

BRUNSWICK CITY SAFETY & ENVIRONMENT COMMITTEE

Agenda FEBRUARY 8, 2021 6:20 PM

1. Discussion Items

ORD. NO. 11-2021 - An emergency ordinance amending section 246.02 of the City of Brunswick Codified Ordinances. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin*)

RES. NO. 12-2021 - An emergency resolution authorizing the City Manager to purchase a 2021 Dodge Charger Police Cruiser with police equipment installed for the Division of Police from Greve Dodge in an amount not to exceed \$39,995.00. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin*)

- (a) **RES. NO. 15-2021** - An emergency resolution authorizing the City Manager to enter into an agreement with Finley Fire Equipment Company for the purchase of a new Pierce Saber Pumper for the Division of Fire in an amount not to exceed \$375,000.00. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Josh Erskine*)

2. General Discussion

3. Adjournment

PROPOSED LEGISLATION



DATE: 2/8/2021

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

FROM: Carl S. DeForest, City Manager
Brian Ohlin

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 11-2021** - An emergency ordinance amending section 246.02 of the City of Brunswick Codified Ordinances. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin*)

BACKGROUND: For the immediate preservation of the public peace, property, health, safety, or welfare, and for the continued efficient, effective and adequate operation of the Divisions of Police and Fire. The revisions provide for updating language, definitions and the fee structure in the ordinance that pertains to the Division of Police and Division of Fire response to various alarm types.

**PURPOSE AND
EXPLANATION:**

**IMPLEMENTATION
SCHEDULE:**

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:** See Proposed fee schedule attached.

**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?

That this ordinance 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

continued efficient, effective and adequate operation of the Divisions of Police and Fire. 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.

**ADDITIONAL
INFORMATION:**

1
CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 11-2021

BY: Mr. Capretta, Mr. Abella, Mrs. Zak

AN EMERGENCY ORDINANCE AMENDING SECTION 246.02 OF THE
CITY OF BRUNSWICK CODIFIED ORDINANCES.

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

SECTION 1: That Section 246.02 of the Codified Ordinances is hereby amended to read as follows:

“(a) Definitions: For the purpose of this section, the words and phrases described ~~in this herein~~ shall have the following ~~definitions meanings~~:

(1) ***

(2) “Alarm System” means ~~a device or system which will attract the~~
~~attention of the public or alert a division of~~
~~the Department of~~ Public Safety that a
~~person is having an emergency with a~~
~~burglary, robbery, fire or medical situation and needs assistance any~~
~~assembly of equipment (mechanical, electrical or detecting device)~~
~~designed to signal the occurrence of an unauthorized entry, burglary,~~
~~robbery, fire, medical emergency or other activity requiring urgent~~
~~attention, and to which the Division of Police and/or Division of Fire is~~
~~expected to respond, either as an automatic dialing device directly~~
~~connected to the Public Safety Dispatch Center, a monitored alarm service,~~
~~or an audible alarm inside or outside the premises.~~

(3) “False alarm” means ~~the activation of an alarm through mechanical~~
~~failure, malfunction, improper installation or the negligence of the owner or~~
~~lessee of an alarm system of his employees or agents~~ the activation of an
alarm when there is no emergency, attempted or forced entry, or risk from
fire, heat or smoke. This also includes the activation of an alarm system
through mechanical failure, malfunction, improper installation or the
negligence of the owner or lessee or their employees or agents, premises
left unsecured, defective locks and loose fitting windows and/or doors. A
false alarm does not include alarms caused by severe weather such as
hurricanes, tornadoes, earthquakes, or other similar conditions beyond the
control of the owner or lessee. A false alarm also does not include the
activation of an alarm system while the alarm system is being tested to
determine whether or not the alarm system is in proper working order,

provided that the Division of Police and/or Division of Fire has been notified in advance.

(4) ***

(b) False Alarms.

(1) ~~After three (3) false alarm responses from the same alarm system during a twelve (12) month period, a bill for twenty-five dollars (\$25) for each subsequent false alarm shall be issued to the manager/owner of a commercial establishment or to the occupant, lessee, agent, or tenant of the residence.~~ Alarm users may be subject to warnings or fees, as provided below, depending on the number of false alarm notifications within a 12 month period unless waived for good cause by the City Manager/Safety Director as provided in subsection

(c) below.

<u>Number of False Alarms within 12 Month Period</u>	<u>Action Taken</u>
<u>1</u>	<u>Warning Letter</u>
<u>2</u>	<u>Warning Letter</u>
<u>3</u>	<u>Warning Letter</u>
<u>4</u>	<u>\$50 fee</u>
<u>5</u>	<u>\$125 fee</u>
<u>6 or more</u>	<u>\$250 fee</u>

(2) If payment of the ~~bill fee~~ is not received within thirty (30) days, a notice shall be sent by certified mail or delivered by a City employee to the manager and to the owner, if different, of the real estate of which the commercial establishment is part, or the occupant, lessee, agent or tenant and to the owner, if different, of the real estate of which the residence is part, indicating that failure to pay the ~~bill fee~~ within thirty (30) days, or ~~failure to to show just-cause~~ timely submit and obtain a waiver as provided in subsection (c) below as to why the bill should not be paid, will result in the assessment of ~~a twenty-five dollar (\$25) lien~~ the unpaid fee upon the real estate. ~~(3) The City Manager/Safety Director or his designee shall establish procedures for showing just cause as to why a false alarm bill should not be paid.~~

(c) Appeal of False Alarm Determination.

- (1) Upon receipt of any false alarm report, the alarm user may appeal by submitting a written explanation to the City Manager/Safety Director as to the actual cause of the false alarm within 14 calendar days of receipt of notice of the false alarm.
- (2) False alarms may be waived by the City Manager/Safety Director under the following conditions:
- (i) equipment malfunctions, with written verification from the alarm company that such malfunctioning equipment has been repaired; or
- (ii) actual or attempted unauthorized entry, burglary, robbery, fire, medical emergency or other activity requiring urgent attention provided a proper Police and/or Fire Report has been filed.”

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare of the City and its residents and property owners and for the additional reason that it is necessary to immediately update the Code provisions to reduce costs to the City for responses to false alarms. 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: 2/8/2021

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

FROM: Carl S. DeForest, City Manager
Brian Ohlin

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 12-2021** - An emergency resolution authorizing the City Manager to purchase a 2021 Dodge Charger Police Cruiser with police equipment installed for the Division of Police from Greve Dodge in an amount not to exceed \$39,995.00. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin*)

BACKGROUND: The city belongs to the State of Ohio procurement program under the direction of the Department of Administrative Services. The vehicle is eligible for purchase under contract # OT900621. The vehicle will replace a 2015 Dodge Charger with high mileage and maintenance costs.

PURPOSE AND EXPLANATION: This vehicle will be a marked police cruiser used in the daily patrol operations of the Division and is part of our annual fleet replacement program.

IMPLEMENTATION SCHEDULE: Order as soon as possible so the vehicle can be upfitted and put into service.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: --Police Fund #114 Police Capital SubFund #961 - 961-0520-56252

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?

Due to order timelines and delays occurring due to the ongoing pandemic we are requesting this be passed as an emergency with suspension of the rules

**ADDITIONAL
INFORMATION:**

1
CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 12-2021

BY: Mr. Capretta, Mr. Abella, Mrs. Zak

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A 2021 DODGE CHARGER POLICE CRUISER WITH POLICE EQUIPMENT INSTALLED FOR THE DIVISION OF POLICE FROM GREVE DODGE IN AN AMOUNT NOT TO EXCEED \$39,995.00.

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

WHEREAS: The State contract under the State Procurement Program has been awarded to Greve Dodge.

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

SECTION 1: That the City Manager is hereby authorized to purchase a 2021 Dodge Charger Police Cruiser with police equipment installed for the Division of Police from Greve Dodge in an amount not to exceed \$39,995.00.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason to secure timely delivery. 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: 2/8/2021

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

FROM: Carl S. DeForest, City Manager
Josh Erskine

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 15-2021** - An emergency resolution authorizing the City Manager to enter into an agreement with Finley Fire Equipment Company for the purchase of a new Pierce Saber Pumper for the Division of Fire in an amount not to exceed \$375,000.00. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Josh Erskine*)

BACKGROUND: This purchase will allow the Division of Fire to replace a 2001 Pierce Dash with a new Pierce Saber which will then serve as a front-line response apparatus. The current vehicle has reached its NFPA recommended service life of 20-years. This vehicle is eligible for purchase under the Ohio State Procurement Program. The purchase was not included in the 2021 budget, however, due to special circumstances, a good purchase opportunity has arisen. In addition, to the purchase authorization through City Council, separate legislation amending the budget to appropriate these funds would also be required to be adopted by City Council before payment can be made. The Director of Finance and the City Manager plan to approach the Finance Committee and City Council with budget amendment legislation in February 2021 that would cover the cost of this purchase request.

PURPOSE AND EXPLANATION: Engine 2 is a 2001 Pierce Dash that will have reached the end of its service life per NFPA in 2021. The replacement apparatus will serve as a front-line response apparatus upon being placed in service with the Division of Fire.

IMPLEMENTATION SCHEDULE: As soon as possible, pending budget amendment authorization with an anticipated delivery of March 1, 2021.

FINANCIAL INFORMATION: - - Fire Fund #115 and Capital Subfund #952 - 952-0510-56252 - - 0

FINANCIAL SUMMARY: This purchase was originally planned for in 2022 per the Division of Fire's 5 year capital plan. Thus it was not included in the original 2021 budget. However, due to special circumstances, a good purchase opportunity has now arisen. In addition, to this purchase authorization through

City Council..... a separate piece of legislation amending the 2021 budget to appropriate these funds would also be required to be adopted by City Council before payment could be made. The Director of Finance and the City Manager plan to approach the Finance Committee and City Council with budget amendment legislation on February 8, 2021 that would cover the cost of this requested purchase and possible other related equipment as requested by the Fire Chief.

**RECOMMENDED
ACTION:**

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

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

This resolution is being requested as emergency legislation due to the public safety need.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 15-2021

BY: Mr. Capretta, Mr. Abella, Mrs. Zak

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH FINLEY FIRE EQUIPMENT COMPANY FOR THE PURCHASE OF A NEW PIERCE SABER PUMPER FOR THE DIVISION OF FIRE IN AN AMOUNT NOT TO EXCEED \$375,000.00.

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

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

WHEREAS: The proposed purchase of a new Pierce Saber Pumper for the Division of Fire from Finley Fire Equipment Company in an amount not to exceed \$375,000.00, is upon equivalent terms, conditions and specifications and at a lower price than through the State Procurement Program.

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

SECTION 1: That the City Manager, with the approval of the Law Director, is hereby authorized and directed to enter into an Agreement with Finley Fire Equipment Company for the purchase of a new Pierce Saber Pumper for the Division of Fire in an amount not to exceed \$375,000.00 subject to appropriation of necessary funds by City Council as required by law.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that immediate passage is necessary to secure pricing and allow for delivery as soon as possible to replace existing equipment that has exceeded its recommended service life. 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