99-2020** - An emergency resolution authorizing the City Manager to enter into a one (1) year contract with the Jefferson Health Plan (through Medical Mutual of Ohio) for the provision of major medical health insurance and prescription coverage for all full-time employees from January 1, 2021 through December 31, 2021. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Jim Foster*)

BACKGROUND: We are required by our six (6) union contracts to provide medical and prescription coverage for all full time employees.

PURPOSE AND EXPLANATION: We are required to provide medical and prescription coverage for all full time employees.

IMPLEMENTATION SCHEDULE: The coverage will be effective January 1, 2021 through December 31, 2021.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: Our renewal for this year includes an overall increase generally in the 2%-3% range. All costs included as a result of this legislation are subject to sufficient Council appropriations. The costs associated with this legislation were not be known prior to the budget document and the summary prepared for the November 9, 2020 Finance Committee meeting. Once plan selections occur by the employees and are known by the Finance Department, budget amendment legislation will need to be compiled for Council's consideration.

Employees are required to pay a percentage of the monthly premium based on whether they have participated in a wellness program or are a new employee.

The monthly premium amounts are charged to each department and then paid into a self-insurance fund. All health care claim costs are paid out of the City's internal self-insurance fund #600 regardless of whether the costs are borne by the City or employees.

**RECOMMENDED
ACTION:**

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

If emergency or suspension of the rules, why the request?
We request this Resolution be adopted on an emergency basis with suspension of the rules in order for it to be effective immediately to allow for open enrollment to be conducted timely so the insurance carrier has time to make adjustments to the enrollment census.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 99-2020

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A ONE (1) YEAR CONTRACT WITH THE JEFFERSON HEALTH PLAN (THROUGH MEDICAL MUTUAL OF OHIO) FOR THE PROVISION OF MAJOR MEDICAL HEALTH INSURANCE AND PRESCRIPTION COVERAGE FOR ALL FULL-TIME EMPLOYEES FROM JANUARY 1, 2021 THROUGH DECEMBER 31, 2021.

WHEREAS: The City of Brunswick is required per applicable Collective Bargaining Agreements to provide major medical health insurance and prescription coverage for all full-time employees.

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

SECTION 1: That the City Manager is hereby authorized and directed, upon approval of the Law Director, to enter into a one (1) year contract with the Jefferson Health Plan (through Medical Mutual of Ohio) for the provision of major medical health insurance and prescription coverage for all full-time City employees from January 1, 2021 through December 31, 2021, which contract shall be expressly subject to sufficient appropriations by City Council as required by law.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare and for the additional reason that immediate passage is necessary to allow for open enrollment of full-time City employees and to ensure the coverage is effective on January 1, 2021. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 100-2020** - An emergency resolution authorizing the City Manager to enter into a one (1) year contract with MetLife for the provision of dental insurance coverage for all full-time employees from January 1, 2021 through December 31, 2021. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Carl DeForest*)

BACKGROUND: We are required by our six (6) union contracts to provide dental coverage for full time employees.

PURPOSE AND EXPLANATION: We are required to provide dental coverage to our full time employees per their union agreements.

IMPLEMENTATION SCHEDULE: This coverage would be effective January 1, 2021 through December 31, 2021.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: All costs included as a result of this legislation are subject to sufficient Council appropriations. Once plan selections occur by the employees and are known by the Finance Department, budget amendment legislation may be needed, especially if the employee has changed plan selections from one year to the next. The current 2021 budget proposal assumes the employee retains the same health insurance plan from one year to the next. The 2021 City Budget for 2021 has been introduced and approved by City Council on 11/23/2020, Ordinance #85-2020.

Employees are required to pay a percentage of the monthly premium based on the the Collective Bargaining Agreements. Date of hire and participation of wellness are also factors in the cost to the employee and the City.

The monthly premium amounts are charged to each department and then paid into a self-insurance fund. All health care costs are paid out of the City's internal self-insurance fund #600 regardless of whether the costs are borne by the City or employees.

**RECOMMENDED
ACTION:**

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

If emergency or suspension of the rules, why the request?
We are requesting this Resolution be adopted as an emergency with suspension of the rules in order for it to be effective immediately so open enrollment can be conducted timely and the carrier has enough time to make any changes to the employee census.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 100-2020

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A ONE (1) YEAR CONTRACT WITH METLIFE FOR THE PROVISION OF DENTAL INSURANCE COVERAGE FOR ALL FULL-TIME EMPLOYEES FROM JANUARY 1, 2021 THROUGH DECEMBER 31, 2021.

WHEREAS: The City of Brunswick is required per applicable Collective Bargaining Agreements to provide dental insurance coverage for all full-time employees.

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

SECTION 1: That the City Manager is hereby authorized and directed, upon approval of the Law Director, to enter into a one (1) year contract with MetLife for the provision of dental insurance coverage for all full-time City employees from January 1, 2021 through December 31, 2021, which contract shall be expressly subject to sufficient appropriations by City Council as required by law.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that immediate passage is necessary to allow for open enrollment of full-time City employees and to ensure the coverage is effective on January 1, 2021. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 101-2020** - An emergency ordinance amending Council's Ordinance Number 20-20 and the City's Fund Balance Reserve Policy - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

BACKGROUND: Over the past two decades, the compounded impacts of the economy, political environment, global pandemic, and increasing demand for services and capital needs have presented challenges in maintaining adequate cash reserves for the City of Brunswick.

From 2002 through 2009, the City expended significantly more money than it was taking in, thus draining the cash reserves to levels that were unacceptable to the City and the Brunswick Citizens' Financial Audit Review and Advisory Committee. The most significant factor or identified cause of these practices was the implementation of long-term financial commitments without a corresponding long-term funding stream in place.

During mid 2010 through the date of this proposal, City Council, City Administration and the Committee have taken measures to restore the City's fiscal infrastructure, rebuild its cash reserves and revamp various fiscal and budgeting practices. As a part of these revamped practices, City Council, City Administration and the Brunswick Citizens' Financial Audit Review and Advisory Committee established a fund balance reserve policy. The City Council, City Administration and the Brunswick Citizens' Financial Audit Review and Advisory Committee decided to systematically increase the reserve levels and thus amend the fund balance reserve policy during 2017.

Furthermore, in March and December of 2020, the City Council and City Administration recommended additional changes to this policy as a result of the expected large BWC dividend and the recent health pandemic and emergency situation. The changes to this policy include increases to the City's fund balance reserve levels. Any approved increases will provide more financial flexibility for the City in the future to deal with the unknown impacts of this emergency situation.

**PURPOSE AND
EXPLANATION:**

See background and the attached Fund Balance Reserve Policy - Exhibit A for proposed

amendments.

IMPLEMENTATION

SCHEDULE: Proposed schedule: Place on Council agenda on December 14, 2020 with emergency and suspension of the rules consideration.

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:** If this legislation is passed, it would increase the City's ability to deal with this emergency situation and unknown effects involving this health pandemic into 2021. If certain events were to arise that would allow the cash reserves to either fall below the minimum reserve or go above the maximum reserves, then certain conditions and actions as outlined in the amended policy would be required.

**RECOMMENDED
ACTION:**

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

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

Emergency with suspension of the rules is recommended to allow for more financial flexibility as of December 31, 2020 and to deal with the unknown impacts of this emergency situation into 2021.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK



FUND BALANCE RESERVE POLICY

Established October 2012 (Ordinance #96-12)-

Amended by Council 2017 (Ordinance #90-17), ~~and~~ March 23, 2020
(Ordinance #20-2020), and December 14, 2020 (Ordinance #)

BACKGROUND:

-Over the past two decades, the compounded impacts of the economy, political environment, global pandemic, and increasing demand for services and capital needs have presented challenges in maintaining adequate cash reserves for the City of Brunswick.

From 2002 through 2009, the City expended significantly more money than it was taking in, thus draining the cash reserves to levels that were unacceptable to the City and the Brunswick Citizens' Financial Audit Review and Advisory Committee. The most significant factor or identified cause of these practices was the implementation of long-term financial commitments without a corresponding long-term funding stream in place.

During mid 2010 through the date of this proposal, City Council, City Administration and the Committee have taken measures to restore the City's fiscal infrastructure, rebuild its cash reserves and revamp various fiscal and budgeting practices. As a part of these revamped practices, City Council, City Administration and the Brunswick Citizens' Financial Audit Review and Advisory Committee established a fund balance reserve policy. The City Council, City Administration and the Brunswick Citizens' Financial Audit Review and Advisory Committee decided to systematically increase the reserve levels and thus amend the fund balance reserve policy during 2017. Furthermore, in March and December of 2020, the City Council and City Administration recommended additional changes to this policy as a result of the expected large BWC dividend and the recent health pandemic and emergency situation. The changes to this policy include increases to the City's fund balance reserve levels. Any approved increases will provide more financial flexibility for the City in the future to deal with the unknown impacts of this emergency situation.

OBJECTIVE:

It shall be the objective of the City to achieve a sound financial condition and to maintain appropriate levels of unencumbered cash reserves in the General Fund to:

- 1) Ensure the timely payment of all financial obligations.
- 2) Reduce susceptibility to downturns in the economy or revenue shortfalls.
- 3) Provide financial resources to pay for unanticipated emergencies.
- 4) Comply with and meet debt covenants and obligations.
- 5) Secure and maintain investment grade credit ratings.

RESERVE POLICY:

The City's General Fund accounts for all financial resources except those required to be accounted for in another fund. These financial resources are available for any purpose, provided they are expended or transferred according to the general laws of Ohio and the Charter of the City of Brunswick. The City shall attempt to maintain a minimum General Fund unreserved undesignated cash fund balance reserve of no less than ~~\$4,500,000~~ \$5,250,000 as of December 31, 2020. As of December 31, 2021, the City shall attempt to maintain a minimum General Fund unreserved undesignated cash fund balance reserve of no less than ~~\$4,750,000~~ \$5,500,000.

Council may legislatively designate the use of the General Fund unreserved undesignated cash reserves below the established minimum. If at the end of a fiscal year, the General Fund unreserved undesignated cash fund balance reserve falls below \$ the minimum, the City Manager shall prepare and submit his/her plan for expenditure reductions and/or revenue adjustments to City Council. City Council shall take action necessary to restore the unreserved, undesignated General Fund cash reserve fund balance reserve back to the -minimum level, preferably within one year, but no more than three years after the last day of the fiscal year in which the minimum reserve level was breached.

In the event the General Fund unreserved, undesignated cash fund balance reserve exceeds ~~\$7,250,000~~ \$8,250,000 as of December 31, 2020; and ~~\$7,500,000~~ \$8,500,000 as of December 31, 2021 and each fiscal year thereafter on the last day of the fiscal year, the excess may be used in one of or a combination of the following ways:

- One-time expenditures or set aside for future one time expenditures, including but not limited to debt principal reductions or capital improvements, which do not increase recurring operating costs;
- Other one-time costs, or the establishment of or increase in legitimate reservations or designations of any fund balance under the authority of Council;
- Start-up expenditures for new programs provided such action is accompanied by an approved multi-year projection of revenues and expenditures. The program shall not be authorized unless the projections are both reasonable and include revenue streams sufficient to cover the expenditures.

This policy and reserve requirements should be reviewed on an annual basis and, if appropriate, amended accordingly.

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 101-2020

BY: Mrs. Hanek, Mrs. Zak, Mr. Delsanter

AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. 20-2020 TO
AMEND THE FUND BALANCE RESERVE POLICY.

WHEREAS: Per determination by this Council, the City Administration and the Brunswick Citizens' Financial Audit Review and Advisory Committee, the City adopted a Fund Balance Reserve Policy per Ordinance No. 96-12, as amended by Ordinance Nos. 90-17 and 20-2020, to detail the City's objective to achieve a sound financial condition and to maintain appropriate levels of unencumbered cash reserves in the General Fund; and

WHEREAS: It has been determined to further amend the Fund Balance Reserve Policy to provide additional financial flexibility as may be required to respond to unknown effects of the current global pandemic.

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

SECTION 1: That the amended Fund Balance Reserve Policy, as attached hereto as Exhibit "A", is hereby adopted.

SECTION 2: That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, welfare and safety and for the additional reason to provide additional financial flexibility as may be required to respond to unknown effects of the current global pandemic. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Holly Quellos
Acting Clerk of Council

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 102-2020** - An ordinance amending Section 1242.02(32)(e) of the Codified Ordinances of the City of Brunswick - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In order to further define the minimum square footage necessary for a single family dwelling, Section 1242.02(32)(e) has been amended to include this calculation shall be determined by livable space from the main entrance or street level above.

PURPOSE AND EXPLANATION: As several new subdivisions are proposed within the city, further clarification is needed regarding the manner in which minimum square footage is measured for a single family dwelling.

IMPLEMENTATION

SCHEDULE: First reading on December 14th; then referred back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

Recommend adoption of the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 102-2020

BY: Mr. Delsanter, Mr. Hanek, Mr. Ousley

AN ORDINANCE AMENDING SECTION 1242.02(32)(e) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK.

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

SECTION 1: That Section 1242.02(32)(e) of the Codified Ordinances is hereby amended to read as follows:

“(e) Single Family Dwelling: A dwelling consisting of a single dwelling unit only, separated from other dwelling units by open space. Minimum square footage of a single family dwelling shall be determined by livable space from main entrance or street level above. Same as “single family detached dwelling.”

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: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 103-2020** - An ordinance amending Section 1250.05(g) of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, Administration/Grant Aungst)

BACKGROUND: In order to clarify how minimum floor area is calculated for a single family dwelling in the R-R Rural Residential District, Section 1250.05(g) has been amended to state minimum floor area, which minimum square footage of a single family dwelling shall be determined by livable space from the main entrance or street level above.

PURPOSE AND EXPLANATION: As several new subdivisions are proposed within the city, further clarification is needed regarding the manner in which minimum square footage is measured for a single family dwelling in the R-R District.

IMPLEMENTATION

SCHEDULE: First reading on December 14th; then refer back to the Planning Commission for a public hearing.

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?
Adopt the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 103-2020

BY: Mr. Delsanter, Mr. Hanek, Mr. Ousley

AN ORDINANCE AMENDING SECTION 1250.05(g) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK.

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

SECTION 1: That Section 1250.05(g) of the Codified Ordinances is hereby amended to read as follows:

“(g) Minimum Floor Area, which minimum square footage of a single family dwelling shall be determined by livable space from main entrance or street level above:

- (1) With a full basement: 1,100 square feet
- (2) Without a full basement: 1,300 square feet”

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: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 104-2020** - An ordinance amending Section 1252.05(g) of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In order to clarify how minimum floor area is calculated for a single family dwelling in the R-L Low Density Residential District, Section 1252.05(g) has been amended to state minimum floor area, which minimum square footage of a single family dwelling shall be determined by livable space from the main entrance or street level above.

PURPOSE AND EXPLANATION: As several new subdivisions are proposed within the city, further clarification is needed regarding the manner in which minimum square footage is measured for a single family dwelling in the R-L District.

IMPLEMENTATION SCHEDULE: First reading on December 14th; then refer back to the Planning Commission for a public hearing.

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?
Adopt proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 105-2020

BY: Mr. Delsanter, Mr. Hanek, Mr. Ousley

AN ORDINANCE AMENDING SECTION 1254.03(j) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY REMOVING CONVALESCENT CARE FACILITIES AS A CONDITIONALLY PERMITTED USE IN THE R-M MEDIUM DENSITY RESIDENTIAL DISTRICT.

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

SECTION 1: That Section 1254.03(j) is hereby deleted in its entirety.

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: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 105-2020** - An ordinance amending Section 1254.03(j) of the Codified Ordinances of the City of Brunswick by removing Convalescent Care Facilities as a conditionally permitted use in the R-M Medium Density Residential District. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In keeping with the recommendations of the Comprehensive Plan Update, Section 1254.03(j) of the Codified Ordinances of the City of Brunswick shall be removed in its entirety, which allowed convalescent care facilities as a conditionally permitted use in the R-M Medium Density Residential District.

PURPOSE AND EXPLANATION: In order to regulate the number of convalescent care facilities within the city, the elimination of Section 1254.03(j) is proposed.

IMPLEMENTATION SCHEDULE: First reading on December 14, 2020; then refer back to the Planning Commission for a public hearing.

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?
Adopt the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 105-2020

BY: Mr. Delsanter, Mr. Hanek, Mr. Ousley

AN ORDINANCE AMENDING SECTION 1254.03(j) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY REMOVING CONVALESCENT CARE FACILITIES AS A CONDITIONALLY PERMITTED USE IN THE R-M MEDIUM DENSITY RESIDENTIAL DISTRICT.

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

SECTION 1: That Section 1254.03(j) is hereby deleted in its entirety.

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

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 106-2020** - An ordinance amending Section 1258.03(i) of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In order to regulate the location of new and/or used vehicle sales in the C-H Highway Interchange Commercial District, Section 1258.03(i) is amended to limit this use to parcels with frontage on Center Road within the C-H District.

PURPOSE AND EXPLANATION: In keeping with the recommendations of the Comprehensive Plan Update, Section 1258.03(i) of the Codified Ordinances of the City of Brunswick is amended to limit the location of new and/or used vehicle sales to parcels with frontage on Center Road within the C-H District.

IMPLEMENTATION

SCHEDULE: First reading on December 14, 2020; then refer back to the Planning Commission for a public hearing.

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?

Adopt the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 107-2020

BY: Mr. Delsanter, Mr. Hanek, Mr. Ousley

AN ORDINANCE AMENDING SECTION 1256.04(g) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY REMOVING CONVALESCENT CARE FACILITIES AS A CONDITIONALLY PERMITTED USE IN THE C-N NEIGHBORHOOD COMMERCIAL DISTRICT.

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

SECTION 1: That Section 1254.04(g) is hereby deleted in its entirety.

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: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 107-2020** - An ordinance amending Section 1256.04(g) of the Codified Ordinances of the City of Brunswick by removing Convalescent Care Facilities as a conditionally permitted use in the C-N Neighborhood Commercial District. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In keeping with the recommendations of the Comprehensive Plan Update, Section 1256.04(g) of the Codified Ordinances of the City of Brunswick shall be removed in its entirety, which allowed convalescent care facilities as a conditionally permitted use in the C-N Neighborhood Commercial District.

PURPOSE AND EXPLANATION: In order to regulate the number of convalescent care facilities with the city, the elimination of Section 1256.04(g) is proposed.

IMPLEMENTATION SCHEDULE: First reading on December 14, 2020; then refer back to the Planning Commission for a public hearing.

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?
Adopt the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 107-2020

BY: Mr. Delsanter, Mr. Hanek, Mr. Ousley

AN ORDINANCE AMENDING SECTION 1256.04(g) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY REMOVING CONVALESCENT CARE FACILITIES AS A CONDITIONALLY PERMITTED USE IN THE C-N NEIGHBORHOOD COMMERCIAL DISTRICT.

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

SECTION 1: That Section 1254.04(g) is hereby deleted in its entirety.

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

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 108-2020** - An ordinance amending Section 1260.04(h) of the Codified Ordinances of the City of Brunswick by removing Convalescent Care Facilities as a conditionally permitted use in the C-G General Commercial District. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In keeping with the recommendations of the Comprehensive Plan Update, Section 1260.04(h) of the Codified Ordinances of the City of Brunswick shall be removed in its entirety, which allowed convalescent care facilities as a conditionally permitted use in the C-G General Commercial District.

PURPOSE AND EXPLANATION: In order to regulate the number of convalescent care facilities within the city, the elimination of Section 1260.04(h) is proposed.

IMPLEMENTATION

SCHEDULE: First reading on December 14, 2020; then refer back to the Planning Commission for a public hearing.

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?
Adopt the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 108-2020

BY: Mr. Delsanter, Mr. Hanek, Mr. Ousley

AN ORDINANCE AMENDING SECTION 1260.04(h) OF THE
CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY
REMOVING CONVALESCENT CARE FACILITIES AS A
CONDITIONALLY PERMITTED USE IN THE C-G GENERAL
COMMERCIAL DISTRICT.

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

SECTION 1: That Section 1260.04(h) is hereby deleted in its entirety.

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: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 109-2020** - An ordinance amending Section 1261.04(g) of the Codified Ordinances of the City of Brunswick by removing Convalescent Care Facilities as a conditionally permitted use in the GW-C Gateway Commercial District. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In keeping with the recommendation of the Comprehensive Plan Update, Section 1261.04(g) of the Codified Ordinances of the City of Brunswick shall be removed in its entirety, which allowed convalescent care facilities as a conditionally permitted use in the GW-C Gateway Commercial District.

**PURPOSE AND
EXPLANATION:**

In order to regulate the number of convalescent care facilities within the city, the elimination of Section 1261.04(g) is proposed.

IMPLEMENTATION

SCHEDULE: First reading on December 14, 2020; then refer back to the Planning Commission for a public hearing.

**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?
Adopt the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 109-2020

BY: Mr. Delsanter, Mr. Hanek, Mr. Ousley

AN ORDINANCE AMENDING SECTION 1261.04(g) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY REMOVING CONVALESCENT CARE FACILITIES AS A CONDITIONALLY PERMITTED USE IN THE GW-C GATEWAY COMMERCIAL DISTRICT.

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

SECTION 1: That Section 1261.04(g) is hereby deleted in its entirety.

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: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 110-2020** - An ordinance amending Chapter 1286 of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, Administration/Grant Aungst)

BACKGROUND: In order to regulate the density and location of multifamily development, Section 1286.02(a) has been amended to require a minimum site area of twenty acres. Additionally, Section 1286.03(a) has been amended to eliminate rental units. Furthermore, Section 1286.03(e)(1)) has been amended to eliminate multifamily buildings with central hallways with a maximum of 12 dwelling units per building. Regarding excluded areas for multifamily development to reserve street frontage around key intersections for retail, office or other commercial uses, Section 1286.05(b) has been amended to include the intersection of West 130th Street and Laurel Road.

PURPOSE AND EXPLANATION: The proposed text amendments are in accordance with the recommendations of the Comprehensive Plan Update.

IMPLEMENTATION SCHEDULE: First reading on December 14, 2020; then refer back to the Planning Commission for a public hearing.

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?
Adoption of the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 110-2020

BY: Mr. Delsanter, Mr. Hanek, Mr. Ousley

AN ORDINANCE AMENDING CHAPTER 1286 OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK.

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

SECTION 1: That Section 1286.02(a) of the Codified Ordinances is hereby amended to read as follows:

“(a) Minimum lot area: ~~Two-acre~~Twenty-acre minimum site area ~~—(87,120 square feet), and 5,440 square feet per unit (8 acres per unit).~~”

SECTION 2: That Section 1286.03(a) of the Codified Ordinances is hereby amended to read as follows:

“(a) Unit Types. Notwithstanding the definition in Chapter 1242, multifamily residential dwellings may include a variety of unit types, including but not limited to attached, detached, townhouse, patio and similar unit types. Multifamily dwellings may also include a variety of unit types, including fee simple, footprint and condominium ~~and rental units.~~”

SECTION 3: That Section 1286.03(e)(1) of the Codified Ordinances hereby amended to read as follows:

“(1) ~~Multifamily buildings with central hallways shall have a maximum of 12 — dwelling units per building.~~ Attached or townhouse-type dwellings shall have a maximum of 62 units attached in a single building.”

SECTION 4: That Section 1286.04(b) of the Codified Ordinances is hereby amended to read as follows:

“(b) Each multifamily development shall provide common open space equal to ~~30~~35 percent of the development area, excluding right-of-way. As used in this Chapter, common open space includes outdoor areas or enclosed recreational areas designed for use by all of the residents, and their guests, of a multifamily complex. Common open space includes lawns and other landscaped areas, natural areas, paved terraces and sitting areas and indoor or outdoor recreation areas. Common open space excludes all areas within 20 feet of a building wall, vehicle parking or circulation areas, and individually controlled land. Common open space in excess of the above minimum may be considered for park and recreation credits as provided in Chapter 1232.”

SECTION 5: That Section 1286.05(b) of the Codified Ordinances is hereby amended to read as follows:

“(b) Excluded Areas. In order to reserve the street frontage around key intersections for retail, office or other commercial uses, multifamily dwellings are prohibited within the C-G District within 500 feet of the following intersections:

Pearl Road and Boston Road
Pearl Road and Grafton Road
Pearl Road and Center Road
Pearl Road and Laurel Road
Pearl Road and Sleepy Hollow Road
Center Road and Hadcock Road/Maxwell Boulevard
Center Road and N. Carpenter Road
Center Road and S. Carpenter Road
Center Road and W. 130th Street
W. 130th Street and Laurel Road”

SECTION 6: That Section 1286.06(b)(3) of the Codified Ordinances is hereby amended to read as follows:

“(3) Non-multifamily uses shall occupy a minimum of 2530 percent ~~the total~~ of total floor area of the mixed use development.”

SECTION 7: 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: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 111-2020** - An ordinance establishing Sections 1274.08(a)(1) and (2) of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: Section 1274.08(a)(1) is proposed to reduce the building setback to 75 feet from all residential property lines for educational institutions and governmentally owned and/or operated buildings in a residential district, but shall not include sports fields. Additionally, Section 1274.08(a)(2) is proposed to allow construction trailers to be located a minimum of 50 feet from a neighboring residential property line during construction period only. A permit must be obtained from the Division of Building.

PURPOSE AND EXPLANATION: The proposed legislation will provide appropriate setbacks for educational institutions, governmentally owned and/or operated buildings, and construction trailers in a residential district.

IMPLEMENTATION SCHEDULE: First reading on December 14, 2020; then referred back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No

Suspension of Rules

No

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

Recommend adoption of the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 111-2020

BY: Mr. Delsanter, Mr. Hanek, Mr. Ousley

AN ORDINANCE ESTABLISHING SECTIONS 1274.08(a)(1) AND (2) OF
THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK.

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

SECTION 1: That Section 1274.08(a)(1) of the Codified Ordinances is hereby established to read as follows:

“(1) For educational institutions and governmentally owned and/or operated buildings in residential districts, all structures and activity areas shall be located at least 75 feet from all residential property lines. This shall not include sports fields.”

SECTION 2: That Section 1274.08(a)(2) of the Codified Ordinances is hereby established to read as follows:

“(2) Construction trailers in residential districts shall be permitted to be located a minimum of 50 feet from a neighboring residential property line during the construction period only. A permit must be obtained from the Division of Building.”

SECTION 3: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 112-2020** - An ordinance amending Section 1288.05(c) of the Codified Ordinances of the City of Brunswick by reducing the maximum building height. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: Legislation is proposed to reduce the existing 65 ft. height to 30 feet for buildings in the S-R Senior Residence District.

PURPOSE AND EXPLANATION: In order for new buildings in the S-R Senior Residence District to be compatible with existing surrounding structures, the height shall be reduced to 30 feet.

IMPLEMENTATION SCHEDULE:

First reading on December 14, 2020; then referred back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Recommend adoption of the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 112-2020

BY: Mr. Delsanter, Mr. Hanek, Mr. Ousley

AN ORDINANCE AMENDING SECTION 1288.05(c) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY REDUCING THE MAXIMUM BUILDING HEIGHT.

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

SECTION 1: That Section 1288.05(c) of the Codified Ordinances is hereby amended to read as follows:

“(c) Maximum building height: ~~65~~30 feet.”

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: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 113-2020** - An ordinance establishing Section 1270.10(a)(5) of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In order to regulate commercial, industrial, and residential subdivision project signs, the creation of Section 1270.10(a)(5) of the Codified Ordinances of the City of Brunswick is proposed. For commercial or industrial development, project signs shall not be erected prior to issuance of a building permit and must be removed upon issuance of a certificate of occupancy. Project signs for a residential subdivision shall be removed upon 80% occupancy of the development.

PURPOSE AND EXPLANATION: In order to regulate the duration of project signs erected within the city, time limitations are proposed.

IMPLEMENTATION SCHEDULE: First reading on December 14, 2020; then referred back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Recommend adoption of the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 113-2020

BY: Mr. Delsanter, Mr. Hanek, Mr. Ousley

AN ORDINANCE ESTABLISHING SECTION 1270.10(a)(5) OF THE
CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK.

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

SECTION 1: That Section 1270.10(a)(5) of the Codified Ordinances is hereby established to
read as follows:

“(5) For commercial or industrial development, project signs shall not be
erected prior to issuance of a building permit and must be removed upon issuance
of a certificate of occupancy. Project signs for a residential subdivision shall be
removed upon 80% occupancy of the development.”

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: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 114-2020** - An ordinance adopting the design guidelines for the Joint Development Overlay District. - **1st Reading** (To be brought from Planning & Zoning Committee, Administration/Grant Aungst)

BACKGROUND: A Joint Development Overlay District (JDOD) is proposed for the four existing shopping centers within the city, as per attached Exhibit "A", which shall be added as Appendix I to Title 6 of the Zoning Code. The Zoning Map shall also be updated by the City Engineer designating JDOD-1, JDOD-2, JDOD-3, and JDOD-4, as per the attached Design Guidelines.

PURPOSE AND EXPLANATION: As recommended by the Comprehensive Plan Update, the Joint Development Overlay District Design Guidelines are proposed.

IMPLEMENTATION

SCHEDULE: First reading on December 14, 2020; then refer back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Recommend adoption of the proposed legislation.

**ADDITIONAL
INFORMATION:**

APPENDIX I

JOINT DEVELOPMENT OVERLAY DISTRICT (JDOD) DESIGN GUIDELINES

- JDOD.1 Purpose.**
- JDOD.2 General design regulations.**
- JDOD.3 Conditionally Permitted and prohibited uses**
- JDOD.4 Site development**
- JDOD.5 Vehicular circulation and access.**
- JDOD.6 Landscaping**
- JDOD.7 Location, orientation, size and shape of buildings.**
- JDOD.8 Exterior renovation or alterations of existing structures.**
- JDOD.9 Building materials.**
- JDOD.10 Outdoor storage and displays.**
- JDOD.11 Supplemental requirements**
- JDOD.12 Signs**

JDOD.1 Purpose.

The purpose of the Joint Development Overlay District (JDOD) regulations is to assist with the development and redevelopment of land and structures to be compatible with the environment and to protect the quality of the urban environment in those locations where the characteristics of the area are of significant public value and are vulnerable to damage by development permitted under conventional zoning and building regulations. These regulations shall be administered as per Chapter 1290, Overlay Districts, of this Zoning Code. Mixed use development, as outlined in Section 1286.06, is highly encouraged.

JDOD.2 General Design Regulations.

The Planning Commission shall use these regulations in their review of development applications in areas designated as Joint Development Overlay Districts on the official Zoning Map of the City of Brunswick.

The Planning Commission shall have the authority to interpret and apply these regulations on a case by case basis and have no binding authority to consider a previous decision or case when making decisions on individual cases that may be in front of them for review and approval.

Pursuant to Section 1278.0(h), during the course of reviewing a site plan, the Planning Commission or City Council may find that the assistance of a qualified consultant is necessary to fully determine the effects of the proposal. The applicant shall pick the consultant, subject to Planning Commission approval, and shall bear the costs of the consultant.

The following Joint Development Overlay Districts (JDOD) have been established:

JDOD-1	K-Mart Plaza: 3301 - 3303 Center Road and 1259 North Carpenter Rd.
JDOD-2	Brunswick Plaza: 1480 Pearl Road
JDOD-3	Laurel Square Plaza: 1733 Pearl Road
JDOD-4	Hickory Ridge Plaza: 1055 through 1085 Pearl Road

JDOD.3 Permitted and conditionally permitted uses.

- (a) Permitted Uses: Townhomes, single-family attached units, single-family detached residential units, apartments (including studio apartments), work-live units, flats, home offices above garages, retail below apartments and hotels.
- (b) Hotels, as described below, shall be permitted in the JDOD-1 District only in the following instances:
 - (1) Hotels, has the same meaning set forth in Section 3731.01 of the Ohio Revised Code, subject to the exceptions set forth in Section 3731.03 of the Revised Code, and shall be permitted in the Overlay District with the following requirements:
 - (2) Any such hotel may not have guest rooms that are directly accessible from outside the building;
 - (3) Any such hotel must include an indoor dining area in which at least breakfast is served to guests (other than through vending machines) for consumption on the premises at tables, booths and/or counters.
 - (4) Any such hotel must include a minimum of 4,000 square feet of meeting/ banquet space separate
 - (5) Any such hotel must include an indoor swimming pool;
 - (6) Any such hotel must include a fitness center; and
 - (7) Any such hotel must include a business center or typical business center amenities, such as printers, fax machines, copiers, etc.
- (c) There are no conditionally permitted uses in the Joint Development Overlay Districts.

JDOD.4 Site Development.

- (a) Density: The maximum density permitted for residential units is 6.5 units per acre. The maximum density permitted for commercial development is 15 units per floor, per acre, with a maximum of two floors per acre.
- (b) Parking areas shall be treated to minimize the visual impact of parked cars, as viewed from the public right-of-way and adjacent properties, through the use of plantings, as required in Chapter 1282 Landscaping and Screening.
- (c) Minimum parking requirements established in Table 1276-1 of Chapter 1276 Parking and Site Design shall also be the maximum parking requirements, in order to reduce the amount of impervious surface.

- (d) Shared parking with adjacent properties is encouraged.
- (e) All trash/recycling receptacles shall be contained in a dumpster enclosure constructed of materials comparable to the building or stored inside the building.
- (f) Lighting shall comply with Section 1276.14.
- (g) Outdoor Activities. Outdoor eating areas may encroach into the sidewalk, but must leave a minimum of 8 feet width clear for walking. Outdoor eating areas are encouraged to establish an edge to the eating area through the use of moveable bollards, plantings, or a fence with a maximum height of 2 feet, 6 inches.

JDOD.5 Vehicular Circulation and Access.

- (a) Provide for the safe and functional movement of vehicles and pedestrians both on and off-site.
- (b) Give consideration to the location of existing access points, adjacent to and directly across the street from the site.
- (c) Vehicular circulation between parcels is encouraged. Provisions for circulation between adjacent parcels should be provided through coordinated or joint parking systems to minimize curb cuts along the street.
- (d) Pursuant to Section 1278.09(d), pedestrian access shall be supplied to provide safe pedestrian connections between buildings and parking areas, recreation areas, transit shelters, street, and other destinations. Walks shall be provided between buildings and the street.

JDOD.6 Landscaping.

- (a) Landscaping shall be installed pursuant to Chapter 1282 Landscaping and Screening.
- (b) Interior landscape islands shall be installed in large existing parking lots in compliance with Section 1282.08(b) to break up the “sea of asphalt” and reduce the amount of impervious surface.

JDOD.7 Location, orientation, size and shape of buildings.

- (a) Preserve the linear continuity of buildings by placing primary building facades parallel to the street. The traditional regional character of the surrounding area should be used as a guide for establishing an appropriate architectural style. The ground floor level should be highly animated and provide visual interest and human scale. The roof lines should be varied. Brick or stone should be considered as a unifying material or element that is common to Joint Development Overlay District buildings. A variety of colors for materials should be used, but those colors should be chosen as part of an overall palette, so that facades relate to each another.

- (b) New and remodeled buildings should be compatible with their surroundings. Architectural style, bulk, shape, massing, scale and form of new and remodeled buildings, and the shape between and around buildings should be consistent with the character of the area and be in harmony with neighboring buildings, pursuant to Section 1278.08.
- (c) All buildings shall provide a pedestrian entrance oriented to the street.

JDOD.8 Exterior renovation or alterations of existing structures.

- (a) The removal or alteration of historic materials or distinctive architectural features should be avoided when possible.
- (b) Architectural elements shall be sensitively designed to reflect detailing associated with the particular style of building.
- (c) The design elements and scale of a building addition shall be compatible with design elements of the principal structure, in particular, building materials and colors, roof lines, shapes, and window proportions and alignment.

JDOD.9 Building materials.

(a) Building walls:

1. Walls facing a public street or parking area shall be designed in small sections to break up the appearance of a long horizontal wall. Overlay District facades should use building elements such as canopies or projections to break up the appearance of a long wall. Alternately, changes in material or color can be used to break up the appearance of a long wall.
2. Buildings shall be clad appropriately to suggest an enduring and regional character. Brick, stone, precast concrete, cement siding, smooth finish premium vinyl siding, and stucco are among the materials that may be used. Precast concrete should be used in the manner of stone but panels should not be embossed with brick or stone patterns. Split-face block is discouraged, particularly on front and side elevations, unless it is an accent material. When split-face block is used, alternating coursing, varied block size, and change in material depth should be used to give the appearance of stone.
3. Standard modular brick is encouraged, but brick face dimensions of up to four (4) inches x twelve (12) inches are permitted.
4. Stucco or EIFS systems are permitted 4 feet above finish floor level. If stucco is used as a primary material, it shall incorporate changes in depth, plane and other architectural features to add detail and interest to a facade and to avoid the appearance of a monolithic wall.
5. Metal and other appropriate regional materials may be used as accent materials.
6. All walls facing a public street or parking area shall be animated by a change in color, material, fenestration, or change in the depth of material.
7. Brick or stone shall be laid in a true bonding pattern (no stack bond allowed).

8. The maximum length of a facade that faces a public street or parking area that is “blank”, meaning of one contiguous material and color without fenestration, accents, or change in material, color, or plane, is 20 linear feet.
 9. All facades shall be animated with changes in material and/or color. Additionally, designs of facades with a base, middle, and top are encouraged.
 10. Glass storefronts to encourage window shopping should be maximized.
- (b) Building elements. Lintels in masonry walls should be articulated with elements such as brick soldier courses, stone, or precast concrete.
- (c) Windows and doors.
1. Windows shall be of square or vertical proportion.
 2. Clear glass shall be the primary glass used at ground level on street facades.
- (d) Building roofs, parapets, and cornices.
1. Roofs may be pitched and flat or a combination thereof.
 2. If roofs are flat, elevations facing the street should incorporate a cornice to top the building. Cornices may be projected brick, stone, precast courses, or molded fiberglass. They should be scaled appropriately to the building mass and be a minimum of one foot in height.
- (e) Building height. Buildings of two and three stories are encouraged. The building height for the primary building mass shall be no less than 20 feet. Canopies shall be designed to provide architectural enhancement.

JDOD.10 Outdoor storage and displays.

- (a) No commercial product display, sales or other activities may be conducted within a required front yard setback area without Planning Commission approval.
- (b) Outdoor storage shall be screened from view from all streets (including Interstate 71) and from adjacent residential districts. Screening may include building walls, solid fences, mounds, landscaping or any combination thereof which forms a year-round solid screen.

JDOD.11 Supplemental Requirements.

Planning Commission Modification. The Planning Commission may modify the strict requirements of this Chapter if it finds that privacy, light and openness are improved because of skillful design in the arrangement of buildings, open spaces, landscaping or other site features. The Commission may also require wider yards where an adjoining building is near a lot line, and such features as fences and plantings to protect adjoining residences.

JDOD.12 Signs.

All signage shall comply with the requirements in Section 1270.05 – Table B. Plaza identification monument signs shall not exceed 20 feet in height.

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 114-2020

BY: Mr. Delsanter, Mr. Hanek, Mr. Ousley

AN ORDINANCE ADOPTING THE DESIGN GUIDELINES FOR THE JOINT
DEVELOPMENT OVERLAY DISTRICT.

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

SECTION 1: That the Design Guidelines, as attached hereto as Exhibit "A", for the Joint
Development Overlay District, are hereby adopted as Appendix I to Title 6 of the
Zoning Code.

SECTION 2: That the City Engineer is directed to update the Zoning Map by designating the
properties identified in the Design Guidelines as JDOD-1, JDOD-2, JDOD-3 and
JDOD-4.

SECTION 3: That this Ordinance shall take effect and be in force from and after the earliest
period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 115-2020** - An ordinance establishing Chapter 1290 of the Codified Ordinances of the City of Brunswick creating the overlay district. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In order to provide additional land use controls within a zoning district, Chapter 1290 entitled Overlay District has been created. An Overlay District is superimposed over existing zoning districts. Property within an Overlay District is also subject to the provisions of its underlying zoning designation; provided, where the provisions of the Overlay District are more restrictive than the underlying zoning designation, the provisions of the Overlay District shall apply.

PURPOSE AND EXPLANATION: As recommended by the Comprehensive Plan Update, an Overlay District has been established.

IMPLEMENTATION

SCHEDULE: First reading on December 14, 2020; then refer back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

Recommend adoption of the proposed legislation.

**ADDITIONAL
INFORMATION:**

1
CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 115-2020

BY: Mr. Delsanter, Mr. Hanek, Mr. Ousley

AN ORDINANCE ESTABLISHING CHAPTER 1290 OF THE CODIFIED
ORDINANCES OF THE CITY OF BRUNSWICK CREATING THE
OVERLAY DISTRICT.

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

SECTION 1: That Chapter 1290 of the City of Brunswick Codified Ordinances titled “Overlay District” is hereby established to read as follows:

“1290.01 PURPOSE.

The purpose of Overlay District regulations is to assist with the development of land and structures to be compatible with the environment and to protect the quality of the urban environment in those locations where the characteristics of the area are of significant public value and are vulnerable to damage by development permitted under conventional zoning and building regulations. Overlay Districts are established to provide additional land use controls and are superimposed over existing zoning districts. Property within an Overlay District is also subject to the provisions of its underlying zoning designation; provided, however, where the provisions of the Overlay District are more restrictive than the provisions of the underlying zoning designation, the provisions of the Overlay District shall apply. Overlay Districts are intended to serve one or more of the following purposes:

- (a) To implement land use and urban design recommendations and standards set forth in neighborhood or corridor area plans, which plans have been adopted as part of the City's Comprehensive Plan;
- (b) To provide uniformity in the design standards applicable to arterial corridors having varied underlying zoning;
- (c) To provide uniform standards for mitigating the impact of intensive commercial uses adjacent to low density residential uses;
- (d) To protect the public and property owners from blighting influences which might be caused by application of conventional land use regulations to properties and areas having sensitive environmental qualities;
- (e) To protect the public from unsafe buildings or unstable land which would be caused by uncontrolled development;
- (f) To prevent significant damage to the economic value and efficiency of operation of existing properties and/or new developments due to the interdependence of their visual and functional relationships;
- (g) To protect the public from blighting influences in areas of high public investment which have added substantial value to a neighborhood; and
- (h) To provide for the protection of special features in the natural and built environment.

1290.02 EFFECT OF UNDERLYING ZONE DESIGNATION.

All of the provisions of the underlying zone district shall be in full force and effect, unless such provisions are specifically varied by the provisions of the applicable Overlay District; provided, however, an Overlay District shall not be used to add to the specific permitted uses in the underlying district.

1290.03 IDENTIFICATION.

The location of all Overlay Districts shall be shown on the Zoning Map of the City of Brunswick as an Overlay superimposed in specific areas over existing zones.

1290.04 ESTABLISHMENT OF OVERLAY DISTRICTS.

City Council may, from time to time, create Overlay Districts as defined and containing the characteristics, as set forth in Section 1290.01. The procedure for creating Overlay Districts shall be the same as those for approving a map amendment as set out in Section 6.02 of the City Charter.

1290.05 GUIDELINES.

The Planning Commission shall prepare, pursuant to this Chapter, Overlay District Development Guidelines. The Overlay District Development Guidelines shall describe in words and/or illustrations the special and distinctive characteristics which are to be protected and the development features which will be reviewed for impact within an Overlay District. The Overlay District Development Guidelines shall be recommended to City Council, which after adoption, shall be considered a part of the Zoning Ordinance when the application is for a property within an Overlay District.

1290.06 CLASSIFICATION.

Overlay Districts shall be classified by categories, according to the provisions and qualifications as described in Section 1290.07. The findings and purpose statement and characteristics identified in Section 1290.07 shall be used to determine areas appropriate for designation.

1290.07 JOINT DEVELOPMENT OVERLAY DISTRICT (JDOD).

(a) Findings and Purposes. A joint development overlay district (JDOD) is identified as one of the corridors listed in the City's Comprehensive Plan, or a similar area, that is experiencing an increased demand for commercial uses. It is important that the visual appearance and composition of these areas be maintained in order to put forth a positive image of Brunswick

at these important locations in the City. It is in the interest of the City to protect and enhance the built features of such joint development corridors by:

- (1) Preventing the deterioration of property and the extension of blighting conditions.
 - (2) Revitalizing and protecting private investment which improves and stimulates the economic vitality and social character of the area.
 - (3) Enhancing the aesthetic and architectural compatibility within neighborhoods and commercial areas.
- (b) Characteristics. JDOD, as herein defined, shall be found to contain at least one of the following characteristics:
- (1) Function as a destination area in the City of Brunswick;
 - (2) Possess mixture of residential and nonresidential uses;
 - (3) Exhibit a current trend or potential for the further conversion of residential uses to nonresidential uses; and
 - (4) Contain a mixture of residential and nonresidential zoning classifications within the corridor.
- (c) Guidelines. Guidelines for the JDOD are located in Appendix I of this Zoning Code.

1290.08 DEVELOPMENT APPROVALS REQUIRED.

(a) The guidelines and regulations of this Chapter shall only apply to the proposed addition or improvement unless the addition or improvement results in a square footage that is greater than fifty percent (50%) of the square footage of the existing structure or building. If the proposed addition or improvement exceeds fifty percent (50%) of the square footage of the existing building or structure, then the entire property shall be brought into compliance with these guidelines and regulations.

(b) No alteration or change shall be made to any property within an Overlay District, except as exempted by Section 1290.09 until approvals have been given by the Planning Commission. No Building or Zoning Permit shall be issued for any site improvement, construction, reconstruction, alteration or demolition of any structure now or hereafter in an Overlay District, unless approvals have been issued by the Planning Commission.

(c) Minor building improvements may be administratively reviewed and approved by the Community & Economic Development Director for compliance with the guidelines. Any improvement which is not in compliance with the guidelines or is determined by the Community & Economic Development Director to be beyond the scope of minor building improvements will be forwarded to the Planning Commission for review.

Minor building improvements shall include the following:

- (1) Fences, arbors, and pergolas
- (2) Siding, roofing, and window replacement
- (3) Façade alterations which are minor in scale
- (4) Signage

1290.09 EXEMPTIONS.

The following are exempt from the provisions of this chapter:

- (a) Any permit determined by the Community & Economic Development Director to be necessary for the immediate public health or safety.
- (b) Any residential permits for rear decks, pools or accessory structures.
- (c) Permits for interior alterations and repairs.
- (d) Permits for construction of public utilities in the public right-of-way.
- (e) Maintenance of property as described in Section 1290.11.

1290.10 APPLICATION PROCEDURES.

Any application submitted for review as provided for by this Zoning Code shall be in accordance with the following procedures:

(a) Submission to the Planning Commission. Application for Planning Commission action shall be submitted to the Planning & Zoning Coordinator on a Site Plan Review Application. Each application shall be accompanied by the payment of the required fee as specified in Section 1216.01, which shall not be refundable.

(b) Data Required with Application. In order for an application to be reviewed and approved, the applicant shall submit drawings, photographs, specifications and material samples as outlined below. A minimum of twelve (12) sets of drawings and color renderings and one material sample shall be submitted. Any approvals for development within this district shall be required to submit a traffic impact study unless this requirement is specifically waived by the Community & Economic Development Director or City Engineer. These items shall accurately represent the proposed alterations or additions and new construction. The following are the submission requirements:

- (1) Alterations to existing buildings.
 - A. Photographs of existing conditions.
 - B. Drawings indicating any changes to the physical appearance.
 - C. An outline describing work and the procedures to be performed.
 - D. Material samples and manufacturer's literature for major materials and products to be incorporated in the proposed design.
- (2) New buildings.
 - A. Photographs of the proposed site and adjoining buildings.
 - B. Site plan and elevation drawings showing the design, indicating drives, roads, parking, walks, walls, fences, landscaping, doors, windows, decoration, materials, finishes and other features accurately representing the proposed design.
 - C. Material samples and manufacturer's literature for major materials and products to be incorporated in the proposed design.
- (3) Additions to existing buildings.
 - A. Photographs of the existing building and adjoining buildings.
 - B. Site plan and elevation drawings showing the design, indicating drives, road, parking, walks, walls, fences, landscaping, doors, windows, decoration, materials, finishes and other features

- accurately representing the proposed design.
 - C. Material samples and manufacturer's literature for major materials and products to be incorporated in the proposed design.
 - (4) Demolition and moving.
 - A. Photographs of the existing building in detail and as it sits on the site.
 - B. A written request from the owner indicating reasons for the demolition or moving.
- (c) Review and Action by the Planning Commission.
 - (1) The criteria contained in the Overlay District Development Guidelines shall be used by the Planning Commission to guide their decision. These criteria shall be in addition to the zoning regulations for the property, although if there is a conflict between the zoning regulations and the criteria of this Chapter, the criteria of this Chapter shall apply. The Overlay District Development Guidelines shall be considered a part of the Zoning Ordinance once it is approved as set forth in Section 1290.05.
 - (2) The Planning Commission shall determine whether the proposed change will be appropriate to the preservation of the environmental, architectural or historic character of the Overlay District pursuant to the criteria included in the Overlay District Development Guidelines.
 - (3) The Planning Commission shall review the application at one or more of its regular meetings, and within forty-five (45) days of such item's first appearance on the agenda, approve, approve with modification or disapprove the application. For demolition of a building, the Commission shall follow the guidelines as set forth in Section 1468 of the Codified Ordinances of the City of Brunswick.
 - (4) Approvals by the Planning Commission shall be valid for one year from the date of final action and shall be automatically revoked if construction has not begun within one year after the date of the Commission's approval.

1290.11 MAINTENANCE.

Nothing in this chapter shall be construed to prevent the ordinary maintenance or repair of any property within an Overlay District, nor shall anything in this Chapter be construed to prevent any change, including the construction, reconstruction, alteration or demolition of any feature which in the view of the Chief Building Official and/or Community & Economic Development Director is required for the public safety because of an unsafe, insecure or dangerous condition.”

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: _____

Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 116-2020** - An ordinance amending Section 1472.03 of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Building & Building Code Committee, Administration/Grant Aungst)

BACKGROUND: In order to provide further clarification regarding the location of an outdoor swimming pool, Section 1472.03 of the Codified Ordinances has been amended to state no outdoor swimming pool shall be constructed, installed or erected in front of any building setback line or less than ten feet from the outer edge of the pool wall to the foundation of the primary living structure, or ten feet, including walkways or decks around an above-ground or in-ground pool, from any side or rear lot line.

PURPOSE AND EXPLANATION: An amendment to Section 1472.03 is proposed to accommodate the location of an outdoor above-ground or in-ground swimming pool in relation to a deck and/or walkway around the pool.

IMPLEMENTATION SCHEDULE: First reading on December 14, 2020.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Recommend to adopt the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 116-2020

BY: Mr. Ousley, Mr. Capretta, Mr. Abella

AN ORDINANCE AMENDING SECTION 1472.03 OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK.

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

SECTION 1: That Section 1472.03 of the Codified Ordinances is hereby amended to read as follows:

“To insure that small children and others may be readily observed while approaching the same, no outdoor swimming pool shall be constructed, installed or erected in front of any building setback line or less than ten feet from the outer edge of the pool wall to the foundation of the primary living structure, or ten feet, including walkways or decks around an above-ground or in-ground pool, from any side or rear lot line,~~;~~ ~~and n~~No such pool shall occupy more than ten percent of the total lot area. In all cases an unobstructed view of the pool from the residence shall be maintained, and no structures, appurtenances or fixtures, whether temporary or permanent, shall be placed within the line of vision to be so maintained.”

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: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 12/14/2020

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. 117-2020** - An emergency ordinance amending Ordinances #92-19, #7-2020, #29-2020, #52-2020, #61-2020, #82-2020 and #92-2020 to include amendments to the appropriations budget for the year ending December 31, 2020 as incorporated in Exhibit "A" attached hereto. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

BACKGROUND: In order to comply with the Ohio Revised Code Section 5705 any and all activity of the City must be included in the budget. As actual information is obtained and compared to estimates or new items are requested to be added or deleted by the respective departments, it is necessary and required to present the proposed budget amendments to Council for approval. This process is required by law and audited under the direction of the Auditor of State for compliance every year.

PURPOSE AND EXPLANATION: See fiscal section and related attachments for additional information.

IMPLEMENTATION SCHEDULE: Place on the December 14, 2020 Council agenda and consider passage as an emergency with suspension of the rules to keep the budget as up to date possible.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: The total financial impact of this legislation is a net decrease to the overall City appropriation budget by \$507,365.04. The majority of the items are decreases. These decreases mainly relate to changes or revisions in operations and various plans during 2020 as a result of COVID 19. It should also be noted that the Divisions of Police and Fire budgets were not amended the same as other departments since the CARES Act and related funding is ongoing through December 31, 2020. Fund balances in these two safety funds could be quite different than budgeted. Differences should be partly due to a correlation between what was budgeted to be expended in wages and pensions and the final CARES Act funding received and expended for those same items. The two largest components involving increases included in Exhibit B in this legislation

relate to 1) an additional \$10,769.77 in CARE Act Funding received on November 25, 2020 and 2) several requests to set aside additional capital funding for various departments as a result of lesser than expected expenditures in 2020.

Exhibit A is the legal document required to be reviewed and adopted by Council pursuant to Ohio Revised Code Section 5705 for these budget amendments to be adopted.

All proposed amendments, whether negative or positive, are also detailed with a description and amounts in the attached Exhibit B. Exhibit B is provided for informational and review purposes only. This document is not required per Ohio Revised Code but is compiled to show explanations and amounts for each proposed budget amendment.

It's important to note that this legislation only has budgetary impact and actual expenditures, transfers and advances are still subject to state and local laws.

**RECOMMENDED
ACTION:**

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

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

Recommended approval as an emergency with suspension of the rules. The emergency clause is necessary in order to remain in compliance with the Ohio Revised Code, allow for the daily operations of the City of Brunswick to continue without interruptions and to keep the budget as up-to-date as possible in order to provide accurate accountability to the City's financial readers and interested parties.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 117-2020

By: Mrs. Hanek, Mrs. Zak, Mr. Delsanter

AN EMERGENCY ORDINANCE AMENDING ORDINANCES #92-19, #7-2020, #29-2020, #52-2020, #61-2020, #82-2020 AND #92-2020 TO INCLUDE AMENDMENTS TO THE APPROPRIATION BUDGET FOR THE YEAR ENDING DECEMBER 31, 2020 AS INCORPORATED IN EXHIBIT "A" ATTACHED HERETO.

WHEREAS: Ordinance #92-19 adopted appropriations for 2020; and Ordinances #7-2020, #29-2020, #52-2020, #61-2020, #82-2020 and #92-2020 regarding amendments to the 2020 appropriation budget, were previously adopted by Council; and

WHEREAS: "Exhibit A" reflects the appropriations as required by the Ohio Revised Code Section 5705.38(C); and

WHEREAS: The amendments are described in detail and attached hereto as "Exhibit B" for informational purposes only; and

WHEREAS: In order to properly budget in accordance with State law for expenditures presently anticipated it is necessary to amend Ordinances #92-19, #7-2020, #29-2020, #52-2020, #61-2020, #82-2020 and #92-2020.

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

SECTION 1: Ordinances #92-19, #7-2020, #29-2020, #52-2020, #61-2020, #82-2020 and #92-2020 are hereby amended to reflect the appropriations as attached hereto and incorporated herein as Exhibit "A."

SECTION 2: That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare, and for the usual daily operation of a municipal government and for the additional reason that Council wishes to maintain accurate appropriations. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes.

PASSED: 1st Reading _____

RULES SUSPENDED: _____ AYES ____ NAYS ____

ADOPTED: _____ AYES ____ NAYS ____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

EXHIBIT A

December 14, 2020

Fund Number	Fund Name / Department	Personal Service	Other	Total
General Fund				
001	General Fund			
	City Council	168,569.00	76,706.00	\$ 245,275.00
	Mayor	93,644.00	76,097.00	\$ 169,741.00
	City Manager	190,551.00	125,300.78	\$ 315,851.78
	Information Technologies	166,371.00	312,740.30	\$ 479,111.30
	Engineering	24,081.00	221,322.00	\$ 245,403.00
	Building Department	296,001.00	217,174.83	\$ 513,175.83
	Cemetery Maintenance	-	29,050.00	\$ 29,050.00
	Janitorial Contract	-	21,627.00	\$ 21,627.00
	City Hall Building & Grounds	15,000.00	50,054.00	\$ 65,054.00
	Administrative Services	87,627.00	50,722.00	\$ 138,349.00
	Economic Development	111,212.00	189,148.00	\$ 300,360.00
	Animal Control	74,290.00	66,260.98	\$ 140,550.98
	Law Department	184,482.00	239,334.00	\$ 423,816.00
	Finance Department	252,897.00	217,971.31	\$ 470,868.31
	Income Tax Department	172,832.00	228,537.00	\$ 401,369.00
	Parks & Recreation Director	90,106.00	62,834.65	\$ 152,940.65
	General Fund Administration	-	943,095.76	\$ 943,095.76
	Planning Division/Community Development	45,782.00	30,986.16	\$ 76,768.16
	Board of Building Appeals	456.00	1,196.00	\$ 1,652.00
	Board of Zoning Appeals	3,207.00	4,821.00	\$ 8,028.00
	Board of Civil Service	12,835.00	22,931.00	\$ 35,766.00
	Board of Ethics	5,200.00	4,405.00	\$ 9,605.00
	Board of Charter Review	3,600.00	7,471.00	\$ 11,071.00
	Board of Commemorative Affairs	-	17,000.00	\$ 17,000.00
	General Fund Transfers / Advances	-	20,748,777.07	\$ 20,748,777.07
001	Total General Fund	\$ 1,998,743.00	\$ 23,965,562.84	\$ 25,964,305.84
Special Revenue Funds:				
110	Court Computerization Fund	10,682.00	17,472.56	\$ 28,154.56
111	FEMA Grant Fund	-	5,927.30	\$ 5,927.30
112	Local CoronaVirus Relief Fund	1,689,950.46	637,630.03	\$ 2,327,580.49
114	Police Fund	4,348,751.60	4,116,582.49	\$ 8,465,334.09
115	Fire Fund	2,462,307.95	2,841,317.88	\$ 5,303,625.83
117	Street Repair & Maintenance Fund	1,135,521.00	2,599,237.18	\$ 3,734,758.18
118	State Highway Fund	-	169,225.00	\$ 169,225.00
119	Law Enforcement Fund	-	-	\$ -
120	Brunswick Transit Alternative (BTA) Fund	-	45,000.00	\$ 45,000.00
123	Brunswick Area Television (BAT) Fund	148,134.00	256,707.56	\$ 404,841.56
127	Parks Fund	162,000.00	441,295.49	\$ 603,295.49
129	Department of Justice Federal Grant Fund	-	135,850.39	\$ 135,850.39
130	DUI Enforcement & Education Fund	-	-	\$ -
131	Recreation Center Fund	300,672.00	665,569.36	\$ 966,241.36
133	Home Improvement Grant Fund (CDBG)	-	39,162.40	\$ 39,162.40
Enterprise Funds:				
223	Refuse Fund	67,834.00	2,566,228.31	\$ 2,634,062.31
224	Storm Water Management Fund	31,696.00	1,147,990.11	\$ 1,179,686.11
Capital Improvement Funds:				
300	General Permanent Improvement Fund	-	900,910.00	\$ 900,910.00
332	Road Levy Fund	-	2,598,100.00	\$ 2,598,100.00
333	Road Improvement Fund	-	4,703,258.00	\$ 4,703,258.00
334	Traffic Control Fund	-	-	\$ -
335	Public Square Fund	-	-	\$ -

336	City Building Improvement Fund	-	643,106.74	\$	643,106.74
337	EPA Grant Fund	-	200,000.00	\$	200,000.00
339	Fire Improvement Fund	-	-	\$	-
341	Park Improvement Fund	-	1,021,000.00	\$	1,021,000.00
347	North Carpenter Road Improvement Fund	-	8,572,834.12	\$	8,572,834.12
348	Boston Road Improvement Fund	-	93,519.24	\$	93,519.24
360	Brunswick Lake Improvement Fund	-	40,575.00	\$	40,575.00
370	OPWC Multi Roads Improvement Fund	-	728,800.00	\$	728,800.00
371	OPWC Laurel Road Improvement Fund	-	1,914,664.52	\$	1,914,664.52
Self Insurance Fund:					
600	Self Insurance Fund	-	3,250,000.00	\$	3,250,000.00
Debt Service Funds:					
771	General Obligation Bond Retirement Fund	-	-	\$	-
781	Special Assessment BRF: South Industrial Parkway	-	17.62	\$	17.62
782	Special Assessment BRF: Laurel Road (2006)	-	41,762.50	\$	41,762.50
783	Special Assessment BRF: Brunswick Lake - Dam	-	18,948.81	\$	18,948.81
784	Special Assessment BRF: Brunswick Lake - Dredging	-	11,826.18	\$	11,826.18
Agency Funds:					
881	General Trust Agency Fund	-	750,000.00	\$	750,000.00
882	Unclaimed Money Agency Fund	-	20,000.00	\$	20,000.00
885	Flexible Spending Agency Fund	-	140,000.00	\$	140,000.00
886	Non-Residential 3% Building Permit Agency Fund	-	30,000.00	\$	30,000.00
887	Residential 1% Building Permit Agency Fund	-	10,000.00	\$	10,000.00
Grand Total				\$	77,696,373.64

City of Brunswick, Finance Office

"Exhibit B" : Schedule of Amendments to the Permanent Budget #7 - For informational purposes only
For the Budget Year Ending December 31, 2020

12/14/2020

Fund Name / Account Name	Account Number	Appropriation Adjustment Amount	Description
General (#001)			
WORKER'S COMP - COUNCIL	001-0100-52274	(1,832.80)	Reduce 2020 worker's comp budget due to premuim rebates received.
CLERK OF COURTS PT PS	001-0200-51170	(2,157.00)	Reduce part-time budget to \$15,000 for the year. Less time used as a result of COVID 19.
PERS	001-0200-52223	(302.00)	Reduce part-time pension budget since less time used as a result of COVID 19.
WORKER'S COMP - MAYOR	001-0200-52274	(1,505.01)	Reduce 2020 worker's comp budget due to premuim rebates received.
JAIL COSTS	001-0200-54234	(9,000.00)	Reduce jail cost budget as a result of COVID 19 effect.
WORKER'S COMP - CITY MANAGER	001-0300-52274	(2,282.01)	Reduce 2020 worker's comp budget due to premuim rebates received.
IT TECHNICIAN PT	001-0302-51070	(1,085.00)	Reduce part-time budget to \$19,000 for the year. Less time used as a result of COVID 19.
PERS	001-0302-52223	(151.00)	Reduce part-time pension budget since less time used as a result of COVID 19.
WORKER'S COMP - IT	001-0302-52274	(836.58)	Reduce 2020 worker's comp budget due to premuim rebates received.
WORKER'S COMP - ENGINEER	001-0410-52274	(294.68)	Reduce 2020 worker's comp budget due to premuim rebates received.
SITE DEPOSITS	001-0410-54265	(15,000.00)	To match 2020 appropriations to revised estimated receipts for site deposits in 2020.
BUILDING INSPECTORS PS	001-0430-51090	(8,000.00)	Vacancy in building inspector. Position being pursued but not yet filled as of December 4, 2020.
CLERK PT PS	001-0430-51173	(2,433.00)	Reduce part-time budget to \$30,000 for the year. Less time used as a result of COVID 19.
PERS	001-0430-52223	(2,260.00)	Reduce pension budget due to vacancy in ft position and less time used in part-time as a result of COVID 19.
MEDITAX	001-0430-52226	(180.00)	Reduce meditax budget due to vacancy in ft position and less time used in part-time as a result of COVID 19.
WELLNESS	001-0430-52231	(800.00)	Reduce wellness as a result of vacancy in full-time position.
WORKER'S COMP - BUILDING	001-0430-52274	(4,279.15)	Reduce 2020 worker's comp budget due to premuim rebates received.
ERI-LEAVE PAYOUT (PER ORC)	001-0430-52280	(1,650.00)	Reduce budget as amount no longer determined to be needed in 2020.
FUEL	001-0430-55300	(1,000.00)	Reduce fuel as a result of vacancy in full-time position.
CAPITAL	908-0430-56252	10,000.00	Increase of capital set aside to assist Division with future capital/vehicle replacements
CITY HALL MAINT. PART-TIME	001-0450-51082	(2,081.00)	Reduce part-time budget to \$15,000 for the year. Less time used as a result of COVID 19, retirement and vacations.
PERS	001-0450-52223	(291.00)	Reduce pension budget for the year. Less time used as a result of COVID 19, retirement and vacations.
MEDITAX	001-0450-52226	(30.00)	Reduce meditax budget for the year. Less time used as a result of COVID 19, retirement and vacations.
WORKER'S COMP - BLDG & GROUNDS	001-0450-52274	(308.38)	Reduce 2020 worker's comp budget due to premuim rebates received.
ADMINISTRATIVE SERVICES COORD' PS	001-0461-51085	(2,000.00)	Reduce part-time budget by \$2,000 for the year. Less time used than anticipated.
PERS	001-0461-52223	(280.00)	Reduce pension budget for the year. Less part-time used than anticipated.
MEDITAX	001-0461-52226	(29.00)	Reduce meditax budget for the year. Less part-time used than anticipated.
WORKER'S COMP - ADM SERVICES	001-0461-52274	(771.68)	Reduce 2020 worker's comp budget due to premuim rebates received.
WORKER'S COMP - ECON DEV	001-0490-52274	(1,232.34)	Reduce 2020 worker's comp budget due to premuim rebates received.
E.D. INDUCEMENT PROGRAM	001-0490-54285	(55,000.00)	Reduce as amount no longer needed in 2020. New agreement per Ord #65-2020 also not effective until Jan 2021.
ANIMAL WARDEN PT PS	001-0540-51133	(1,000.00)	Reduce part-time budget by \$1,000 for the year. Less time used than anticipated.
PERS	001-0540-52223	(140.00)	Reduce pension budget for the year. Less part-time used than anticipated.
MEDITAX	001-0540-52226	(14.00)	Reduce meditax budget for the year. Less part-time used than anticipated.
WORKER'S COMP - ANIMAL WARDEN	001-0540-52274	(1,063.24)	Reduce 2020 worker's comp budget due to premuim rebates received.
ADMINISTRATIVE ASST PT	001-0600-51152	(4,000.00)	Reduce part-time budget by \$4,000 for the year. Less time used than anticipated.
PERS	001-0600-52223	(560.00)	Reduce pension budget for the year. Less part-time used than anticipated.
MEDITAX	001-0600-52226	(58.00)	Reduce meditax budget for the year. Less part-time used than anticipated.
WORKER'S COMP - LAW	001-0600-52274	(2,333.11)	Reduce 2020 worker's comp budget due to premuim rebates received.
PROFESSIONAL SERVICES	001-0600-54233	(15,000.00)	Less legal consultant services used than anticipated. Reduce by \$15,000.
OVERTIME	001-0700-51198	(1,000.00)	Less overtime used due to being closed to the public and having more time to process during the day.
PERS	001-0700-52223	(240.00)	Pension savings from less OT used.
MEDITAX	001-0700-52226	(14.00)	Meditax savings from less OT used.
WORKER'S COMP - FINANCE	001-0700-52274	(3,897.70)	Reduce 2020 worker's comp budget due to premuim rebates received.
OVERTIME	001-0720-51198	(3,500.00)	Less overtime used due to being closed to the public and having more time to process during the day.
PERS	001-0720-52223	(840.00)	Pension savings from less OT used.
MEDITAX	001-0720-52226	(49.00)	Meditax savings from less OT used.
WORKER'S COMP - INCOME TAX	001-0720-52274	(2,657.31)	Reduce 2020 worker's comp budget due to premuim rebates received.

City of Brunswick, Finance Office

"Exhibit B" : Schedule of Amendments to the Permanent Budget #7 - For informational purposes only
For the Budget Year Ending December 31, 2020

12/14/2020

Fund Name / Account Name	Account Number	Appropriation Adjustment Amount	Description
WELLNESS	001-0800-52231	(800.00)	Elective wellness program not performed. Reduce budget.
WORKER'S COMP - PARKS & REC DIR	001-0800-52274	(1,103.09)	Reduce 2020 worker's comp budget due to premuim rebates received.
ADMINISTRATIVE ASST PT	001-0900-51152	(1,000.00)	Reduce part-time budget by \$1,000 for the year. Less time used than anticipated.
PERS	001-0900-52223	(140.00)	Reduce pension budget for the year. Less part-time used than anticipated.
MEDITAX	001-0900-52226	(14.00)	Reduce meditatx budget for the year. Less part-time used than anticipated.
WORKER'S COMP - COMM. DEV.	001-0900-52274	(627.53)	Reduce 2020 worker's comp budget due to premuim rebates received.
WORKER'S COMP - BD APPEALS	001-0910-52274	(15.00)	Reduce 2020 worker's comp budget due to premuim rebates received.
WORKER'S COMP - ZONING BD	001-0920-52274	(69.59)	Reduce 2020 worker's comp budget due to premuim rebates received.
CIVIL SERVICE SECRETARY PT PS	001-0930-51152	(4,200.00)	Part-time budget portion that is no longer needed due to coverage plan of existing staff for a temporary time period.
PERS	001-0930-52223	(588.00)	Reduce pension budget for the year. Less part-time used than anticipated.
MEDITAX	001-0930-52226	(60.00)	Reduce meditatx budget for the year. Less part-time used than anticipated.
WORKER'S COMP - CIVIL SERVICE	001-0930-52274	(246.28)	Reduce 2020 worker's comp budget due to premuim rebates received.
TESTING	001-0930-54237	(2,500.00)	Reduce testing budget by \$2,500 no longer needed.
WORKER'S COMP - ETHICS	001-0950-52274	(199.30)	Reduce 2020 worker's comp budget due to premuim rebates received.
General Fund Total		(155,000.78)	
Court Computer Fund (#110)			
WORKER'S COMP	110-0210-52274	(156.63)	Reduce 2020 worker's comp budget due to premuim rebates received.
Court Computer Fund Total		(156.63)	
Local CoronaVirus Relief Fund (#112)			
H.B. 614 WAGES (COVID 19)- SAFETY/PUBLIC HE/	112-2020-51007	7,821.17	Eligible CARES ACT Payroll. Represents Division of Fire eligible wages from Oct 4-5.
H.B. 614 FINGE BENEFITS (COVID 19)-SAFETY/PU	112-2020-52007	2,948.60	Eligible CARES ACT Fringe Benefits. Represents Division of Fire eligible fringe benefits from Oct 4-5.
Local CoronaVirus Relief Fund Total		10,769.77	
Police Fund (#114)			
COMM. SPEC. PT PS	114-0520-51123	(13,320.00)	Reduce part-time budget by \$13,320 for the year. Less time used than anticipated.
ADM ASSISTANT PT	114-0520-51152	(14,534.00)	Reduce part-time budget by \$14,534 for the year. Less time used than anticipated.
COMP PAYOUT	114-0520-51196	(94,900.00)	Reduce budget. Due to COVID 19 employees elected to retain more comp time and carry it forward than to elect payment.
PERS	114-0520-52223	(3,899.00)	Reduce pension budget for the year. Less part-time used than anticipated.
MEDITAX	114-0520-52226	(403.00)	Reduce meditatx budget for the year. Less part-time used than anticipated.
WORKER'S COMP	114-0520-52274	(52,978.59)	Reduce 2020 worker's comp budget due to premuim rebates received.
RETIREMENT LEAVE PAYOUT	114-0520-52280	(10,900.00)	Reduce budget no longer deemed necessary since upcoming retirement not expected until March 2021.
TRANSFER TO CAPITAL	114-0520-99998	57,081.00	Increased capital set aside to help with future capital replacements. Transfer max would be limited to amount of non-tax revenues received.
Police Fund Total		(133,853.59)	
Fire Fund (#115/952)			
FIRE PART-TIME PS	115-0510-51145	(25,000.00)	Reduce part-time budget by \$25,000 for the year. Less time used than anticipated.
CLERK II PART-TIME PS	115-0510-51173	(3,058.00)	Reduce part-time budget by \$3,058 for the year. Less time used than anticipated.
COMP PAY	115-0510-51197	(13,900.00)	Reduce budget. Due to COVID 19 employees elected to retain more comp time and carry it forward than to elect payment.
FIRE PERS	115-0510-52223	(428.00)	Reduce pension budget for the year. Less part-time used than anticipated.
MEDITAX	115-0510-52226	(1,912.00)	Reduce meditatx and social security budget for the year. Less part-time used than anticipated.
HOLIDAY PAY	115-0510-52229	(17,900.00)	More holiday hours used than anticipated.
WORKER'S COMP	115-0510-52274	(35,034.00)	Reduce 2020 worker's comp budget due to premuim rebates received.
TRANSFER OUT TO CAPITAL #952	115-0510-99999	25,000.00	Increased capital set aside to help with future capital replacements. Transfer max would be limited to amount of non-tax revenues received.
Fire Fund Total		(72,232.00)	
Street R & M Fund (#117)			
COMPENSATION PAY	117-0420-51197	(25,090.00)	Reduce budget. Due to COVID 19 employees elected to retain more comp time and carry it forward than to elect payment.
WORKER'S COMP	117-0420-52274	(15,376.16)	Reduce 2020 worker's comp budget due to premuim rebates received.

City of Brunswick, Finance Office

"Exhibit B" : Schedule of Amendments to the Permanent Budget #7 - For informational purposes only
For the Budget Year Ending December 31, 2020

12/14/2020

Fund Name / Account Name	Account Number	Appropriation Adjustment Amount	Description
TRAFFIC CONTROL MAINT	117-0420-54257	(13,360.00)	Reduce budget by \$13,360 as this amount no longer anticipated to be needed.
TRANSFER OUT TO CAP #953	117-0420-99999	25,000.00	Increased capital set aside to help with future capital replacements. Transfer max would be limited to amount of non-tax revenues received.
Street R & M Fund Total		(28,826.16)	
Cable TV Fund (#123/#956)			
WELLNESS	123-0460-52231	(800.00)	Elective wellness program not performed. Reduce budget.
WORKER'S COMP	123-0460-52274	(1,887.77)	Reduce 2020 worker's comp budget due to premium rebates received.
Cable TV Fund Total		(2,687.77)	
Parks Fund (#127/960)			
PARKS LABOR PS	127-0810-51160	(10,100.00)	Less FT wages used due to retirement.
PART-TIME PARKS	127-0810-51161	(11,224.00)	Reduce part-time budget by \$11,224 for the year. Less time used than anticipated.
SEASONAL LABOR PT	127-0810-51162	(25,305.00)	Reduce seasonal budget by \$25,305 for the year. Less time used than anticipated.
PERS	127-0810-52223	(7,538.00)	Reduce pension budget based on reduced wages above.
CERTIFICATION PAY	127-0810-52225	(500.00)	Employee did not submit herbicide paperwork by deadline thus budget amount no longer needed.
MEDITAX	127-0810-52226	(676.00)	Reduce mediatx budget based on reduced wages above.
WELLNESS	127-0810-52231	(800.00)	Elective wellness program not performed. Reduce budget.
WORKER'S COMP	127-0810-52274	(3,206.89)	Reduce 2020 worker's comp budget due to premium rebates received.
RETIREMENT LEAVE PAYOUT	127-0810-52280	(7,400.00)	Budget no longer deemed necessary.
Parks Fund Total		(66,749.89)	
Rec. Center Fund (#131)			
REC MAINT SUPERVISOR PT	131-0830-51162	(731.00)	Reduce part-time budget. Less time used than anticipated.
REC. ADMINISTRATIVE ASSISTANT	131-0830-51170	(1,551.00)	Reduce part-time budget. Less time used than anticipated.
CASHIERS PT	131-0830-51173	(3,000.00)	Reduce part-time budget. Less time used than anticipated.
REC CENTER INSTRUCTORS PT	131-0830-51191	(3,693.00)	Reduce part-time budget. Less time used than anticipated.
REC. CENTER POOL MANAGER	131-0830-51195	(3,620.00)	Reduce part-time budget. Less time used than anticipated.
REC. CENTER BUILDING MONITORS	131-0830-51196	(3,000.00)	Reduce part-time budget. Less time used than anticipated.
REC. CENTER PROGRAM SUPERVISORS	131-0830-51197	(4,000.00)	Reduce part-time budget. Less time used than anticipated.
REC. PERS	131-0830-52223	(2,743.00)	Reduce pension budget based on reduced wages above.
MEDITAX	131-0830-52226	(284.00)	Reduce mediatx budget based on reduced wages above.
WORKER'S COMP	131-0830-52274	(5,070.67)	Reduce 2020 worker's comp budget due to premium rebates received.
CREDIT CARD FEES	131-0830-53216	(6,000.00)	Reduce budget by 33% due to less credit card activity.
PROGRAMS CONTRACTUAL SERVICES	131-0830-54236	(4,200.00)	Reduce budget to \$62,000 for the year due to COVID 19.
PROGRAMS MATERIAL AND SUPPLIES	131-0830-55311	(4,200.00)	Reduce budget to \$62,000 for the year due to COVID 19.
Rec. Center Total		(42,092.67)	
Refuse Fund (#223)			
WORKER'S COMP	223-0710-52274	(960.19)	Reduce 2020 worker's comp budget due to premium rebates received.
CONTRACTED REFUSE COLLECTION SERVICES	223-0710-54260	(15,000.00)	Reduce contractual services budget due to variable costs being held low for prolonged period of time.
Total Refuse Fund		(15,960.19)	
Stormwater Management Fund (#224)			
WORKER'S COMP	224-0420-52274	(575.13)	Reduce 2020 worker's comp budget due to premium rebates received.
Stormwater Management Enterprise Fund Total		(575.13)	