



BRUNSWICK CITY COUNCIL AGENDA

Brandon Lambert Ward 3	Kristy Piper At-Large	Tim Smith At-Large	Kenneth Fisher Law Director	Carl S. DeForest City Manager	Ron Falconi Mayor	Laura Timura Clerk of Council	Nicholas Hanek Ward 2	Michael Abella Jr. Ward 1	Jospeh Delsanter At-Large	Anthony Capretta Ward 4
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Administration Representatives

APRIL 11, 2022

1. Prayer and Pledge of Allegiance
2. Roll Call of Members
3. Correspondence
4. Approval of Regular Council Meeting Minutes dated March 28, 2022
5. Mayor's Report:
 - (a) Mayor's Court Financial Report for the month ending March 2022 will be posted on the website and added to the minutes for the record;
 - (b) Proclamation in recognition of John S. Larson's retirement and service to the City
 - (c) Mayor's Update
 - (d) Motion to approve Mayor's recommendation to appoint Jean Nowak to the Tree Advisory Committee
 - (e) Mayor's recommendation to reappoint Hope Zakany to the Juvenile Diversion Board
 - (f) Mayor's recommendation to appoint Heather Scaglione to the Commemorative Affairs Board
6. Clerk of Council's Report
7. Council Committee Reports:

Economic Development Committee.....Mr. Lambert

Services, Utilities, Technology & Cable Committee.....Mr. Smith

Finance Committee.....Mr. Hanek

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

Safety & Environment Committee Meeting Minutes dated March 28, 2022

Planning & Zoning Committee.....Mr. Delsanter
 Parks, Recreation & Community Committee.....Mrs. Piper
 Building & Building Code Committee.....Mr. Abella

8. Other Committees, Boards and Commissions

- (a) Committee of the Whole Meeting Minutes dated February 7, 2022
- (b) Committee of the Whole Meeting Minutes dated March 28, 2022

9. Petitions from the Public on Legislation

10. Reading of Legislation and Action on Legislation:

a. 3rd Reading(s)

ORD. NO. 21-2022 - An ordinance approving the final plat for The Preserve at Meadow View development, subject to final engineering approval and any other conditions imposed by Council. - **3rd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 22-2022 - An ordinance approving the final plat for the Meijer's development, subject to final engineering approval and any other conditions imposed by Council. - **3rd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

b. 2nd Reading(s)

ORD. NO. 24-2022- An emergency ordinance adopting the recommendation of the Brunswick Community Reinvestment Area Housing Council to continue all active agreements in 2022 and accept the 2021 CRA Status Report. - **2nd Reading** (Committee-of-the-Whole, *Administration/Grant Aungst*)*2nd*

RES. NO. 25-2022 - An emergency resolution and suspension of the rules authorizing the City Manager to purchase a new Hurst Jaws of Life and Rescue Tools for the Division of Fire from Warren Fire Equipment for an amount not to exceed \$72,000.00.- **2nd Reading** (Safety & Environment Committee, *Administration/Greg Glauner*)

ORD. NO. 26-2022 - An ordinance amending Section 288.01(a) of the City of Brunswick Codified Ordinances to reduce the membership of the Tree Advisory Committee and establish a term of membership.- **2nd Reading** (Committee-of-the-Whole, *Administration/Kenneth Fisher*)

c. 1st Reading(s)

ORD. NO. 27-2022 - An emergency ordinance amending Section 672.09 of the City of Brunswick Codified Ordinances. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin*)

RES. NO. 28-2022 - An emergency resolution authorizing the City Manager to purchase an emergency generator for the Division of Police from Hilscher-Clarke Electric for an amount not to exceed \$40,000. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin*)

ORD. NO. 29-2022 - An emergency ordinance amending Section 282.01(a) of the City of Brunswick Codified Ordinances to increase the membership of the Board of Commemorative Affairs. - **1st Reading** (To be brought from Committee of the Whole, *Administration/Ken Fisher*)

ORD. NO. 30-2022 - An ordinance amending Chapter 672 of the City of Brunswick Codified Ordinances. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin*)

ORD. NO. 31-2022 - An emergency ordinance to approve the editing and inclusion of certain ordinances as components of the new Codified Ordinances; to provide for the adoption of new legislation in the updated revised Codified Ordinances; and to repeal ordinances in conflict therewith. - **1st Reading** - (To be brought from Committee-of-the-Whole, *Administration/Laura Timura*)

11. City Manager's Report
12. Administrative Departments
13. Open Forum
14. Unfinished Business
15. New Business
16. Adjournment

SAFETY & ENVIRONMENT COMMITTEE MEETING

March 28, 2022

IN ATTENDANCE: Chairman Anthony Capretta, Committee Member Brandon Lambert, Tim Smith, Joseph Delsanter, City Manager/Safety Director Carl DeForest, Law Director Ken Fisher, Fire Chief Greg Glauner, City Engineer Matt Jones, Council Clerk Laura Timura, News Media.

Mr. Lambert made a motion to excuse Councilwoman Piper for, just cause. Vote 2- Ayes, 0 Nays. Motion Carried.

The meeting convened at 6:16 p.m.

DISCUSSION ITEMS:

- (a) RES. NO. 25-2022 - An emergency resolution and suspension of the rules authorizing the City Manager to purchase a new Hurst Jaws of Life and Rescue Tools for the Division of Fire from Warren Fire Equipment for an amount not to exceed \$72,000.00.- **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Greg Glauner*)

Chief Glauner said that they have received a quote of \$64,982. He initially intended to go out to bid, but after conferring with Mr. Foster, it was determined that it would be better to go with Sourcewell. Sourcewell is a government cooperative purchasing entity. They guarantee the lowest price. He noted that initially they were expecting to pay \$70,000 and this quote is lower.

Mr. Lambert moved Resolution Number 25-2022 to tonight's council agenda. Vote - 2 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was none.

ADJOURNMENT:

Being no further business, Mr. Lambert moved to adjourn at 6:20 p.m. Vote - 2 Ayes, 0-Nays.

Respectfully Submitted,



Anthony Capretta
Chairman



COMMITTEE OF THE WHOLE MEETING

2022 GOAL SETTING SESSION

February 7, 2022

IN ATTENDANCE: Committee Member Nicholas Hanek, Committee Member Joseph Delsanter, Committee Member Michael Abella Jr., Committee Member Anthony Capretta, Committee Member Brandon Lambert, Committee Member Tim Smith, Committee Member Kristy Piper, City Manager/Safety Director Carl DeForest, Finance Director Todd Fischer, Fire Chief Greg Glauner, Assistant Fire Chief Russ Merhaut, Parks and Recreation Director Taylor Petkovsek, Clerk of Council Laura Timura, News Media

The meeting convened at 6:07 p.m.

DISCUSSION:

(a) Goal Setting

Mr. Hanek explained to Council that the administration would be providing a presentation explaining what issues the City is dealing with and why. Council does not need to try to solve the issues tonight.

Mr. DeForest said he would go through the different issues and give Council the opportunity to see the different pieces of the puzzle. He said we need to begin with the end in mind. Mr. DeForest noted Council has a significant influence in what the City is doing and what projects are funded.

Mr. Smith asked if the meeting was open to the public. Mr. Hanek said the public was notified, but that the public typically does not choose to attend these meetings.

Mr. Hanek noted that the City Manager will give Council an overview at tonight's meeting and that the appropriate committees can meet to discuss the issues further. He explained that problems would be identified tonight, but solutions will be discussed at another time.

DISCUSSION OF CITY INFRASTRUCTURE:

Mr. Delsanter expressed concerns about issues pertaining to the fire station. He said while he feels the condition of the fire station is poor, he wants to be careful on what action is taken. Mr. Hanek said he would like to save the input for later. Mr. Hanek suggested this be discussed further at a Safety or Finance Committee meeting.

Mr. DeForest explained that he would be providing information on behalf of the Service and Economic Development Directors. If Council has further questions, he can address them with those departments later.

Mr. DeForest said that the recreation center recently turned 30 years old. He noted that the Recreation Center and Fire Stations 1 and 2 will be the primary considerations.

A. Current/Future Road Repairs for 2022/2023/2024

Mr. DeForest then showed PowerPoint presentation slides pertaining to road projects and discussed immediate and future road projects. Mr. DeForest noted that for the Skyview Phase 2 project, the city administration is looking to perform repairs on Judita, Stearns and Highland roads. The construction projects are using an asphalt overlay and this process seems to be holding up well in other areas in the City. He said there has been a significant improvement in the roads over the last 15 years.

Mr. DeForest explained that in Wards 1 and 2, concrete slab and joint repairs will occur costing approximately \$200,000. The city administration is looking at Pearl Road resurfacing and are trying to utilize all funding sources on the state and federal level to obtain funds for roads.

- a) Mr. DeForest provided the following information pertaining to immediate road repairs:
 - 1.28 million dollars residential road budget for Wards 3 and 4 for 2022. Plan to reconstruct Judita Drive (Ward 3) and repair and resurface several asphalt streets in the Stearns/Highland area (Ward 4).
 - \$200,000 residential road budget for Wards 1 and 2. The entire budget will be spent on concrete slab and joint repairs.
 - Skyview Drive Phase 2 is scheduled to begin in July or August. The project will primarily consist of concrete base repairs and an asphalt overlay from Woodhollow Drive to Boston Road. OPWC funds will cover a large portion of the cost.
 - There will be rehab and resurfacing of Pearl Road. This will begin in late spring and will continue through 2023. The project consists of extensive curb and base repairs, drive apron replacement, the addition of sidewalk and curb ramps, and a new asphalt surface. Funding will come from a combination of ODOT, NOACA and City funds.
- b) The following information was provided in relation to future road repairs:
 - Mr. DeForest informed Council that for 2023, there is a 1 million-dollar residential budget for Wards 1 and 2 and a \$150,000 budget for Wards 3 and 4. These amounts will remain the same in 2024, but the wards will be reversed.
 - The City plans to request OPWC funding for Magnolia Drive reconstruction in 2023. Work would start at Judita Drive and proceed east. There will not be enough funds available to construct the entire street.
 - Mr. DeForest stated that the City plans to seek OPWC funding in a future year for the Laurel and Maxwell intersection improvements. Whenever there is a crash in that area, residents say they would like a traffic light. However, the volume does not support signalization, nor do the number of right-angle crashes. This is part of the test that is needed to get a warrant for signalization through the Ohio Traffic Code. They are considering traffic circles. However, a traffic circle does take up a bigger footprint.
 - Mr. DeForest explained they will be seeking ODOT and/or NOACA funding for State Route 303 slip ramp extension west to North Carpenter Road. He said that before the slip ramp was

moved west, the crashes occurred further east. They looked to extend it further west, but it would cost about a million dollars to do so.

- He mentioned that State funding will be sought for roadway improvements in the North Industrial Park. A lot of the businesses that are there have been there for a very long time. South Industrial Park was done by Medina Supply. They are making progress and a good investment there.
- They plan to seek CDBG funding 2024 for additional street improvements in the old Presidential neighborhood.

Mr. Capretta asked when the lights will be retimed. Mr. DeForest said that the retiming of the lights is being done now by the traffic engineer.

Mr. Delsanter asked if the slip ramp project is strictly funded by ODOT and their decision to extend it. Mr. DeForest said this would cost over a million dollars and that ODOT will be funding the project.

B. Fire Stations 1 & 2

There being no further questions, Mr. Hanek directed the conversation to the fire stations. Mr. DeForest noted that there is 3.5 million dollars set aside for renovations to the fire station. He said they are trying to determine in the coming months, if they are going to spend the 3.5 million dollars to perform updates to fire stations 1 and 2, or go another route. He would encourage Council to tour the facilities with family or with any clubs or affiliations they may belong to such as; the rotary club, optimist club, etc.

Mr. Capretta reminded everyone we will discuss safety more in-depth at a Safety Committee meeting. Mr. Hanek noted that if Council decides they want to go to the voters for some kind of project, they would want to do that sooner rather than later. Mr. Hanek said Council should act with urgency regarding whatever decision they make pertaining to the fire station.

Chief Glauner said that the City does care about its firefighters and that progress has just passed the fire station by. Some of the problems he indicated were: the fire gear is supposed to be in a ventilated room, they have no dedicated area for lockers and they are located on the same floor as the apparatus, and the washing machines for the turnout gear are located right next to the washer for regular clothes. The station was initially built for volunteer firefighters. It was not meant for full-time firefighters. Walls were put up to section it off for full-time firefighters, however, this causes problems with the heat and air properly circulating.

Mr. Abella arrived at 6:38 p.m.

Chief Glauner explained that there is no separation in the sleeping quarters and that they just have a day room with murphy beds. He went on to say that there is also no community room or place to conduct training. This creates stress, because there is no way to get away from each other and relax. The showers are in the bathrooms. Pipes are clogged once every two weeks. He also noted that the workout room is also located on the same floor as the apparatus and there is no air conditioning. These problems create lateral transfers and cause issues with retention.

Chief Glauner stated that the latter truck is kept in station 2, because there is no more room at station 1. He also reported, that you cannot open both truck doors at the same time to transport equipment from one truck to another quickly. Vehicles have to be parked outside and they have to scrape ice in the winter, before they can drive the vehicles. He feels 3.5 million can help fix the facilities, but there is a better response model.

Chief Glauner suggested that 1 central fire station be created. He said they would need a response time within a minimum of 7 minutes in order to preserve life. He mentioned that with everyone at one station, they could respond to more calls and better coordinate staffing.

Assistant Fire Chief Russ Merhaut showed the fire station 1 slides. He noted that the station was built in 1960. Since the space has been divided up to allow space for the chiefs and administrative staff to work, there is no longer an open area for the boiler heat. This creates hot and cold spots in the building. He explained that the boilers need to be broken down with different thermostats. A lot of condensation is in the ceiling tiles, when the air conditioning is used. This causes ceiling tiles to need replaced.

The doors are only 10 feet and this has to be taken into consideration, when ordering apparatus. The concrete apron also needs to be replaced. The firefighters are using tool cabinets instead of lockers. There is only 1 shower that is shared by the department. There is no dedicated gender facility.

Station 2

This building is newer and was built in 1980. In this building, it is mainly the living quarters that need to be worked on. This facility was also built as a volunteer firehouse. This station has taller bays than Station 1. Chief Glauner and Assistant Chief Russ Merhaut proceeded to show slides of Station 2. They noted that the washing machine for hand towels is next to the machine for turnout gear.

There is no separation for the sleeping quarters. If someone makes a cup of coffee, it wakes others up. The heat registers are located in the offices. This makes the offices hot and other areas of the building are cold. The boiler is in the same room as the servers. This creates a lot of moisture. The dryer does not vent to the outside, which also creates moisture.

Mr. Hanek said 3.5 million has been set aside for repairs. He asked if we want to consider doing more or building a new station. He suggested that this be discussed in a Safety Committee Meeting. Mr. Capretta suggested that there be a public tour of the facilities, so that residents could observe the conditions of the stations.

Chief Glauner noted that our full-time Fire Department is one of the most reliable in the county. He said there is nothing shameful about the Fire Department, but it is now time to look at making some changes.

Mr. Delsanter asked what the rate of growth is annually for the 3.5 million dollars in the capital fund. Mr. Fischer explained that the money was obtained from EMS revenue. This money was left over after the replacement of equipment and utility vehicles. He said the City currently accrues \$300,000 a year. This would not be enough money to fund a new fire station without alternative funding.

Mr. Delsanter said he would like to see the firefighters able to work comfortably and efficiently. He said that Hinckley was able to receive funding from the Department of Agriculture. He questioned where the City could receive other assistance.

Mr. Delsanter stated that 1 location could keep insurance costs down, if carefully selected. He noted that using prime commercial property could decrease revenue to the City. He mentioned keeping station 2 active. He explained that if voters were to approve a station levy, road levy, etc., this could make us no longer a low-cost city.

Mr. Smith inquired as to what would be considered the center of the City. Chief Glauner said the center of the city would be on Hadcock. He said the city had 600 more runs this past year. He estimates that there were around 900 runs this past year. He said that personnel needs are expensive. With a central fire station, they could increase employees gradually. It would also be more efficient if all of the resources were kept in 1 place.

Mrs. Piper inquired about there being only 1 restroom facility that is shared by both men and women. Chief Glauner answered that there is no separation between men and women at the station due to space constraints. Mr. Lambert asked if women would not have their own separate shower. Chief Glauner said that neither men nor women currently have their own separate shower. He noted that he has been doing repairs to the plumbing and dishwasher on his own. He tries to save any money that they have for training. Mr. Lambert then asked if he'd rather use the money to repair or rebuild a new facility. Chief Glauner said that he feels one central station would be best and provide the best response model. He did note that there have been previous times that a new station had been explored and nothing came of it. He said that station improvements would be better than nothing.

Assistant Chief Merhaut said he understands that 1 station may not be popular with residents. Mr. Lambert commented that 3.5 million dollars would not fix all of their problems. He said he would like to do the right thing and do due diligence for the City and community. Mr. Lambert did conduct some research and did not find any federal money for this project. He felt the community should be given the opportunity to fix this situation and he did not want to put a band aid on the problem.

Mr. Hanek mentioned that Councilman Capretta will be having a committee meeting to discuss these problems and possible solutions.

Mr. Delsanter said if we know where the best position of the station would be and there is already property that we have ownership of, let's pitch this properly and successfully. He said he would like to ensure that people throughout the City are getting the same protection and security.

Mr. DeForest said that Council can make their decision based on the information provided by the administration. He feels it would be good to give the community an opportunity to decide on whether or not they want to pass a levy for a new fire station.

Mr. Smith noted that there are four stations in the Brunswick area counting Brunswick Hills' two stations. He asked if there is any way all 4 stations could work together. Chief Glauner said that they do work together quite well to provide mutual aid to residents.

C. Plum Creek Project

Mr. DeForest said that 20 years ago there was talk about connecting the Plum Creek Park trail to Brunswick Lake. They didn't have the funds at the time. However, they were now able to get some grants and obtain the funds needed to connect the trails. They worked with Brunswick Hills Township and Medina County Park District to make this project possible. Phase I was pretty much completed last fall. It was nice to accomplish something collectively that will be part of the community for a very long time.

Phase II will be built this year. Council determined that the Brunswick Lake Fund will then be used for connectivity of the trails. Phase II will go from Huntington Elementary school north to Laurel Road. On Laurel Road, there will be a trailhead, which should be going north by Brunswick Lake. This would be the old Barty house that was located in a flood zone. The City received money from FEMA to buy the house and the property. This can now be used to create a trailhead for Phase III.

He explained that Phase II of the Plum Creek Greenway will be constructed in 2022. The City is looking to come to an agreement with the Mesa Grande HOA to put a trail through their property and connect to Brunswick Lake. This section will include a trailhead parking area on Laurel Road. He noted that funding was obtained through a Clean Ohio Trails Fund grant from ODNR.

Phase III of the project is planned for 2023. This section would complete the network from Plum Creek Park to Brunswick Lake. He said that future extensions to the high school campus and North Park are in the very early planning stages. Mr. Hanek asked if there would be a bike path. He suggested a path at North Park.

D. Neura Park Playground Project

Mr. DeForest then discussed the Inclusive Playground to be built at Neura Park. The goal is to raise \$400,000 by May 1, so that the project can be bid out and construction can begin. As of February 7th, the City has raised \$249,000 for the project. He noted that the Rotary Club raised \$10,000 for this project and are awarding it to the School Board on February 22. St. Ambrose also offered to use the money raised from their fish fries to support the playground.

Councilman Hanek said although we have one part of the trail, north of 303 does have a path next to the Human Bean based on what Planning Commission and the Administration worked through. He asked if there is any plan to get past the preliminary planning stages and get anything north a reality sooner than later.

Mr. Smith mentioned that Bike Medina County is also excited about the bike path as well and they are willing to contribute. He's very excited about this project.

E. Recreation Center

Taylor Petkovsek then spoke regarding the Recreation Center. She said that while the recreation center is 30 years old, the structure is still in great condition. Ms. Petkovsek noted that at one time there were 15 full-time employees working at the recreation center. Presently, the director and superintendent are the only full-time employees and one of them is not paid out of the recreation center budget.

She said that only small repairs have been made due to budget constraints. She explained that they have lost a lot of membership, due to COVID. There were 8,000 members before COVID and now they are at 5,000. Before COVID, their goal was to earn 1 million dollars a year and that would maintain operations, but this does not allow for capital improvements.

She said there is a need for replacing air ducts, which is expected to cost \$30,000. The pool complex also requires upgrades. Ms. Petkovsek said that painting the steel beams in the pool area would help with air quality. The pool liner needs to be replaced in 2029. She said that occasionally pieces of the ceiling fall into the pool and the hot tub also requires replacing. If the recreation center had money to make capital improvements, the recreation center would be doing well. She noted that the current ADA accommodations are the bare minimum required by law.

Ms. Petkovsek mentioned that a lot of residents are now going to St. Ambrose to play basketball, because their floor is in better condition. Repairs to the gym floor are expected to cost \$120,000. Mr. Barnett is said to be working on a capital funding grant.

The fire suppression line has two cracks in it. If you turn in by Tri-C and Towslee where the high school slips off to the right and the rec center slips off to the left, that line comes all the way right behind the facility where the pump rooms are. That whole line needs to be replaced. It's not an emergency. Todd and the City Manager helped with finding the funds to support that project. Ms. Petkovsek explained that the lines that run from behind Tri-C to the recreation center need to be replaced and costs are expected to be \$120,000. This is disappointing, because this is a project that the public does not see. The Service Director is working on a capital funding grant to help support this project.

Ms. Petkovsek said the temperatures in the pool area are unpredictable. The pool stairs also need replacing and this is a cost of \$7,000. The stairs are custom-made to order. She noted that she does have a great maintenance team and that they try to do as many repairs as they are able. She concluded that the recreation center could use capital funds to make some needed improvements.

Mr. Capretta asked whose HVAC services are being used. Ms. Petkovsek replied that the Recreation Center uses Steingass Mechanical out of Medina for HVAC, plumbing, suppression lines, etc.

Mr. Delsanter asked why they did not install a Desert Aire system for moisture build-up in the roof. He said he was told a decade ago that the roof was designed to incorporate humidity circulation and couldn't be changed. He is wondering if it would be more effective to put in a Desert Aire system to help with the moisture. He asked if it was an accurate statement that the ceiling is required to have exposure to humidity. He feels a system that would get rid of humidity might be a more effective long-term solution. Ms. Petkovsek said she would have to check with someone who is more knowledgeable in that area. Mr. Hanek suggested the City Manager assist with the follow-up.

Mrs. Piper questioned who utilizes the recreation center. Ms. Petkovsek said prior to 2015 the recreation center was frequented by seniors, families, and individuals. After Planet Fitness and other fitness facilities opened, they lost individual memberships. They currently have a higher membership of seniors than families.

Mrs. Piper also inquired what drives people to go to the recreation center over a place like Planet Fitness. Ms. Petkovsek said that while Planet Fitness has a large number of machines, the recreation center offers a swimming pool, basketball courts, an indoor track, and community rooms for events. She also mentioned that a lot of community events bring people into the recreation center and increase membership. She gave the Junior CAVS program as an example of an event that has increased membership. Ms. Petkovsek said that more people will return to the recreation center, as they add activities.

Mrs. Piper asked what is the condition of the dance floor. She said that if the basketball floor is replaced, they will replace the dance floor at the same time. They are both made out of the same material. The only repairs that have been done to floors are resurfacing and a coat of polyurethane.

Mr. Lambert asked if she is awarded state funds, would it cover the fire suppression lines. Ms. Petkovsek replied that they are asking for funds to upgrade the HVAC units, make all the doors ADA accessible, ADA equipment, and for the hydraulic floor. She does believe that the fire suppression line would be included in that grant.

Mr. Lambert inquired what is the average cost of an annual membership. She responded that it is \$130 for an individual, which equates to about \$10 or \$11 a month. Seniors are around \$60 and families are \$230. She said that last year \$400,000 was generated through memberships.

Mr. Lambert asked how the recreation center would be affected, if there were a dedicated senior center. Mrs. Petkovsek said there is no reason the recreation center cannot be a part of that plan. She noted that the recreation center already has a lot of senior members. Ms. Petkovsek said the recreation center could be both a senior center and a community recreation center.

Mr. DeForest noted that he had a conference call with a representative of Kick regarding the capital grant. The recreation center should be receiving \$400,000 for repairs. They are unable to use the funds for the fire suppression system. However, the funds can be used for antimicrobial paint, ADA accommodations, air exchange, etc. They should know within the next 4-6 weeks, if they receive the grant.

ECONOMIC DEVELOPMENT VISION

Mr. DeForest stated that a lot of time and money has gone into the Comprehensive Plan. The City went to the community several years ago to find out what the community wanted. He noted that there is a builder wanting to construct apartment housing on Pearl Road just north of Sleepy Hollow. Council had said they do not want any more multi-family houses or senior centers; unless the commercial building is in the front and housing is in the back of the property. Mr. DeForest explained that they would need to contact Brunswick Hills to build apartments as there is a moratorium on apartments in the City.

Mr. DeForest said as far as available parcels, Mr. Aungst can provide an update on that information. He noted that there are several businesses that may be coming to Brunswick, but he is unable to disclose that information until plans are finalized.

Mr. DeForest went on to say that Code updates and Comprehensive Plan updates will continue to be worked on in accordance with the desires of Council. He then reviewed the Economic Development

slides. Mr. DeForest went on to say that for Code updates, there were 38 text revisions in 2021 and that a comprehensive overview of the Planning and Zoning Code should be considered and evaluated. He commented that Mr. Delsanter will likely be involved with this project.

Mr. DeForest said we will have our first Mobile Food vendor. Mobile Food Vendor legislation has been enacted. Regarding DORA (Designated Outdoor Refreshment Area), we are beginning the process to evaluate now that we are about 35,000 per US Census.

Mr. DeForest said that about once every month he gets questions about annexation. There was a gentleman that wanted to move from another political subdivision and obtain 12 acres. Mr. DeForest explained that to him that would be difficult to find in the City of Brunswick. He suggested he check with the townships.

Mr. DeForest mentioned that he gets frequent calls from builders wanting to build more apartments in Brunswick. He informs them that we have a moratorium on apartments and refers them to Brunswick Hills. There is no one officially moving into the vacant Marc's building. He said he frequently gets inquiries regarding annexation of land in the township and in Hinckley.

Mr. Delsanter mentioned that he would like to see a pedestrian/bike path built through the community. He asked if there is a way to get funding to incorporate and ask road options for developing the streets. He said it would be great to have that opportunity and it would be good for the community. Mr. Delsanter would like to start the process of getting bike lanes in the community.

FINANCIAL/MAJOR CITY ISSUES

Mr. DeForest discussed Service Department staffing. He commented that when you staff 6 employees on the day shift and 6 on the night shift, you can't come up with a 7th person when needed. Mr. DeForest said the City has implemented an Emergency Back-Up Plan. They have a member of the Service Department that is off for a medical issue. In this instance, they were able to have Brian Mummert from the police department help with some of the snow plowing. In order to be part of the backup plan, they have to have a CDL and go through training. They are getting additional help with plowing where they can, but have to be careful not to violate any collective bargaining agreements.

Mr. DeForest then reviewed the road levy slides. Mr. DeForest noted that the road and safety income tax levy increase from 1.35% to 2.15% failed in 2007 and another levy in 2011 for 2.7 million also failed. In 2013, a levy for 1.2 million with 75% to residential and 25% to matching fund projects failed as well. In 2014 a 1.2-million-dollar levy for residential streets only passed.

Mr. DeForest said an increase is not very popular no matter how small the amount. However, we need to look out for the best interests of the community, and take good calculated risks. He noted that a number of employees have been let go over the years to allow funds for roads. He said instead of hiring additional Service Department employees, they have placed money into the roads. Mr. DeForest noted that in spite of the lack of staff the Road Pavement Condition Index (PCI) was increased from 72 to 76.9.

Mr. Lambert asked why 3 road levies failed and why the levy in 2014 passed. Mr. DeForest said that the previous levy was for less money and for residential roads. He stated that Brunswick is 13 square miles and the road levy only covers about ½ of that.

Mr. Delsanter asked what is the minimum amount required to do an adequate job for road replacement maintenance. Mr. DeForest said you would need to look at the pavement index from when we started the program. We have 13 square miles. He said we are trying to catch up with road repairs. Mr. Delsanter noted that the money we received is only about ½ of what is needed to fully complete road repairs. He noted that we are at the same time needing funds for our service departments. He would like to establish a solid road program and the ability to service that road program. He expressed concerns regarding how the City could resolve both issues without the cost of living going up.

Mr. Hanek noted that Council would have to make a decision regarding the road levy prior to its expiration.

Mr. Fischer explained that income tax is approximately 70% of the income the City receives. He agreed that there is not a lot of money to work with for all of the issues. The majority of the money has been used for the Police and Fire Departments. Presently, a large percentage of funds are put toward the roads. Mr. Fischer informed Council that the income tax money is going toward the repair of the roads and is not applied toward the City buildings.

The 2022 budget includes projects totaling 9.13 million. 4.7 million of that is coming from outside grants. He noted that repairs to Pearl Road were accomplished by obtaining 4.7 million dollars from approximately 7 grants. He said that leaves about 4.4 million in city funds which is about the equivalent of 1 ½ to 2 years of allocation.

WARD ISSUES/PROBLEMS

Mr. Fischer went on to discuss storm sewer projects. He said that several years had past where no major projects had been done. This has allowed the City to save enough funds to now do a major project and Miner Drive would be that project. After we pay our debt, repair and maintenance, and equipment used to provide services, we are left with about \$300,000 to \$400,000 for projects. The administration is looking to spend 1.3 million on Miner Drive, but a lot of that is because we haven't done any major projects for a while.

The City received a grant for Magnolia in the amount of \$500,000. The City is looking to spend general fund income tax dollars not stormwater fund dollars, to complete that project.

We are still planning on working on the catch basin repair program, but ultimately, we are capped by the amount of money we get for stormwater each year, which is approximately 1.1 million dollars.

Money has been set aside for the fire stations using EMS transport money. This money can only be used for the Division of Fire. The 3.5 million that has been saved is strictly for the Fire Department. Anything over and above that, will require alternative funding sources.

Phases I, II, and III of the trail project totals about 2.4 million. About \$801,500 is coming from the Ohio Department of Natural Resources. This can be a very nice project bringing a lot of different neighborhoods together.

The road levy expires in 2023. This levy generates around \$860-870,000.

Mr. Smith asked if there are any monies available for sidewalk repair on Miner Drive. Mr. DeForest explained that the money is to remove water from the backyards.

GENERAL DISCUSSION

Mr. Hanek noted that some of the questions that need to be addressed are: Are we going to the voters with a capital project on the fire station and/or other capital projects that may be potentially necessary?, Are we going to renew the road levy or are we going to do something else with the road levy? His opinion would be to continue the roadwork as we should consider renewing the road levy. Mr. Hanek said this discussion is premature, since we have not begun to vet the fire station.

Mr. Delsanter said he sees the rate of growth on the revenue side and it is not significant. It is miniscule. It is probably less than ½ of what the City requires for a reasonable road maintenance program where you can actually bond out something and still have cash to do the more immediate things. Timelines and terms also need to be equated into it. He pointed out that there needs to be discussion about something to help fund the other items we were discussing earlier. He noted that this is a goal-setting session and not a solution session. He would like to see a few things as far as projections. The bond market will help our position financially as a City. He suggested the City get creative in how it obtains additional funds. Mr. Delsanter stated that we deserve the same grant they give to Hinckley and Montville.

Mr. Hanek confirmed that these are all subjects we should work toward addressing. He said we need to handle both the road levy and identify the infrastructure projects in some way. He feels all of these things need to be addressed. Council is just trying to assess what is an adequate way to move forward. Mr. Hanek suggests there be some urgency on working on these objectives.

Mr. Lambert agreed that there was not going to be a lot accomplished outside of setting a direction tonight. He said we could use the Economic Development Cooperation to generate revenue in a unique manner without just going to the taxpayers for additional funds.

Mr. Hanek said if there is something the administrative identified or additional that you would like to address or add to the Comprehensive Plan, now would be the time to bring it up. Implementation of the Comprehensive Plan was something that a lot of time has been spent on.

Mr. Capretta moved to take a break at 8:33 p.m., seconded by Mr. Lambert.

EXECUTIVE SESSION

Mr. Capretta made a motion to go into Executive Session at 8:44 p.m. for the purpose to discuss the appointment, employment, dismissal, discipline, demotion or compensation of a public employee, seconded by Mr. Lambert. Roll Call – Ayes – 7, Mr. Smith, Mr. Delsanter, Mrs. Piper, Mr. Hanek, Mr. Abella Jr., Mr. Capretta, Mr. Lambert. Nays – 0. Motion Carried.

Mr. Delsanter moved to adjourn from Executive Session, seconded by Mr. Smith. Roll Call – Ayes – 7, Mr. Abella Jr., Mr. Smith, Mrs. Piper, Mr. Hanek, Mr. Lambert, Mr. Delsanter, Mr. Capretta. Nays – 0. Motion Carried.

Mr. Delsanter made a motion to extend an offer of employment to Marylou Ziaja for the Assistant Clerk of Council position. Vote – 7 Ayes, 0 Nays.

ADJOURNMENT

Being no further business, Mrs. Piper moved to adjourn the Committee of the Whole Meeting at 8:55 p.m. Vote – 7 Ayes, 0 Nays.

Respectfully submitted,

A handwritten signature in cursive script that reads "Laura Timura". The signature is written in black ink and is positioned above the printed name and title.

Laura Timura
Clerk of Council



2022 Brunswick City Council Goal Setting Session Results

City Infrastructure Goals

- 1. Roads**
 - a) Continue with proposed current road repairs. This includes work on residential roads, Skyview Drive Phase 2, and Pearl Road rehab and resurfacing.**
 - b) Proceed to seek funding from OPWC, ODOT, NOACA, and CDBG for future road repairs on Magnolia Drive, Laurel/Maxwell intersection, SR 303 slip ramp extension, North Industrial Park road improvements, and street improvements in the Presidential neighborhood. These road improvements will likely occur between 2022-2024.**
- 2. Explore different options for the fire station to integrate NFPA Standards and correct deficiencies with this matter being assigned to the Safety Committee**
- 3. Continue with the Plum Creek Trail Project and look toward future expansion of the project**
- 4. Continue with the Neura Park Playground Project**
- 5. Explore options as it relates to Recreation Center needs**

Economic Development Goals

- 1. Continue with an evaluation of the Comprehensive Plan**
- 2. Provide updates regarding available parcels/redevelopment status**
- 3. Consider and evaluate a comprehensive overview of the Planning and Zoning Code**
- 4. Continue to evaluate and advise regarding mobile food truck vendors**
- 5. Continue to work to implement DORAs (Designated Outdoor Refreshment Areas) where appropriate**

Financial/Major City Issues

- 1. Continue to explore future road levy plans**
- 2. Develop financial plans to increase Service Department driver/labor staffing**

Ward Issues/Problems

- 1. Continue with Miner and Magnolia Drive Storm Sewer projects, and catch basin replacement program**
- 2. Continue with residential road projects; including Pearl Road and Sky View Drive Phase II**



COMMITTEE OF THE WHOLE MEETING

March 28, 2022

IN ATTENDANCE: Committee Member Joseph Delsanter, Committee Member Anthony Capretta, Committee Member Brandon Lambert, Committee Member Tim Smith, City Manager/Safety Director Carl DeForest, City Engineer Matt Jones, Law Director Ken Fisher, Clerk of Council Laura Timura, News Media

Mr. Smith made a motion to excuse Councilman Hanek, Councilman Abella, and Councilwoman Piper, for just cause. Vote – 4 Ayes, 0 Nays.

The meeting convened at 6:20 p.m.

MOTION ITEMS:

- a) Motion authorizing the City Manager to advertise for public bids for the 2022 Asphalt Road Program.
- b) Motion authorizing the City Manager to advertise for public bids for the 2022 Concrete Repair Program.

Mr. Jones said the City is dividing work between the 2 programs. He said last year we spent a larger dollar amount in Wards 1 and 2 and this year we will spend a larger dollar amount in Wards 3 and 4. However, all of Ward 3's money will be placed in the concrete program, in order to do reconstruction on parts of Judita. The asphalt program will consist of extensive resurfacing in Ward 4. These streets are in the Middlebrook, Manitoulin, Stearns Road area. It is very cost-effective to resurface the roads.

Mr. Smith asked how long the streets are. Mr. Jones said he is uncertain how many linear feet of road the program will cover. He does intend to spend all of the budget and cover as much area as possible. This year, asphalt prices have increased and this will impact the project. Mr. Smith and Mr. Jones noted that asphalt is made, in part, with oil which has become increasingly expensive.

Mr. Jones noted that Wards 1 and 2 will have concrete slab and joint repairs done. There will also be some preventative maintenance done city wide.

Mr. Delsanter asked if there are contingent dollars for emergency work that might come up. Mr. Jones said there are emergency funds available. They do have some flexibility with the contract, if other streets need attention.

Mr. Capretta made a motion authorizing the City Manager to advertise for public bids for the 2022 Asphalt Road Program and the 2022 Concrete Repair Program. Vote 4 Ayes, 0 Nays.

REVIEW LEGISLATION:

ORD. NO. 24-2022- An emergency ordinance adopting the recommendation of the Brunswick Community Reinvestment Area Housing Council to continue all active agreements in 2022 and accept the 2021 CRA Status Report. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Grant Aungst*)

Mr. Jones said the CRA Housing Council met a few weeks ago and reviewed the entire list of active CRA agreements and made a recommendation to continue the agreements.

Mr. Lambert moved Ordinance Number 24-2022 to tonight's Council agenda for first reading. Vote – 4 Ayes, 0 Nays.

ORD. NO. 26-2022 - An ordinance amending Section 288.01(a) of the City of Brunswick Codified Ordinances to reduce the membership of the Tree Advisory Committee and establish a term of membership. -**1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Kenneth Fisher*)

Mr. Fisher explained that Mayor Falconi had asked for this ordinance to reduce the membership from 5 to 3 members and to establish a term of membership consistent with other Boards and Commissions. He explained that as long as the membership is an odd number, it is satisfactory. Mr. Fisher noted that it is difficult to find 5 members for the Tree Advisory Board.

Mr. Delsanter said the committee was established to guide in policy recommendation to Council and to the City as far as urban forestry is concerned and preservation. They would also offer that advisory to the Council for purposes of zoning and building codes and to make sure to retain the established capital wood forests in areas within the City. This will help prevent erosion problems.

Mr. Smith moved Ordinance Number 26-2022 to tonight's Council agenda for first reading. Vote – 4 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. Smith noted that bicycle season is approaching. Bike Medina County will have 6-8 slow rolls and will ride 6-10 miles. They will begin in June. Bike Medina County would like to explore the new bike path here in Brunswick.

Mr. Smith said that 150 signs have been placed throughout the County. There is a state law that says when you pass a bicyclist you need to give them 3 feet clearance. Mr. Delsanter agreed that safety is a concern. Mr. Smith noted that they encourage bicyclists to wear helmets, reflective clothing and to utilize bike lights.

EXECUTIVE SESSION:

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

Mr. Smith made a motion to go into Executive Session at 6:30 p.m. for the purpose to discuss the appointment, employment, dismissal, discipline, demotion or compensation of a public employee, seconded by Mr. Lambert. Roll Call – Ayes - 4, Mr. Lambert, Mr. Capretta, Mr. Delsanter, Mr. Smith. Nays – 0. Motion Carried.

Mr. Capretta moved to adjourn from Executive Session, seconded by Mr. Smith. Roll Call – Ayes – 4, Mr. Smith, Mr. Delsanter, Mr. Capretta, Mr. Lambert. Nays – 0. Motion Carried.

ADJOURNMENT:

Being no further business, Mr. Smith moved to adjourn the Committee of the Whole Meeting at 6:47 p.m. Vote – 4 Ayes, 0 Nays.

Respectfully submitted,



Laura Timura
Clerk of Council

PROPOSED LEGISLATION



DATE: 4/11/2022

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 21-2022** - An ordinance approving the final plat for The Preserve at Meadow View development, subject to final engineering approval and any other conditions imposed by Council. - **3rd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: On March 3, 2022, the Brunswick City Planning Commission recommended approval to City Council of the final plat for The Preserve at Meadow View SPD-6 development, subject to City Council and Engineering approval, as per attached Exhibit "A".

PURPOSE AND EXPLANATION: Pursuant to Sections 1224.04(a)(3) and 1226.04 of the Subdivision Regulations, final plat approval of The Preserve at Meadow View SPD-6 development is subject to City Council and Engineering approval.

IMPLEMENTATION SCHEDULE:

Immediately.

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 final plat.

**ADDITIONAL
INFORMATION:**

APPROVALS

This Plat was duly accepted by the Brunswick City Council at its regular meeting held on the _____ day of _____, 20____.

Ordinance No. _____.

Clerk of Council

President of Council

This Plat was duly accepted by the Brunswick City Planning Commission at its regular meeting held on the _____ day of _____, 20____.

Secretary

This Plat was duly accepted by the Brunswick City Engineer this ____ day of _____, 20____.

City Engineer

All required central wastewater disposal facilities have been satisfactorily installed or financial guarantees have been approved by the Medina County Sanitary Engineer on this ____ day of _____, 20____.

Sanitary Engineer

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

Tax Map Draftsman

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

Medina County Auditor

Received and recorded this ____ day of _____, 20____.

At _____ A.M./P.M recorded in Plat Document No. _____.

Fee: _____.

Medina County Recorder

The Preserve at Meadow View

Creating Sublot Nos. 1-44, Block 'A' and dedicating Blossom Trail Drive and Willow View Circle

Situated in the City of Brunswick, County of Medina and State of Ohio and being part of Original Sanford Tract 3, Lot 5 and further known as being all of a 19.485 acre parcel of land conveyed to Brunswick Meadow View LLC by deed dated January 13, 2021 and recorded in Document No. 2021OR001231 of the Medina County Recorder's Records.



LOCATION MAP

LATITUDE: 41°13'29.8" LONGITUDE: 81°47'56.6"

AREA TABLE	
Sublots (44)	4.7651 Acres
Dedicated Right of Way	2.8826 Acres
Open Space Block 'A'	11.6996 Acres
Total	19.3473 Acres

NOTES

REFERENCES:

"Property Survey" by John K. Sinatra, P.S. 4903 as recorded in Plat Book W, Page 246 of Medina County Recorder's Records.

"Harlem Bryenton Survey" by John A. Bambeck, P.S. 5141 as recorded in Plat Book 13, Page 101a of Medina County Recorder's Records.

Deed & Plat documents of Medina County's Recorder's Records as referenced by survey.

BASIS OF BEARINGS:

Centerline bearing of South Carpenter Road (T.H. 103) was calculated to be North 00°37'18" West, based upon Ohio State Plane Coordinate System, North Zone, NAD 1983, Ground.

NOTE:

All 5/8" x 30" iron pins set are affixed with a plastic cap bearing the inscription "DRG ENG 7631-8557"

ACCEPTANCE & DEDICATION

Know all men by these presents that _____ (Print Name), owner/agent of Brunswick Meadow View LLC, owner of the lands embraced within this plat, and do hereby dedicate to public use forever the streets as shown hereon. All Storm Water Management, Storm Sewer, and Sanitary Sewer easements shown hereon are dedicated to the City of Brunswick, the Cleveland Division of Water, the Medina County Sanitary Engineer or the relevant utility providers. It is expressly acknowledged the maintenance and repair of the storm water retention basins and their associated outlet structures are the sole responsibility of the Homeowner's Association as detailed in the covenants, restrictions and easement documents referenced below. The maintenance and repair of the storm sewer is the sole responsibility of the City of Brunswick. The City of Brunswick, however, is granted access to the retention basins to perform whatever services it deems necessary.

Owner/Agent (Sign) _____ Date _____

County of Medina

State of Ohio

Before me a notary public in and for said county and state, personally appeared the above named _____ and _____, owners/ agents of Brunswick Meadow View LLC, who acknowledged the making of the foregoing instrument and the signing of this plat to be their own free act and deed. In testimony whereof I have hereunto set my hand and official seal at _____, Ohio this ____ day of _____, 20____.

Notary public

My commission expires

Witness

Witness

LEGEND		
DESCRIPTION	FOUND	SET
MAG NAIL	○ M.N.F.	✕
MONUMENT BOX	⌈	⌋
IRON PIN	○ I.P.F.	●
IRON PIPE	⊙ P.F.	
LIMITED ACCESS R/W	--- Ex LA --- Ex LA	
CENTERLINE		
PROPERTY LINE		
RIGHT-OF-WAY LINE	--- Ex R/W ---	
EASEMENT LINE	-----	
ORIGINAL PROP. LINE	 Z	
ORIGINAL LOT LINE	-----	

COVENANTS, RESTRICTIONS & EASEMENTS

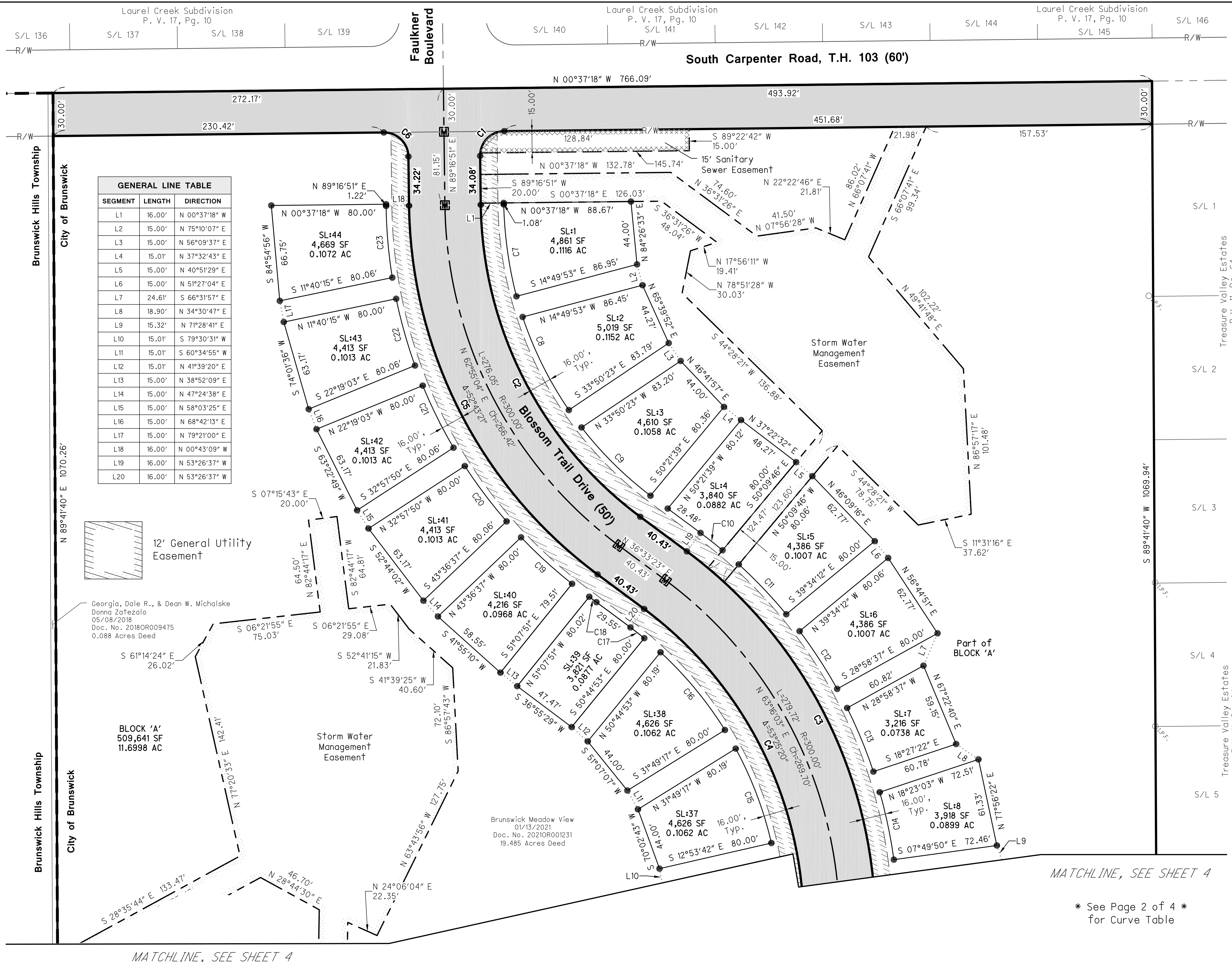
The Subdivision shown on this plat is subject to the covenants, restrictions and easements contained in the declaration or restrictions, covenants and easements, filed for record on the ____ day of _____ and recorded in Doc. No. _____ in the Medina County Recorders Records, State of Ohio.

SURVEYOR CERTIFICATION

This Plat was prepared from analysis of recorded plats, recorded deeds, and survey records, as applicable. Distances are given in feet and decimal parts thereof. All dimensional and geodetic details are correct and the survey balances and closes to the best of my knowledge. All monuments shown hereon exist or shall be set as shown.

Jeremy M. Sack P.S. No. S-8557 _____ Date _____

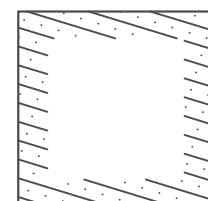
Sheet List Table	
Sheet Number	Sheet Title
1	TITLE
2	OVERALL
3	WEST
4	EAST



(A) Bruce & Robin Gager
07/31/1986
O.R. 318, Pg. 882
0.4209 Acres Deed

(B) Luann O'Connor
04/05/2002
Doc. No. 2002OR013619
0.4209 Acres Deed

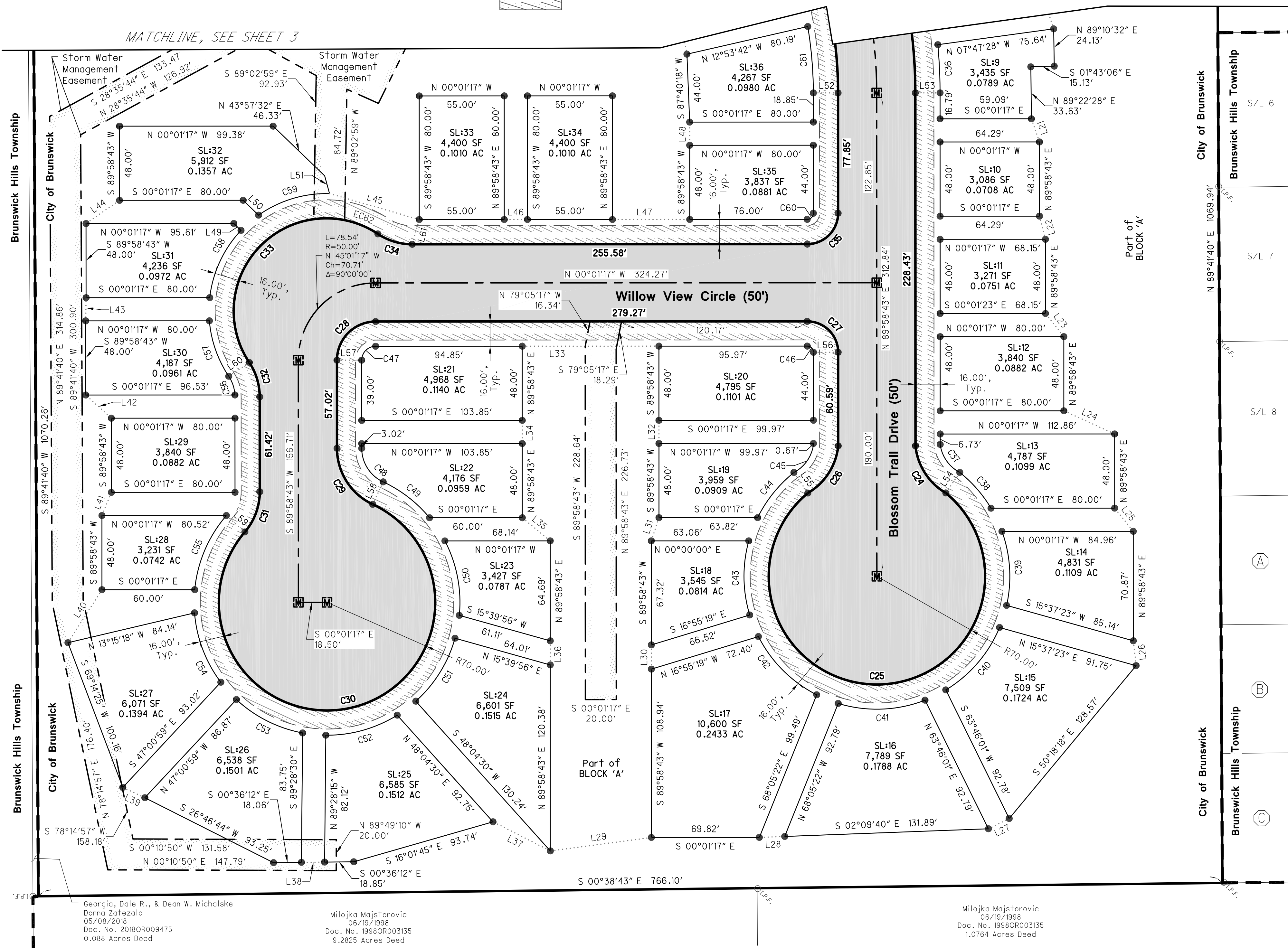
(C) Gary & Stephanie A. Devorak
06/04/1998
Doc. No. 1998OR000884
0.4209 Acres Deed



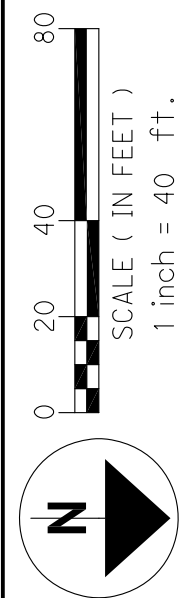
12' General Utility
Easement

* See Page 2 of 4 for *
Curve and Line Tables

MATCHLINE, SEE SHEET 3



Davey Resource Group
1310 SHARON COPLEY ROAD, P.O. BOX 37
SHARON-CENTER, OHIO 44274
(PHONE) 330.590.8004 (FAX) 888.820.8423



THE PRESERVE AT MEADOW VIEW
EAST

PROJECT
NUMBER

2169

DATE

2022-01-27

4
4

File: F:\Projects\2169 bruns 1849 s carpenter.dwg 2169 plat.dwg Saved: 1/27/2022 2:52 PM (20214) PlotStyle: (PC 2017.ctb) Scale: (1:1) Page Setup: (24, B, 18, PFD)

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE APPROVING THE FINAL PLAT FOR THE PRESERVE AT MEADOW VIEW DEVELOPMENT, SUBJECT TO FINAL ENGINEERING APPROVAL AND ANY OTHER CONDITIONS IMPOSED BY COUNCIL.

WHEREAS: On March 3, 2022, the Brunswick City Planning Commission recommended approval to City Council of the Final Plat for The Preserve at Meadow View Development, subject to final engineering approval.

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

SECTION 1: That the Final Plat for The Preserve at Meadow View Development, as attached hereto as Exhibit "A", is hereby approved subject to final engineering approval and any other conditions imposed by this Council.

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
Laura Timura, CMC

PLANNING COMMISSION

MEMORANDUM



DATE: March 4, 2022

TO: City Council
Carl S. DeForest, City Manager

FROM: Pam Plavecski, Planning & Zoning Coordinator *PP*

SUBJECT: Ordinance Nos. 21-2022 and 22-2022
The Preserve at Meadow View SPD-6 and Meijer grocery store final plats

The Planning Commission, at their meeting on March 3, 2022, voted to **recommend approval** to City Council of Ordinance Nos. 21-2022 and 22-2022, pertaining to the final plats for The Preserve at Meadow View SPD-6, 1849 South Carpenter Road; and the Meijer grocery store, convenience store, and gas station, 3750 and 3800 Center Road.

The first reading on the proposed legislation is scheduled for City Council's meeting on March 14, 2022.

c: Grant Aungst, Community & Economic Dev. Director
Ken Fisher, Law Director
Matt Jones, Consulting City Engineer
Cliff Calaway, Chief Building Official

PROPOSED LEGISLATION



DATE: 4/11/2022

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 22-2022** - An ordinance approving the final plat for the Meijer's development, subject to final engineering approval and any other conditions imposed by Council. - **3rd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: The Planning Commission, at their meeting on March 3, 2022, recommended approval to City Council of the Meijer grocery store, convenience store, and gas station final plat, 3750 and 3800 Center Road, to create a new right-of-way being dedicated to the city, along with the widening of Center Road for the addition of right turn lanes into the site and onto Warren Drive, as per attached Exhibit "A".

PURPOSE AND EXPLANATION: Approval of the final plat is required by the City Engineer and City Council, pursuant to Sections 1224.04(a)(3) and 1226.04 of the Subdivision Regulations.

IMPLEMENTATION SCHEDULE:

Immediately.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

Recommend approval of the final plat.

**ADDITIONAL
INFORMATION:**

G:\GS\Projects\Meijer\78395 - Meijer Brunswick OH (BWK)\Drawings\78395 - ROW Dedication Plat-R4.dwg, Plotted By: Kaczmarzyk, Plotted: Feb 08, 2022 - 2:47pm

RIGHT-OF-WAY DEDICATION PLAT

SITUATED IN THE CITY OF BRUNSWICK, COUNTY OF MEDINA AND STATE OF OHIO
KNOWN AS BEING A PART OF THE ORIGINAL BRUNSWICK TOWNSHIP LOT NO. 7, TRACT 2

OWNER ACCEPTANCE:

I, THE UNDERSIGNED, REPRESENTATIVE OF MEIJER STORES LIMITED PARTNERSHIP, OWNER OF THE LAND PLATTED HEREIN, DOES HEREBY ACCEPT THIS RIGHT-OF-WAY DEDICATION PLAT OF THE SAME.

MEIJER STORES LIMITED PARTNERSHIP
BY: MEIJER GROUP, INC.
ITS: GENERAL PARTNER

BY: _____
MICHAEL FLICKINGER
VICE PRESIDENT – REAL ESTATE

NOTARY:

COUNTY _____
STATE _____

BEFORE ME, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, DID PERSONALLY APPEAR THE ABOVE SAID OWNER, WHO ACKNOWLEDGED THE SIGNING OF THE FOREGOING INSTRUMENT AND THAT THE SAME WAS THEIR FREE ACT AND DEED BOTH INDIVIDUALLY AND AS SAID OFFICER.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND OFFICIAL SEAL

AT _____, _____

THIS ____ DAY OF _____, 20 ____.

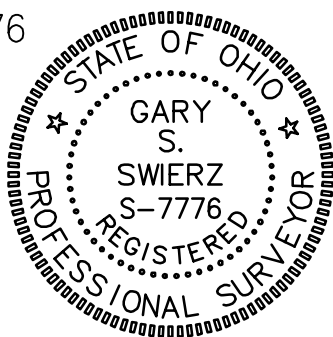
NOTARY PUBLIC MY COMMISSION EXPIRES

SURVEYOR'S CERTIFICATION:

THIS PLAT AND THE SURVEY ON WHICH IT IS BASED IS A TRUE REPRESENTATION OF A SURVEY PERFORMED ON THE GROUND UNDER MY DIRECT SUPERVISION. ALL DISTANCES GIVEN ARE EXPRESSED IN FEET AND DECIMAL PARTS THEREOF. ALL BEARINGS SHOWN ARE BASED ON STATE PLANE COORDINATE SYSTEM NAD83, ZONE OHIO NORTH. ALL MONUMENTS WERE FOUND OR SET AS INDICATED HEREON, ALL OF WHICH I CERTIFY TO BE CORRECT TO THE BEST OF MY KNOWLEDGE.

GARY S. SWIERZ, PS
OHIO REGISTERED SURVEYOR NO. 7776
LICENSE EXPIRES 12/31/23

4454 IDEA CENTER BOULEVARD
DAYTON, OH 45430
PH.: 937.461.5660



REFERENCE SURVEYS:

1. ALTA/NSPS LAND TITLE SURVEY, PREPARED BY WOOLPERT INC. UNDER PROJECT NO. 78395 AND DATED MARCH 08, 2019, LAST REVISED ON NOVEMBER 05, 2020.
2. LOT CONSOLIDATION PLAT RECORDED IN DOC. NO. 2020PL000052.
3. DEEDS AND PLATS, MEDINA COUNTY RECORDER'S RECORDS AS SHOWN ON THE SURVEY.
4. CONSOLIDATION PLAT, PREPARED BY WOOLPERT INC. UNDER PROJECT NO. 78395 AND DATED JUNE 02, 2020, LAST REVISED ON SEPTEMBER 10, 2020 AND RECORDED OCTOBER 23, 2020 AS DOCUMENT NO. 2020PL000052.
5. CONSOLIDATION PLAT, PREPARED BY WOOLPERT INC. UNDER PROJECT NO. 78395 AND DATED DECEMBER 08, 2020, LAST REVISED ON JANUARY 14, 2021. MEDINA COUNTY ENGINEER'S SURVEY REFERENCE 2021-23

RIGHT-OF-WAY PARCEL LEGAL DESCRIPTION:

SITUATED IN THE CITY OF BRUNSWICK, COUNTY OF MEDINA, AND STATE OF OHIO; AND KNOWN AS BEING PART OF ORIGINAL BRUNSWICK TOWNSHIP LOT NO. 7, TRACT NO. 2, ALSO BEING A PART OF THE PARCEL OF LAND CONVEYED TO MEIJER STORES LIMITED PARTNERSHIP PER THE QUIT CLAIM DEED RECORDED MARCH 2ND, 2021 PER DOCUMENT NUMBER 2021OR006063, (ALL REFERENCES TO DEEDS, MICROFICHE, PLATS, ETC. REFER TO THE RECORDS OF THE MEDINA COUNTY RECORDER'S OFFICE, UNLESS OTHERWISE NOTED) BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING FOR REFERENCE AT A 5/8" REBAR IN A MONUMENT BOX FOUND AT THE NORTHWEST CORNER OF ORIGINAL BRUNSWICK TOWNSHIP LOT NO. 7, TRACT 2, SAID POINT ALSO BEING IN THE CENTERLINE OF CENTER ROAD, (STATE ROAD 303) AND THE CENTERLINE OF MAXWELL BOULEVARD/HADCOCK ROAD;
THENCE NORTH 89 DEGREES 15 MINUTES 50 SECONDS EAST, ALONG THE CENTERLINE OF CENTER ROAD, ALSO BEING ALONG THE NORTH LINE OF LOT NO. 7, TRACT NO. 2, A DISTANCE OF 320.08 FEET;
THENCE SOUTH 00 DEGREES 22 MINUTES 45 SECONDS EAST, A DISTANCE OF 60.00 FEET TO A POINT IN THE SOUTH RIGHT-OF-WAY LINE OF SAID CENTER ROAD AT THE NORTHWEST CORNER OF SAID LAND CONVEYED TO MEIJER STORES LIMITED PARTNERSHIP, BEING A FOUND 5/8" REBAR WITH AN ILLEGIBLE CAP, BEING THE PRINCIPAL PLACE OF BEGINNING OF THE PARCEL HEREIN DESCRIBED:
THENCE NORTH 89 DEGREES 15 MINUTES 50 SECONDS EAST, ALONG THE SOUTH RIGHT-OF-WAY LINE OF CENTER ROAD, BEING THE NORTH LINE OF SAID MEIJER STORES LIMITED PARTNERSHIP PARCEL, A DISTANCE OF 593.48 FEET TO A 5/8" REBAR WITH A C.DEMPSEY P.S. CAP FOUND AT THE NORTHEAST CORNER OF SAID MEIJER STORES LIMITED PARTNERSHIP PARCEL, SAID POINT BEING AT THE WEST RIGHT-OF-WAY LINE OF WARREN DRIVE, A 60' WIDE PUBLIC RIGHT-OF-WAY, PER THE PLAT THEREOF RECORDED JULY 28, 1998 PER DOCUMENT NUMBER 1998PL000027;

THENCE SOUTH 00 DEGREES 43 MINUTES 38 SECONDS EAST, ALONG THE EAST LINE OF SAID MEIJER STORES LIMITED PARTNERSHIP PARCEL, BEING ALSO SAID WEST RIGHT-OF-WAY LINE OF WARREN DRIVE, A DISTANCE OF 30.41 FEET TO A 5/8" REBAR WITH A WOOLPERT CAP SET;
THENCE NORTH 52 DEGREES 28 MINUTES 48 SECONDS WEST, A DISTANCE OF 32.96 FEET TO A POINT ON A LINE BEING 10.00 FEET SOUTH OF AND PARALLEL TO THE NORTH LINE OF SAID MEIJER LIMITED PARTNERSHIP PARCEL, BEING A 5/8" REBAR WITH A WOOLPERT CAP SET;
THENCE ALONG SAID LINE, SOUTH 89 DEGREES 15 MINUTES 50 SECONDS WEST, A DISTANCE OF 567.66 FEET TO A POINT ON THE WEST LINE OF SAID MEIJER STORES LIMITED PARTNERSHIP PARCEL, BEING A 5/8" REBAR WITH A WOOLPERT CAP SET;

THENCE NORTH 00 DEGREES 22 MINUTES 45 SECONDS WEST, ALONG THE WEST LINE OF SAID MEIJER STORES LIMITED PARTNERSHIP PARCEL, A DISTANCE OF 10.00 FEET TO THE PRINCIPAL PLACE OF BEGINNING;

SUBJECT TO ALL HIGHWAYS, EASEMENTS AND COVENANTS OF LEGAL RECORD.
THE ABOVE DESCRIBED PARCEL CONTAINS 6,199 SQUARE FEET OR 0.1423 ACRES.
THIS DESCRIPTION WAS PREPARED UNDER THE DIRECTION OF GARY S. SWIERZ, OHIO REGISTERED SURVEYOR NO. 7776, BASED UPON A FIELD SURVEY PERFORMED IN FEBRUARY 2019. BEARINGS ARE BASED UPON THE OHIO STATE PLANE COORDINATE SYSTEM, NORTH ZONE (NAD83). SAID BEARINGS ORIGINATED FROM SAID COORDINATE SYSTEM BY GPS OBSERVATIONS AND OBSERVATIONS OF SELECTED STATIONS IN THE NATIONAL GEODETIC SURVEY CONTINUOUSLY OPERATING REFERENCE STATION (NGS CORS) NETWORK. THE BEARING OF THE CENTERLINE OF CENTER ROAD, STATE ROUTE 303, BEING NORTH 89 DEGREES 15 MINUTES 50 SECONDS EAST.

5/8" REBARS SET ARE 30" IN LENGTH W/WOOLPERT INC. CAP

BASIS OF BEARINGS:

THE CENTERLINE OF CENTER ROAD, STATE ROUTE 303, BEING NORTH 89°15'50" EAST ESTABLISHED FROM STATE PLANE COORDINATE SYSTEM NAD 83, ZONE OHIO NORTH BASED ON GPS OBSERVATIONS AND OBSERVATIONS OF SELECTED STATIONS IN THE NATIONAL GEODETIC SURVEY CONTINUOUSLY OPERATING REFERENCE STATION (NGS CORS) NETWORK ON 02/13/19.

NOTES:

1. ALL DIMENSIONS/BEARINGS SHOWN HEREON ARE MEASURED DIMENSIONS/BEARINGS.
2. THE BASIS OF MEASURED BEARINGS AND HORIZONTAL DATUM SHOWN HEREON IS THE OHIO STATE PLANE COORDINATE SYSTEM NORTH ZONE (NAD 83). SAID BEARINGS ORIGINATED FROM SAID COORDINATE SYSTEM BY GPS OBSERVATIONS AND OBSERVATIONS OF SELECTED STATIONS IN THE NATIONAL GEODETIC SURVEY CONTINUOUSLY OPERATING REFERENCE STATION (NGS CORS) NETWORK.
3. DISTANCES SHOWN HEREON ARE GRID DISTANCES IN FEET AND DECIMAL PARTS THEREOF. IN ORDER TO CALCULATE A GROUND DISTANCE, GRID DISTANCE SHALL BE MULTIPLIED BY 1.000104.
4. NO DIMENSION SHALL BE ASSUMED BY SCALE MEASUREMENT HEREON.

APPROVALS:

THIS RIGHT-OF-WAY DEDICATION IS ACCEPTED AND APPROVED BY THE CITY OF BRUNSWICK ENGINEER.

THIS ____ DAY OF _____, 20 ____.

CITY ENGINEER

THIS RIGHT-OF-WAY DEDICATION IS ACCEPTED AND APPROVED BY THE CITY OF BRUNSWICK PLANNING COMMISSION.

THIS ____ DAY OF _____, 20 ____.

SECRETARY

APPROVED THIS __ DAY OF _____, 20____.

TAX MAP DRAFTSMAN

RECEIVED FOR TRANSFER THIS ____ DAY OF _____, 20 ____.

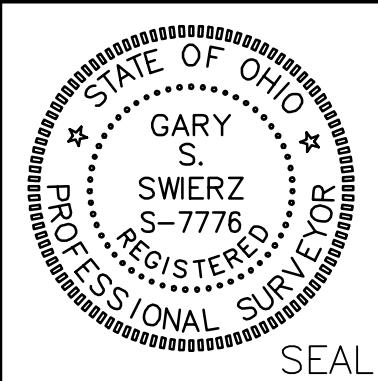
MEDINA COUNTY AUDITOR

RECEIVED FOR RECORDING THIS ____ DAY OF _____, 20____ AT ____, __.M

RECORDED IN PLAT BOOK VOLUME ____ PAGE ____
FEE \$ _____

MEDINA COUNTY RECORDER

THE FIELD SURVEY WAS PERFORMED IN FEBRUARY 2019



NO.	DATE	REVISION
4.	02/08/22	PER COMMENTS
3.	01/13/22	PER COMMENTS
2.	09/22/21	PER COMMENTS
1.	08/17/21	PER COMMENTS

PROJECT NO: 78395	DATE 07/08/21
SCALE AS SHOWN	
DES. SRK	
DR. PTK	
CKD. GSS	

WOOLPERT, INC.
4454 Idea Center Blvd
Dayton, OH 45430
DESIGN | GEOSPATIAL | INFRASTRUCTURE
937.461.5660
FAX: 937.461.0743

MEIJER - BWK, BRUNSWICK, OH
ORIGINAL BRUNSWICK TOWNSHIP
TRACT 2, LOT 7, CITY OF BRUNSWICK,
COUNTY OF MEDINA, STATE OF OHIO

DEDICATION PLAT

SHEET NO.
1 of 3

**SITUATED IN THE CITY OF BRUNSWICK, COUNTY OF MEDINA AND STATE OF OHIO
KNOWN AS BEING A PART OF THE ORIGINAL BRUNSWICK TOWNSHIP LOT NO. 7, TRACT 2**



THE FIELD SURVEY WAS PERFORMED IN FEBRUARY 2019

MEIJER - BWK, BRUNSWICK, OH
ORIGINAL BRUNSWICK TOWNSHIP
TRACT 2, LOT 7, CITY OF BRUNSWICK,
COUNTY OF MEDINA, STATE OF OHIO

DEDICATION PLAT

WOOLPERT, INC.

WOOLPERT Dayton, OH 45430
4454 Idea Center E

937.461.5660

FAX: 937.461.0743



WOOLPEL

DESIGN | GEOSPATIAL | INFRASTRUCTURE

1000000

78395

DATE 07/08/20

SCALE AS SHOWN

DES. SRK

DR. PTK

CKD. GSS

NO.	DATE	REVISION
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		.

4. 02/08/22 PER COMMENT

3.	01/13/22	PER COMMENT
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2.	09/22/21	PER COMMENT
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1.	08/17/21	PER COMMENT
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c:\GS\Projects\Meijer\78395 - Meijer Brunswick OH (BWK)\Drawings\78395 - ROW Dedication Plat-R4.dwg, Plotted By: Kaczmarzyk, Plotted: Feb 08, 2022 - 2:51pm

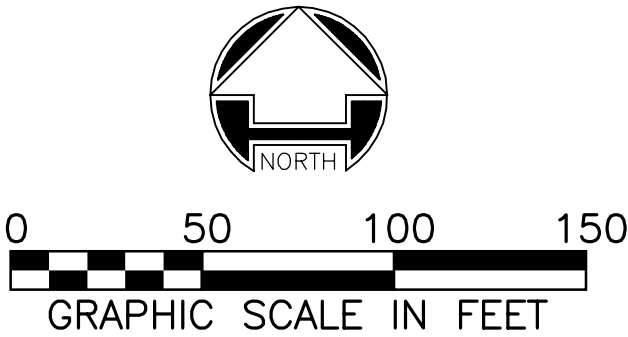
RIGHT-OF-WAY DEDICATION PLAT
SITUATED IN THE CITY OF BRUNSWICK, COUNTY OF MEDINA AND STATE OF OHIO
KNOWN AS BEING A PART OF THE ORIGINAL BRUNSWICK TOWNSHIP LOT NO. 7, TRACT 2

LEGEND:

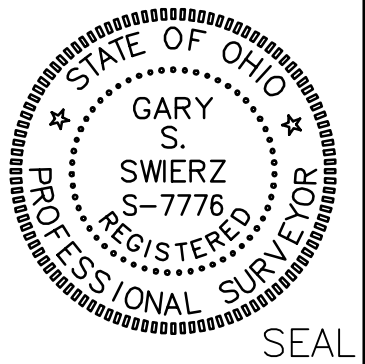
- CONSOLIDATED PARCEL LINE
- LOT/PARCEL LINE
- EXISTING R.O.W. LINE
- PROPOSED R.O.W. LINE
- CENTER LINES

- SET R.R. SPIKE/NAIL IN ASPHALT OR SET #5 5/8"x30" REBAR W/WOOLPERT INC. CAP IN SOIL OR CUT CROSS IN CONCRETE
- REBAR FOUND AS NOTED
- PK NAIL FOUND AS NOTED
- P.O.B. POINT OF BEGINNING
- P.P.O.B. PRINCIPAL PLACE OF BEGINNING
- R.O.W. RIGHT-OF-WAY
- DV DEED VOLUME
- OR OFFICIAL RECORD
- PV PLAT VOLUME
- PG PAGE
- CL CENTER LINE

R.O.W. HEREBY CONVEYED



SITE MAP
NOT TO SCALE



NO.	DATE	REVISION
4.	02/08/22	PER COMMENTS
3.	01/13/22	PER COMMENTS
2.	09/22/21	PER COMMENTS
1.	08/17/21	PER COMMENTS

PROJECT NO.: 78395
DATE 07/08/21
SCALE AS SHOWN
DES. SRK
DR. PTK
CKD. GSS

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4454 Idea Center Blvd
Dayton, OH 45430
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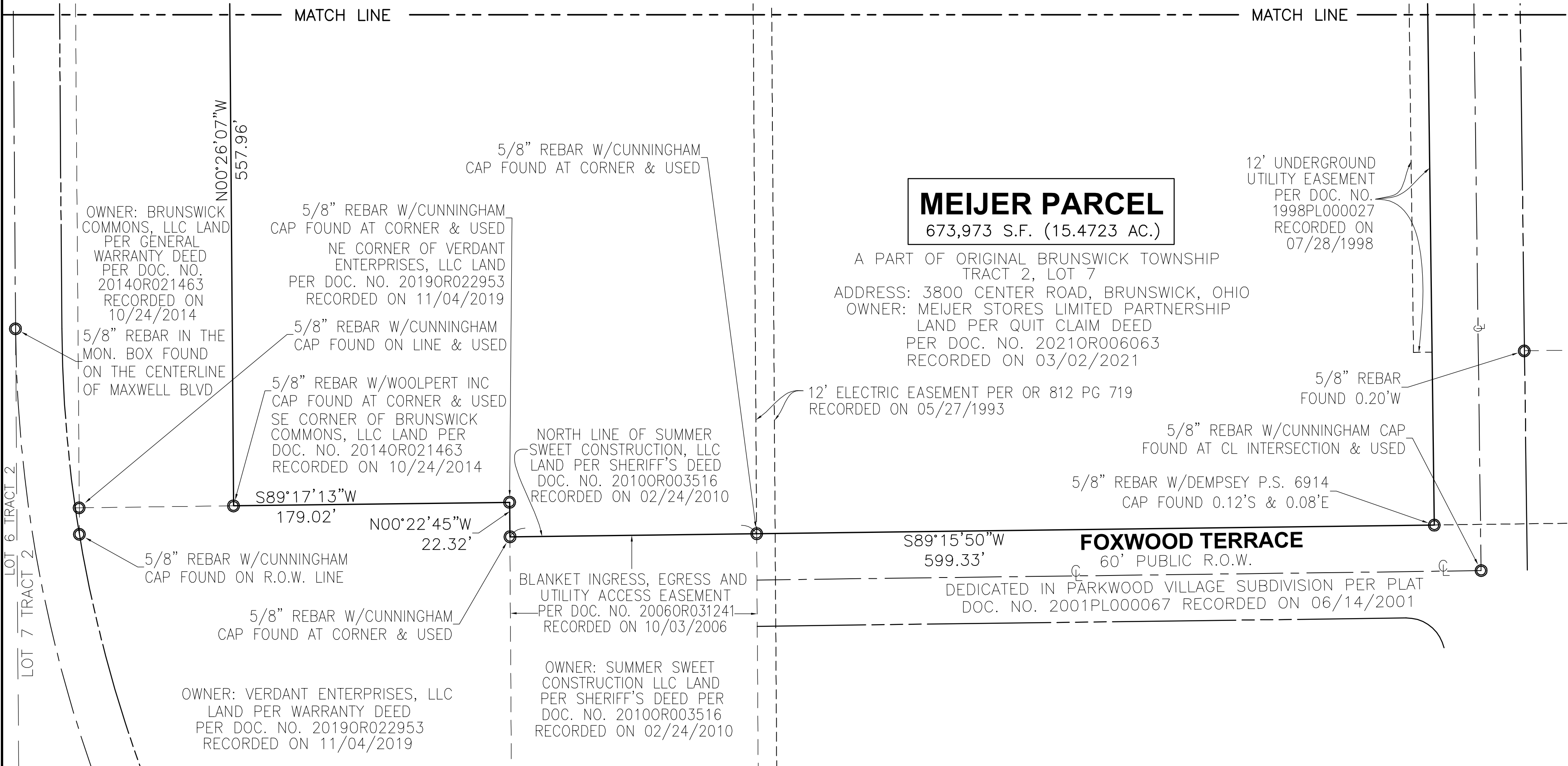


MEIJER - BWK, BRUNSWICK, OH
ORIGINAL BRUNSWICK TOWNSHIP
TRACT 2, LOT 7, CITY OF BRUNSWICK,
COUNTY OF MEDINA, STATE OF OHIO

DEDICATION PLAT

SHEET NO.
3 of 3

THE FIELD SURVEY WAS PERFORMED IN FEBRUARY 2019



CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE APPROVING THE FINAL PLAT FOR THE MEIJER'S DEVELOPMENT, SUBJECT TO FINAL ENGINEERING APPROVAL AND ANY OTHER CONDITIONS IMPOSED BY COUNCIL.

WHEREAS: On March 3, 2022, the Brunswick City Planning Commission recommended approval to City Council of the Final Plat for the Meijer's Development, subject to final engineering approval.

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

SECTION 1: That the Final Plat for the Meijer's Development, as attached hereto as Exhibit "A", is hereby approved subject to final engineering approval and any other conditions imposed by this Council.

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
Laura Timura, CMC

PLANNING COMMISSION

MEMORANDUM



DATE: March 4, 2022

TO: City Council
Carl S. DeForest, City Manager

FROM: Pam Plavecski, Planning & Zoning Coordinator *PP*

SUBJECT: Ordinance Nos. 21-2022 and 22-2022
The Preserve at Meadow View SPD-6 and Meijer grocery store final plats

The Planning Commission, at their meeting on March 3, 2022, voted to **recommend approval** to City Council of Ordinance Nos. 21-2022 and 22-2022, pertaining to the final plats for The Preserve at Meadow View SPD-6, 1849 South Carpenter Road; and the Meijer grocery store, convenience store, and gas station, 3750 and 3800 Center Road.

The first reading on the proposed legislation is scheduled for City Council's meeting on March 14, 2022.

c: Grant Aungst, Community & Economic Dev. Director
Ken Fisher, Law Director
Matt Jones, Consulting City Engineer
Cliff Calaway, Chief Building Official

PROPOSED LEGISLATION



DATE: 4/11/2022

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 24-2022-** An emergency ordinance adopting the recommendation of the Brunswick Community Reinvestment Area Housing Council to continue all active agreements in 2022 and accept the 2021 CRA Status Report. - **2nd Reading** (Committee-of-the-Whole, *Administration/Grant Aungst*)2nd

BACKGROUND: The Brunswick Community Reinvestment Area Housing Council met on March 2, 2022 via Zoom conference call, as required by the Ohio Revised Code, for the purpose of evaluating facility maintenance of abated properties and to make a recommendation to Brunswick City Council to continue all active agreements in 2022 in the Brunswick Community Reinvestment Area and accepting the 2021 CRA Status Report, attached as Exhibit "A". Minutes from the above Housing Council meeting are attached as Exhibit "B".

PURPOSE AND EXPLANATION: City Council approval is required to accept the recommendation of the Brunswick Community Reinvestment Area Housing Council to continue all active agreements in 2022 and accept the 2021 CRA Status Report.

IMPLEMENTATION SCHEDULE: 2 Readings; Emergency, Suspension of Rules.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

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?

Adopt as an emergency with suspension of the rules on March 28, 2022. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, welfare and safety, and for the additional reason that adopting the recommendation of the Brunswick Community Reinvestment Area Housing Council must be submitted to the State of Ohio, Development Services Agency no later than March 31, 2022.

**ADDITIONAL
INFORMATION:**

**2021 CRA STATUS REPORT - PRE 1994
BRUNSWICK, OHIO**



**OHIO COMMUNITY REINVESTMENT AREA (CRA) PROGRAM
2021 CRA STATUS REPORT FOR CRA'S CREATED BEFORE JULY 1, 1994***

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

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

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

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

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

**2021 CRA STATUS REPORT - PRE 1994
BRUNSWICK, OHIO**

Name/Property Identification	Date Project Certified	Type of Project R=Residential C=Commercial I=Industrial	Percent of Exemption	Term of Exemption	Total Project Investment	Total Real Property Investment Subject to Exemption	# of Jobs Created	Other Exemptions Involved	Date of Most Recent Housing Council Review	Current Status
Sharp Tool Service	02/04/91	I	55%	10	***	\$93,028	3	N/A	3/12/2003	Expired 2002
GEM Instruments	02/05/91	I	70%	15	***	\$325,771	8	N/A	3/2/2006	Expired 2005
Universal Seal Products	02/05/91	I	70%	15	***	\$233,171	10	N/A	3/2/2006	Expired 2005
Schembri Building	02/05/91	I	70%	15	***	\$425,457	30	N/A	3/2/2006	Expired 2005
Stoy Machine	02/06/91	I	70%	15	***	\$359,542,15	15	N/A	3/1/2007	Expired 2006
Larson Surfa-Shield	02/12/91	I	70%	15	***	\$249,314	20	N/A	3/2/2006	Expired 2005
RonLen Industries	04/16/91	I	55%	10	***	\$257,029	7	N/A	3/12/2003	Expired 2002
Tru-Green	04/16/91	I	70%	15	***	\$358,114	20	N/A	3/1/2007	Expired 2006
BOCO Enterprises	12/19/91	I	70%	15	***	\$278,600	12	N/A	3/4/2008	Expired 2007
Philpott Rubber	12/19/91	I	70%	15	***	\$789,685	25	N/A	3/4/2008	Expired 2007
Modern Machine	06/05/92	I	55%	10	***	\$11,543	2	N/A	3/17/2004	Expired 2003
Business Center III	01/28/92	I	70%	15	***	\$921,800	50	N/A	3/2/2006	Expired 2005
Columbia Chemical	02/18/93	I	70%	15	***	\$414,000	20	N/A	3/1/2007	Expired 2006
Cleveland Trailer Sales	02/26/93	I	70%	15	***	\$26,429	0	N/A	3/1/2007	Expired 2006
Die-Mension Corporation	10/15/93	I	70%	15	***	\$402,029	12	N/A	3/16/2009	Expired 2008
PEDCON, Inc.	01/10/94	I	70%	15	***	\$460,314	13	N/A	3/16/2009	Expired 2008
Schembri Building	06/21/94	I	55%	10	***	\$279,029	5	N/A	3/2/2006	Expired 2005
LESCO, Inc.	07/13/94	I	70%	15	\$375,000	\$170,257	6	N/A	3/15/2010	Expired 2009
Designer Showcase	09/13/94	I	70%	15	\$625,306	\$480,200	16	N/A	3/15/2010	Expired 2009
G.R.A. Associates	10/20/94	I	70%	15	\$4,905,000	\$1,648,914	103	E/Z	3/15/2010	Expired 2009
Ditch Witch of Ohio	12/01/94	I	70%	15	\$615,880	\$222,000	8	N/A	3/15/2010	Expired 2009
Columbia Chemical	04/03/95	I	55%	10	\$227,837	\$212,714	4	N/A	3/17/2004	Expired 2005
McVeigh Material Handling Equip.	04/27/95	I	70%	15	\$825,000	\$302,629	10	N/A	3/15/2010	Expired 2009
CCC Coffee	07/06/95	I	70%	15	\$70,000	\$4,600	0	N/A	3/10/2011	Expired 2010
Rainbow Cultured Marble	09/05/95	I	70%	15	\$330,000	\$203,771	5	N/A	3/10/2011	Expired 2010
Bohler-Uddeholm Corp.	03/29/96	I	70%	15	\$9,120,041	\$1,243,171	16	N/A	3/10/2011	Expired 2010
M-Line	09/17/96	I	70%	15	\$489,600	\$284,714	5	N/A	3/10/2011	Expired 2010
Marksman Autobody	11/15/96	C	55%	10	\$471,000	\$113,229	3	N/A	3/1/2007	Expired 2006
Lancaster Bingo Comp., Inc.	11/15/96	I	70%	15	\$1,206,500	\$505,743	6	N/A	3/14/2012	Expired 2011
Tru-Cut Saw, Inc.	11/15/96	I	70%	15	\$1,160,699	\$418,514	3	N/A	3/14/2012	Expired 2011
Scherba Industries, Inc.	12/27/96	I	70%	15	\$1,680,000	\$1,364,600	5	N/A	3/14/2012	Expired 2011
Positool Technologies, Inc.	03/26/97	I	70	15	\$811,555	\$192,857	10	N/A	3/19/2013	Expired 2012
Automation Tool & Die	11/11/97	I	55	10	\$633,500	\$102,485	2	N/A	3/4/2008	Expired 2008
W & G Properties, L.T.D.	11/12/97	I	70	15	\$700,000	\$441,257	12	N/A	3/19/2013	Expired 2012
Norm King Construction	12/04/97	I	70	15	\$280,000	\$64,857	2	N/A	3/19/2013	Expired 2012
PoMaCon	02/18/98	I	70	15	\$940,000	\$765,000	12	N/A	3/12/2014	Expired 2013

2021 CRA STATUS REPORT - PRE 1994
BRUNSWICK, OHIO

Name/Property Identification	Date Project Certified	Type of Project R=Residential C=Commercial I=Industrial	Percent of Exemption	Term of Exemption	Total Project Investment	Total Real Property Investment Subject to Exemption	# of Jobs Created	Other Exemptions Involved	Date of Most Recent Housing Council Review	Current Status
JVC Enterprises	06/30/98	I	70	15	\$505,000	\$475,000	5	N/A	3/12/2014	Expired 2013
RocCorp	06/30/98	I	70	15	\$330,000	\$250,000	3	N/A	3/12/2014	Expired 2013
NORCO Computer Systems	12/04/98	I	70	15	\$2,910,000	\$2,000,000	25	N/A	3/12/2014	Expired 2013
Stoy Machine	11/24/98	I	70	15	\$415,700	\$248,000	3	N/A	3/12/2014	Expired 2013
Bus. Ctr. III/IV, Stanley Steamer **	02/09/99	I	70	15	\$65,553	\$65,553	5	N/A	3/18/2015	Expired 2014
Bus. Ctr. III/IV, Planergy	02/09/99	I	70	15	\$55,200	\$55,200	5	N/A	3/18/2015	Expired 2014
Bus. Ctr. III/IV, Great Lakes Power **	02/09/99	I	70	15	\$89,850	\$89,850	10	N/A	3/18/2015	Expired 2014
Bus. Ctr. III/IV, Groenvelde Transp. **	02/09/99	I	70	15	\$93,700	\$93,700	8	N/A	3/18/2015	Expired 2014
Bus. Ctr. III/IV, Reynolds Mach. **	02/09/99	I	70	15	\$85,130	\$85,130	12	N/A	3/18/2015	Expired 2014
Bus. Ctr. III/IV, BASF	02/09/99	I	70	15	\$133,510	\$133,510	8	N/A	3/18/2015	Expired 2014
Bus. Ctr. III/IV, Balzer's Tool Coat. **	05/03/99	I	55	10	\$203,375	\$203,375	8	N/A	3/16/2009	Expired 2008
Bus. Ctr. III/IV, Modern Machine **	05/03/99	I	55	10	\$56,314	\$56,314	5	N/A	3/16/2009	Expired 2008
Formatech, Inc.	09/23/99	I	70	15	\$857,313	\$857,313	5	N/A	3/18/2015	Expired 2014
Bus. Ctr. I/II, Great Lakes Mailing **	09/23/99	I	55	10	\$118,570	\$526,250	12	N/A	3/15/2010	Expired 2009
Johnson Products	10/04/99	I	70	15	\$440,000	\$390,000	6	N/A	3/18/2015	Expired 2014
International Certification Services **	11/24/99	I	70	15	\$295,000	\$295,000	7	N/A	3/18/2015	Expired 2014
Rockstedt Tool & Die, Inc.	12/14/99	I	70	15	\$2,975,000	\$1,925,000	30	N/A	3/18/2015	Expired 2014
ABC, Inc.	12/20/99	I	70	15	\$705,000	\$475,000	8	N/A	3/18/2015	Expired 2014
Designer Showcases, Inc.	12/20/99	I	70	15	\$920,908	\$370,900	5	N/A	3/18/2015	Expired 2014
Columbia Chemical	12/23/99	I	70	15	\$157,800	\$157,800	2	N/A	3/18/2015	Expired 2014
Quad Fluid Dynamics	09/26/00	I	70	15	\$1,240,026	\$861,329	8	N/A	3/18/2015	Expired 2015
Fremar Industries	09/26/00	I	70	15	\$3,071,559	\$1,047,000	21	N/A	3/18/2015	Expired 2015
Bohler Uddeholm Corp.	12/08/00	I	70	15	\$2,090,743	\$371,549	4	N/A	3/18/2015	Expired 2015
Columbia Chemical Corp.	12/08/00	I	70	15	\$161,587	\$161,587	2	N/A	3/18/2015	Expired 2015
Litehouse Products	12/08/00	I	70	15	\$8,485,000	\$4,010,000	85	N/A	3/18/2015	Expired 2015
Macho Tool & Supply	12/08/00	I	70	15	\$437,000	\$382,000	4	N/A	3/18/2015	Expired 2015
Gem Instruments Multi-Tenant	12/19/00	I	70	15	\$1,265,000	\$525,000	30	N/A	3/18/2015	Expired 2015
Technical Tool & Gage	05/18/01	I	70	15	\$1,688,998	\$1,110,085	13	N/A	2/15/2017	Expired 2016
General Parts, Inc (CarQuest)	05/18/01	I	70	15	\$10,325,740	\$4,356,740	52	N/A	2/15/2017	Expired 2016
ICS Labs	05/18/01	I	70	15	\$110,000	\$110,000	3	N/A	2/15/2017	Expired 2016
DMS Properties	11/15/01	I	70	15	\$2,100,000	\$1,700,000	40	N/A	2/15/2017	Expired 2016
Integrated Marketing Technologies	11/15/01	I	70	15	\$2,850,000	\$2,500,000	48	N/A	2/15/2017	Expired 2016
Gladish Multi-Tenant Phase I & II**	12/20/01	I	70	15	\$950,000	\$950,000	15	N/A	2/15/2017	Expired 2016
Prism Powder Coatings, Ltd.	12/20/01	I	70	15	\$3,403,000	\$2,623,000	25	N/A	2/15/2017	Expired 2016
Swiss Machine Tool Technology	12/20/01	I	70	15	\$610,000	\$600,000	2	N/A	2/15/2017	Expired 2016
Tanner Properties Multi-Tenant**	01/16/02	I	70	15	\$1,535,000	\$1,535,000	0	N/A	2/15/2017	Expired 2017

**2021 CRA STATUS REPORT - PRE 1994
BRUNSWICK, OHIO**

Name/Property Identification	Date Project Certified	Type of Project R=Residential C=Commercial I=Industrial	Percent of Exemption	Term of Exemption	Total Project Investment	Total Real Property Investment Subject to Exemption	# of Jobs Created	Other Exemptions Involved	Date of Most Recent Housing Council Review	Current Status
FormaTech, Inc. Expansion	02/01/02	I	70	15	\$468,500	\$450,000	3	N/A	2/15/2017	Expired 2017
W&G Properties Multi-Tenant**	03/27/02	I	70	15	\$350,000	\$300,000	6	N/A	2/15/2017	Expired 2017
Designer Showcases Expansion #2	05/28/02	I	70	15	\$2,370,900	\$1,770,900	20	N/A	2/15/2017	Expired 2017
A. G. Industries, Ltd.	03/12/03	I	70	15	\$895,000	\$570,000	10	N/A	2/28/2018	Expired 2018
All Construction Services	08/11/03	I	70	15	\$2,450,000	\$2,000,000	10	N/A	2/28/2018	Expired 2018
Champion Contracting	03/05/04	I	70	15	\$2,120,000	\$1,100,000	5	N/A	2/13/2020	Expired 2019
Wolverton Pet Food Company	05/27/04	I	70	15	\$2,861,329	\$1,735,050	17	N/A	2/13/2020	Expired 2019
Columbia Chemicals Bldg 2	06/22/04	I	70	15	\$593,000	\$558,000	3	N/A	2/13/2020	Expired 2019
M-Line Expansion	07/30/04	I	70	15	\$595,000	\$385,000	1	N/A	2/13/2020	Expired 2019
IMT Triplewood Expansion	08/04/04	I	70	15	\$551,250	\$530,000	10	N/A	2/13/2020	Expired 2019
M.A.S. Industrial Multi-Tenant**	08/16/04	I	70	15	\$696,337	\$696,337	28	N/A	2/13/2020	Expired 2019
Total Performance Services, Inc.	12/14/04	I	70	15	\$2,000,000	\$1,000,000	7	N/A	2/13/2020	Expired 2019
Destiny Manufacturing Expansion	12/29/04	I	70	15	\$4,500,000	\$2,000,000	25	EZ	2/13/2020	Expired 2019
Scherba Industries	02/01/05	I	70	15	\$659,713	\$481,553	8	N/A	2/24/2021	Expired 2020
Galley Printing	04/06/05	I	70	15	\$4,970,805	\$2,045,805	35	N/A	2/24/2021	Expired 2020
IPN Pride A&B	6/00/05	I	70	15	\$3,000,000	\$3,000,000	32	N/A	2/24/2021	Expired 2020
Tanner Properties	8/00/05	I	55	10	\$2,460,022	\$195,000	24	N/A	2/13/2020	Expired 2015
Triplewood Properties	10/24/05	I	70	15	\$1,957,110	\$1,327,110	16	N/A	2/24/2021	Expired 2020
Mack Industries, Inc.	10/24/06	I	70	15	\$2,750,000	\$2,500,000	18	N/A	2/24/2021	Expired 2021
Yost Foods	12/20/06	I	70	15	\$1,116,000	\$896,000	1.5	N/A	2/24/2021	Expired 2021
Designer Showcases/GB-OS	06/19/07	I	70	15	\$7,098,994	\$5,811,852	6	N/A	3/2/2022	Continue
Panteck Properties, LLC	03/20/08	I	70	15	\$11,874,000	\$4,100,000	45	N/A	3/2/2022	Continue
Crestmont Hyundai	04/23/08	I	70	15	\$4,100,000	\$2,700,000	40	N/A	3/2/2022	Continue
Columbia Chemical	02/18/09	I	70	15	\$4,357,388	\$3,500,290	10	N/A	3/2/2022	Continue
Digestive Disease Consultants	08/17/09	I	70	15	\$6,560,000	\$6,200,000	20	N/A	3/2/2022	Continue
Springer Holdings LLC	03/16/10	I	100	15	\$1,011,896	\$749,896	1	N/A	3/2/2022	Continue
*Ultimate Developing LLC	09/08/10	I	100	15	\$541,100	\$250,000	25+	N/A	3/2/2022	Continue
Oaks Family Care Center	8/9/2011	I	100	12	\$220,000	\$220,000		N/A	3/2/2022	Continue
Controlled Access	01/26/12	I	100	15	\$572,000	\$572,000	14	N/A	3/2/2022	Continue
Giant Eagle	06/29/12	C	100	12	\$13,200,000	\$13,200,000	35	N/A	3/2/2022	Continue
LCG Enterprises	07/01/13	C	100	15	\$1,175,000	\$125,000		N/A	3/2/2022	Continue
922 Pearl LLC	07/26/13	C	100	15	\$493,000	\$320,000	4	N/A	3/2/2022	Continue
AFE, LLC	09/17/13	C	100	12	\$2,066,000	\$1,450,000	15	N/A	3/2/2022	Continue
Linda & Leonard Lutch (Ronlen Industries)	01/07/14	I	100	12	\$925,000	\$675,000	3	N/A	3/2/2022	Continue
Phillip Klonowski (Klassic Custom Decks)	02/26/14	C	100	12	\$673,340	\$500,000	2	N/A	3/2/2022	Continue
Panteck Properties, LLC (Brunswick Auto)	08/21/14	C	100	15	\$8,085,500	\$5,754,000	65	N/A	3/2/2022	Continue

**2021 CRA STATUS REPORT - PRE 1994
BRUNSWICK, OHIO**

Name/Property Identification	Date Project Certified	Type of Project R=Residential C=Commercial I=Industrial	Percent of Exemption	Term of Exemption	Total Project Investment	Total Real Property Investment Subject to Exemption	# of Jobs Created	Other Exemptions Involved	Date of Most Recent Housing Council Review	Current Status
SIMA Rostami (Alireza Karbassi, Inc.)	10/17/14	C	100	12	\$407,356	\$378,502	0	N/A	3/2/2022	Continue
JSB Properties (Technical Tool & Gage)	02/02/16	C	100	12	\$986,309	\$526,309	3	N/A	3/2/2022	Continue
Panteck Properties, LLC (Brunswick Auto)	06/22/16	C	100	15	\$8,251,567	\$6,100,000	15	N/A	3/2/2022	Continue
LaFamiglia Properties, LLC	10/04/16	C	100	15	\$1,825,000	\$110,000	40	N/A	3/2/2022	Continue
Brunswick Oasis - North Park Plaza	12/14/17	C	100	15	\$5,080,000	\$4,300,000	47 FT/44 PT	N/A	3/2/2022	Continue
EM Capital Holdings - Engelke Construction	01/18/18	C	100	15	\$1,640,000	\$650,000	53	N/A	3/2/2022	Continue
Industrial Parkway Partners/All Construction Svc	01/29/18	C	100	15	\$2,510,000	\$2,100,000	30	N/A	3/2/2022	Continue
Brunswick Senior Living	02/21/18	C	100	15	\$12,811,492	\$12,211,492	65	N/A	3/2/2022	Continue
Center Road Laser Wash	05/09/18	C	100	15	\$1,550,000	\$1,200,000	3	N/A	3/2/2022	Continue
West Branch Malt	08/21/18	C	100	15	\$12,160,000	\$2,130,000	0	N/A	3/2/2022	Continue
Beaumont & Associates - Tru-Cut Saw	08/27/18	C	100	15	\$846,538	\$413,699	3	N/A	3/2/2022	Continue
Pinecraft Land Holdings - Comfort Suites	09/11/18	C	100	15	\$12,200,000	\$9,000,000	25	N/A	3/2/2022	Continue
MJSL LLC - Ronlen Industries	03/01/19	C/I	100	12	\$166,269	\$166,269	0	N/A	3/2/2022	Continue
Murfin, Inc. - Murphy Tractor	08/26/19	C/I	100	15	\$6,000,000	\$6,000,000	2	N/A	3/2/2022	Continue
PKJW LLC - Brunswick Gymnastics & Fitness	09/20/19	C/I	100	15	\$2,287,633	\$2,287,633	4-8	N/A	3/2/2022	Continue
Taco Bell	10/01/19	C/I	100	15	\$1,525,000	\$1,300,000	40	N/A	3/2/2022	Continue
976 Pearl LLC - Ambrose Crossing	09/17/20	C/I	100	15	\$4,315,000	\$400,000	1 FT / 8 PT	N/A	3/2/2022	Continue
The Blue Apple	08/03/20	C/I	100	15	\$1,002,191	\$1,002,191	0	N/A	3/2/2022	Continue
Sentronic International (Controlled Access) 2020	01/21/21	C/I	100	15	\$1,757,653	\$1,324,172	5	N/A	3/2/2022	Continue
GHC Enterprises	08/11/21	C/I	100	12	\$250,000	\$250,000	0	N/A	3/2/2022	Continue
1256 Properties LLC	11/09/20	C/I	100	15	\$915,000	\$915,000	0	N/A	3/2/2022	Continue

Bethany Dentler
Bethany Dentler

Acting Housing Officer
Title

3/02/2022
Date



Brunswick CRA Housing Council
Minutes of Annual Meeting
4:00 p.m., March 2, 2022
Via ZOOM Conference

HC: Kevin Ball, Cliff Calaway, Dennis DeCamillo (Auditor's Office), Drew Flood, David Ivory, Rich Kassouf, Jason Niedermeyer, and Pam Plavecski

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

Welcome and Introductions: Ms. Dentler called the meeting to order at 4:05 p.m. Ms. Dentler introduced herself to the Housing Council and thanked everyone for their time and participation. Introductions were made by members of the Housing Council and guests.

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

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

Approval of 2021 Minutes: Ms. Dentler stated that the February 24, 2021 Housing Council minutes which were distributed previously for approval. Ms. Plavecski made a motion to accept the minutes. Mr. Ball seconded the motion. All were in favor. Motion approved.

Annual Inspections/Recommendations: Mr. Drew Flood, City of Brunswick Building Inspector, presented the 2021 inspection report. Mr. Flood reported that this year had 43 properties to be inspected by himself and Inspectors Hawthorne, Kirkpatrick, and Knight.

He stated that all buildings with an abatement were accessed except one (seasonal), and they continue to be properly maintained, in good condition and deserving of continuing in the CRA tax reduction program. Mr. Flood reported that all businesses are in compliance. Mr. Flood reported that the closed seasonal business was inspected externally last year and was found to be in excellent condition. It is his recommendation

for the City of Brunswick to continue all abatements for the 2022 year. Mr. Flood thanked his staff for their excellent work for the City of Brunswick in carrying out the inspections.

Ms. Dentler summarized the 2021 activity. She noted that some of the original property owners may no longer be there, but the CRA tax abatement is with the building, not the tenant.

There were two expirations in 2021:

- | | |
|-------------------|---------|
| ○ Mack Industries | 18 jobs |
| ○ Yost Foods | 2 jobs |

A total of 20 new jobs were to be created by these two companies as reported at the time of application, which invested \$3.9 million in new capital investment.

There were also two additions during calendar year 2021:

- | | |
|------------------------|--------|
| ○ GHC Enterprises | 0 jobs |
| ○ 1256 Properties, LLC | 0 jobs |

Ms. Dentler reported that since its inception, the Brunswick CRA program has qualified 149 projects, representing a total investment into the community of \$269.5 million and creating 2,552 new full-time positions. To date, 112 of the projects have successfully been expired and 37 remain active.

Ms. Dentler asked for a motion to accept the 2021 status report. Mr. Ivory motioned to accept the 2021 status report as presented by Mr. Flood and to make a recommendation to Brunswick City Council to continue all active agreements in 2022. Mr. DeCamillo seconded. All were in favor.

Old Business: None.

New Business: Ms. Dentler shared that the legislative House Bill 123 continues to be monitored for the impact of any changes that will have an effect on property tax abatement programs within the state. She has previously testified in opposition of the legislation in the Ohio House, and she also provided written testimony to the Ohio Senate. Ms. Dentler continues to stay in communication with State Senator Romanchuk on any changes. Mr. Niedermeyer said he appreciated MCEDC's opposition to the bill.

Mr. Kassouf asked about tax abatements for exterior expansions or property improvements, such as parking lot expansions. Ms. Dentler that if the parking lot improvement would increase the value of the building, it may fall under the category, but usually parking lot repairs are not included in an abatement. Mr. DeCamillo said that if the entire parking area was new as opposed to repaired, it would be eligible for an abatement.

Adjourn: Ms. Dentler asked if there were any other questions or concerns. Hearing none, Ms. Plavecski motioned to adjourn the meeting. Mr. Ivory seconded the motion. All were in favor. Ms. Dentler adjourned the meeting at 4:28 p.m.

Submitted by,



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

MAYOR
RON FALCONI

CITY OF BRUNSWICK

CITY MANAGER / SAFETY DIRECTOR
CARL S. DEFOREST

COUNCIL
MICHAEL J. ABELLA, JR
ANTHONY P. CAPRETTA
JOSEPH P. DELSANTER
NICHOLAS HANEK
BRANDON LAMBERT
KRISTY PIPER
TIM SMITH

02/28/2022

Brunswick Housing Council,

Please accept this report of inspections, performed for the calendar year 2021/2022 OHIO Community Reinvestment Area (CRA) Program, on all of the applicable properties.

This year Inspectors Flood, Hawthorne, Kirkpatrick & Knight inspected the 37 exempted properties, (43 separate addresses). All but 1 were accessed & found to be properly maintained, in good condition & deserving of continued CRA tax reduction. The last is a seasonally operated business & while not yet inspected internally, an external inspection was done & it was found to be in excellent condition, (a more thorough inspection will be conducted when the business re-opens in the spring).


V/R
Jesse Knight
Property Maintenance
& Zoning Inspector



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>

CITY OF BRUNSWICK, OHIO

ORDINANCE NO. ____

BY:

AN EMERGENCY ORDINANCE ADOPTING THE RECOMMENDATION OF THE BRUNSWICK COMMUNITY REINVESTMENT AREA HOUSING COUNCIL TO CONTINUE ALL ACTIVE AGREEMENTS IN 2022 AND ACCEPTING THE 2021 CRA STATUS REPORT.

WHEREAS: The Brunswick Community Reinvestment Area Housing Council met on March 2, 2022, as required by the Ohio Revised Code, for the purpose of evaluating facility maintenance of abated properties and to make a recommendation to Brunswick City Council whether to continue all active agreements in 2022 in the Brunswick Community Reinvestment Area and accepting the 2021 CRA Status Report, attached hereto as Exhibit "A." Minutes of the Brunswick Community Reinvestment Area Housing Council of March 2, 2022 are attached as Exhibit "B."

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

SECTION 1: That this Council does hereby accept the recommendation of the Brunswick Community Reinvestment Area Housing Council to continue all active agreements in 2022 in the Brunswick Community Reinvestment Area and accepting the 2021 CRA Status Report, attached hereto as Exhibit "A." Minutes of the Brunswick Community Reinvestment Area Housing Council of March 2, 2022 are attached as Exhibit "B."

SECTION 2: This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, welfare and safety, and for the additional reason that adopting the recommendation of the Brunswick Community Reinvestment Area Housing Council must be submitted to the State of Ohio, Development Services Agency no later than March 31, 2022. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes.

PASSED: 1st Reading _____

Rules Suspended: AYES ____ NAYS ____

ADOPTED: _____ AYES ____ NAYS ____

ATTEST: _____
Clerk of Council
Laura Timura



Quote

6880 Tod Avenue SW
Warren, OH 44481

Date 02/12/2022
Quote # QT1553457
Expires 06/27/2022
Sales Rep Beeson, Brandon
PO #
Shipping Method FedEx Ground
Shipping Code (2)

Bill To
BRUNSWICK FIRE DEPARTMENT
4095 CENTER ROAD
BRUNSWICK OH 44212
United States

Ship To
BRUNSWICK FIRE DEPARTMENT
4383 CENTER RD
BRUNSWICK OH 44212
United States

Item	Alt. Item #	Units	Description	QTY	Unit Sales	Amount
90-53-15			EWXT 9 Ah battery	12	581.71	6,980.52
90-53-21			EWXT Charger (110V)	6	395.12	2,370.72
274885000-1			R 521 E3 Ram - TOOL ONLY	2	6,457.32	12,914.64
271855000-1			SP 555 E3 Spreader - TOOL ONLY	2	9,668.67	19,337.34
272889000-1			S 789 E3 Cutter - TOOL ONLY	2	8,806.10	17,612.20
273100000			StrongArm Fire 100E Pkg Blue w/ 2 tips, 2 batt. & 1 charger	1	5,766.77	5,766.77

This quote has been generated as a Sourcwell Contract. Your Sourcwell ID #194067.
Thank you for the opportunity to earn your business. We greatly appreciate you!! For additional information, please contact:
Dalan Zartman
MES Rescue Specialist
dzartman@mesfire.com
614-314-4096

Subtotal 64,982.19
Shipping Cost (FedEx Ground) 0.00
Total \$64,982.19

This Quotation is subject to any applicable sales tax and shipping & handling charges that may apply. Tax and shipping charges are considered estimated and will be recalculated at the time of shipment to ensure they take into account the most current local tax information.

All returns must be processed within 30 days of receipt and require a return authorization number and are subject to a restocking fee.

Custom orders are not returnable. Effective tax rate will be applicable at the time of invoice.



QT1553457



HURST Jaws of Life
711 North Post Road
Shelby, NC 28150
www.jawsoflife.com



Dinglee
Hurst
Lukas
Vetter

Hurst®, Hurst Jaws of Life®, eDRAULIC™ and Mini Lite™ Rescue Tools Standard Warranty (Outside United States and Canada)

Hurst®, Hurst Jaws of Life®, eDRAULIC™ and Mini Lite™ rescue tools (“Tools”) sold by Hurst for use outside the United States and Canada are warranted by Hurst to be free from defects in material and workmanship for a period of 2 years from the date of shipment by Hurst (“Standard Warranty Period”).

During the Standard Warranty Period, Hurst will repair or, at its option, replace at no charge any Tool or original or warranty replacement Tool part that Hurst determines to have failed during normal and proper use due to a defect in material or workmanship. Any repaired or replacement Tool or Tool part shall be warranted only for the remainder of the original Standard Warranty Period. If requested by Hurst, a Tool or Tool part that is claimed to be defective must be delivered to Hurst or an authorized Hurst dealer for inspection and evaluation. Any Tool or Tool part that is replaced shall be the sole property of Hurst and must be returned to Hurst upon request. Hurst shall have the right to use repaired and reconditioned Tools and Tool parts for warranty repairs and replacements.

This Standard Warranty protects only the original purchaser and applies only to Tools sold for use outside the United States and Canada and does not apply to subsequent purchasers or to any Tools sold as “Used” or “Reconditioned”, any Tools sold for use in the United States and Canada, or any rescue tools other than Hurst®, Hurst Jaws of Life®, eDRAULIC™ and Mini Lite™ rescue tools.

This Standard Warranty is conditioned upon and subject to:

- Registration of the Tool with Hurst by the original purchaser, within 90 days after the date of original purchase from Hurst or an authorized Hurst dealer. Instructions for registration of the Tool with Hurst are included with the Tool and can also be obtained by contacting Hurst’s Customer Service Department by telephone at (800)562-5041 or by email at contacthurst@idexcorp.com.
- Annual service of the Tool by an authorized Hurst dealer during the Standard Warranty Period.

This Standard Warranty does not apply to:

- Damage to a Tool or Tool part occurring during or after shipment (claims of damage during shipment should be presented to the carrier)
- Normal wear and tear and consumable Tool parts and items, including, but not limited to seal rings, plunger blocks, couplings, cutter blades, hoses and other rubber components, and fluids
- Any issue related or attributable to abnormal or improper use or mishandling of a Tool, including, but not limited to, use for a purpose other than extrication and rescue
- Any issue related or attributable to failure to follow and strictly adhere to maintenance and inspection instructions and guidelines contained in the Owner’s Manual provided with a Tool or any maintenance or inspection bulletins or notices provided by Hurst
- Any issue related or attributable to failure to follow and strictly adhere to operating and use instructions and guidelines contained in the Owner’s Manual provided with a Tool or any operating and use bulletins or notices provided by Hurst
- Any issue related or attributable to repair or installation of a Tool or Tool part by persons other than Hurst or an authorized Hurst distributor
- Any issue related or attributable to rusting or corrosion of a Tool or Tool part
- Any Tool or Tool part that is changed, altered or modified unless the change, alteration or modification is made by Hurst or strictly in accordance with Hurst’s written directions and instructions



HURST Jaws of Life
711 North Post Road
Shelby, NC 28150
www.jawsoflife.com



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- Any issue with a Tool or Tool part related or attributable to failure or substandard performance of any other manufacturer's equipment, system, product, component or part
- Any Hurst®, Hurst Jaws of Life®, eDRAULIC™ or Mini Lite™ brand products other than rescue tools
- Any engines, motors or batteries (Any warranty with respect to engines, motors and batteries shall be limited to a pass through of the warranty (if any) furnished by the manufacturer of such items.)
- Any accessories (including Mini Lite™ speed pumps), spare or non-warranty replacement parts, or other products that may be sold either with or separate from Tools (Any warranty with respect to such accessories, spare or replacement parts, and other products shall be limited to a pass through of the warranty (if any) furnished by the manufacturer of such items. For accessories and spare and non-warranty replacement parts manufactured by Hurst, see the Hurst®, Hurst Jaws of Life®, eDRAULIC™ and Mini Lite™ Rescue Tool Accessories and Parts Warranty.)

The above warranty and remedies are the sole and exclusive warranty and remedies offered by Hurst with respect to Hurst®, Hurst Jaws of Life®, eDRAULIC™ and Mini Lite™ rescue tools and are in lieu of any and all other warranties and remedies, express or implied, including, without limitation, the implied warranties of merchantability and fitness for a particular purpose.

Unless and except to the extent mandated otherwise by law, under no circumstances shall Hurst have (i) any liability or obligation to the original purchaser or any other person for any claim, loss, damage, injury, liability, obligation, cost or expense that directly or indirectly relates to or arises out of the use or failure of any Hurst®, Hurst Jaws of Life®, eDRAULIC™ or Mini Lite™ rescue tool, other than as expressly set forth in this limited lifetime warranty, or (ii) any liability in connection with any Hurst®, Hurst Jaws of Life®, eDRAULIC™ or Mini Lite™ rescue tool for indirect, special, punitive or consequential damages, including, but not limited to, loss of sales, loss of profits, down time, loss of production, loss of contracts, or damage to reputation or good will, whether or not Hurst was aware of or advised of the possibility of such damages.

In any event, unless and except to the extent mandated otherwise by law, Hurst's liability in connection with any Hurst®, Hurst Jaws of Life®, eDRAULIC™ or Mini Lite™ rescue tool shall be limited to the original price paid to Hurst for such rescue tool.

MES Fire Service Commitment

MES Fire is committed to providing outstanding service to our clients through the following deliverables:

- 24/7 Emergency Availability for urgent repairs to Hurst products related to life safety capabilities.
- Commitment to unscheduled service repairs within 24 hours of notification as requested.
- Loaner program for all Hurst tool repairs – No fees, No time restrictions
- Routine scheduled maintenance in compliance with Hurst warranty standards
- Load Cell Testing for all Hurst eDraulic platforms
- Hurst eDraulic Battery testing
- Prioritization of In-House Service repairs on site
- Largest on hand Hurst parts inventory in the United States
- Technical and Tool support for the lifetime of the product
- Hassle Free scheduled reminders for annual service scheduling

MES Fire and Hurst Jaws of Life have designed their service support around the customers to ensure that we are providing the highest level of customer care. Damaged or inoperable tools can directly impact First Responders ability to perform essential life safety operations. MES Fire and Hurst Jaws of Life are keenly aware of this and devoted to putting the best tools back into the hands of our First Responders.

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. _____

BY:

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER
TO PURCHASE A NEW HURST JAWS OF LIFE AND RESCUE TOOLS FOR
THE DIVISION OF FIRE FROM WARREN FIRE EQUIPMENT IN AN
AMOUNT NOT TO EXCEED \$72,000.00.

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

WHEREAS: The proposed purchase of the Hurst Jaws of Life and Rescue Tools is through the
Sourcewell joint purchasing program.

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

SECTION 1: That the City Manager is hereby authorized to purchase a new Hurst Jaws of Life
and Rescue Tools for the Division of Fire from Warren Fire Equipment through
the Sourcewell joint purchasing program in an amount not to exceed \$72,000.00.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for
the immediate preservation of the public peace, property, health, safety or
welfare, and for the additional reason that immediate passage is necessary to
obtain delivery of necessary safety equipment. 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 _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Laura Timura

PROPOSED LEGISLATION



DATE: 4/11/2022

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Nicholas Hanek

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 26-2022** - An ordinance amending Section 288.01(a) of the City of Brunswick Codified Ordinances to reduce the membership of the Tree Advisory Committee and establish a term of membership.- **2nd Reading** (Committee-of-the-Whole, *Administration/Kenneth Fisher*)

BACKGROUND: This Ordinance will reduce the current membership requirement for the Tree Advisory Committee from five to three members. Additionally, a term of three years will be established. This is consistent with other Boards and Commissions in the Codified Ordinances.

PURPOSE AND EXPLANATION: The purpose will be to reduce the membership to 3 members and clearly define the term of membership.

IMPLEMENTATION SCHEDULE:

3 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:**

1
CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 26-2022

BY: Committee-of-the-Whole

AN ORDINANCE AMENDING SECTION 288.01(a) OF THE CITY OF BRUNSWICK CODIFIED ORDINANCES TO REDUCE THE MEMBERSHIP OF THE TREE ADVISORY COMMITTEE AND ESTABLISHING A TERM OF MEMBERSHIP.

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

SECTION 1: That Section 288.01(a) of the Codified Ordinances is hereby amended to read as follows:

“(a) There is hereby established a Tree Advisory Committee consisting of ~~five-~~
~~(5)three (3) members to be appointed by the Mayor and approved~~
by Council for a term of three (3) years. ~~Three (3) of said-~~
~~members shall be~~ voting members who are citizens and
~~residents of the City of Brunswick~~ and shall be appointed
~~by the Mayor with the approval of the Council; the~~
~~remaining two (2) members shall be ad hoc city representatives as~~
~~assigned by the City Manager.~~

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
Laura Timura

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN EMERGENCY ORDINANCE AMENDING SECTION 672.09 OF THE
CITY OF BRUNSWICK CODIFIED ORDINANCES.

WHEREAS: On or about October 27, 2021, the Ohio General Assembly adopted House Bill 172 revising the provisions of Ohio law relative to fireworks, including providing that any person authorized to possess 1.4G fireworks in the State of Ohio may discharge, ignite, or explode those fireworks on private property, with authorization from the property owners, on the dates specified therein.

WHEREAS: House Bill 172 authorizes the City to restrict the dates and times a person may discharge, ignite, or explode 1.4G fireworks or otherwise prohibit same.

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

SECTION 1: That Section 672.09(a) of the Codified Ordinances is hereby amended to include the following definitions:

"(31) "Fountain device" means a specific type of 1.4G firework that meets all of the following criteria:

(A) It is non-aerial and non-report producing.

(B) It is recognized and manufactured in accordance with sections 3.1.1 and 3.5 of the APA standard 87-1 (2001 edition).

(C) It is a ground-based or hand-held sparkler with one or more tubes containing a non-explosive pyrotechnic mixture that produces a shower of sparks upon ignition, with or without additional effects that may include a colored flame, audible crackling effect, audible whistle effect, or smoke.

(D) It contains not more than seventy-five grams of the non-explosive pyrotechnic mixture in any individual tube and not more than five hundred grains or less for multiple tubes.

(32) "Licensed fountain device retailer" or "licensed retailer" means a person licensed pursuant to Ohio R.C. 3743.26.

(33) "Navigable waters" means any body of water susceptible of being used in its ordinary condition as a highway of commerce over which trade and travel is or may be conducted in the customary modes, but does not include a body of water that is not capable of navigation by barges, tugboats, and other large vessels."

SECTION 2: That Section 672.09(b) of the Codified Ordinances is hereby amended to include

the following:

“(7) No licensed manufacturer of fireworks shall negligently fail to furnish a safety pamphlet to a purchaser of 1.4G fireworks as required by Ohio R.C. 3743.47(A).”

“(8) No licensed manufacturer of fireworks shall negligently fail to have safety glasses available for sale as required by Ohio R.C. 3743.47(B).”

SECTION 3: That Section 672.09(c) of the Codified Ordinances is hereby amended to include the following:

“(7) No licensed wholesaler of fireworks shall negligently fail to furnish a safety pamphlet to a purchaser of 1.4G fireworks as required by Ohio R.C. 3743.47(A).”

“(8) No licensed wholesaler of fireworks shall negligently fail to have safety glasses available for sale as required by Ohio R.C. 3743.47(B).”

SECTION 4: That Section 672.09(d) of the Codified Ordinances is hereby amended to read as follows:

“(1) No person who ~~resides in another state and~~ purchases fireworks in this state shall obtain possession of the fireworks in this state unless the person complies with ~~sections 3743.44 to 3743.46 of the Revised Code~~ Ohio R.C. 3743.44, provided that knowingly making a false statement on the fireworks purchasers form is not a violation of this section but is a violation of Ohio R.C. 2921.13 (Falsification) or a substantially similar municipal ordinance.

“(2) ~~Except for the purchase of 1.4G fireworks made under section 3743.45 of the Revised Code, No~~ person who resides in another state and who purchases fireworks in this state shall obtain possession of fireworks in this state other than from a licensed manufacturer or wholesaler, or fail, when transporting 1.3G fireworks, to transport them directly out of this state within seventy-two hours after the time of their purchase. ~~No such person shall give or sell to any other person in this state fireworks that the person has acquired in this state.~~”

“(3) ~~No person who resides in this state and purchases fireworks in this state shall obtain possession of the fireworks in this state unless the person complies with Ohio R.C. 3743.45, provided that knowingly making a false statement on the fireworks purchasers form is not a violation of this section but is a violation of Ohio R.C. 2921.13 (Falsification) or a substantially similar municipal ordinance.~~”

“(4) No person who ~~resides in this state and who~~ purchases fireworks in this state under Ohio R.C. 3743.45 shall ~~obtain possession of fireworks in this state~~”

~~other than from a licensed manufacturer or licensed wholesaler, or fail, when transporting the fireworks, to transport them directly out of this state within forty-eight hours after the time of their purchase. — No such person shall give or sell to any other person in this state fireworks that the person has acquired in this state.~~

SECTION 5: That Section 672.09(f) of the Codified Ordinances is hereby amended to read as follows:

“(1) No person shall possess fireworks in this Municipality or shall possess for sale or sell fireworks in this Municipality, except a licensed manufacturer of fireworks as authorized by Ohio R.C. 3743.02 through 3743.08, a licensed wholesaler of fireworks as authorized by Ohio R.C. 3743.15 through 3743.21, a shipping permit holder as authorized by Ohio R.C. 3743.40, a licensed fountain device retailer as authorized by Ohio R.C. 3743.27, a person authorized by Ohio R.C. 3743.44 and 3743.45, an out-of-state resident as authorized by Ohio R.C. 3743.44, a resident of this state as authorized by Ohio R.C. 3743.45, or a licensed exhibitor of fireworks as authorized by Ohio R.C. 3743.50 through 3743.55, or as authorized by any municipal ordinance that is substantially similar to any of these statutes, and except as provided in Ohio R.C. 3743.80 or a substantially similar municipal ordinance.

(2) Except as provided in Ohio R.C. 3743.80 or a substantially similar municipal ordinance, and except for licensed exhibitors of fireworks authorized to conduct a fireworks exhibition pursuant to Ohio R.C. 3743.50 through 3743.55 or a substantially similar municipal ordinance, no person shall discharge, ignite or explode fireworks in this Municipality except any person authorized to possess 1.4G fireworks in the State of Ohio pursuant to Ohio R.C. 3743.45 may discharge, ignite, or explode those fireworks on private property, with authorization from the property owners, on the third, fourth and fifth days of July from 8:00 p.m. to 11:00 p.m. Any such person shall comply with all rules adopted by the State Fire Marshal pursuant to Ohio R.C. 3743.451.

(3) ***

(4) ***

(5) Except as otherwise provided in Ohio R.C. 3743.44, nNo person, other than a licensed manufacturer, licensed wholesaler, licensed exhibitor, or shipping permit holder, shall possess 1.3G fireworks in this Municipality.

(6) Except as otherwise provided in Ohio R.C. 3743.06(J) and 3743.19(K), no person shall knowingly disable a fire suppression system as defined in Ohio R.C. 3781.108 on the premises of a fireworks plant of a licensed manufacturer of fireworks or on the premises of the business operations of a licensed wholesaler of fireworks.

(7) No person shall negligently discharge, ignite, or explode fireworks while in possession or control of, or under the influence of, any intoxicating liquor, beer, or controlled substance.

(8) No person shall negligently discharge, ignite, or explode fireworks on the property of another person without that person's permission to use fireworks on that property.

SECTION 6: That Section 672.09(h)(4) is hereby amended to read as follows:

“The manufacture for, the transportation, storage, possession or use by, or the sale to the armed forces of the United States and the militia of this state, as recognized by the adjutant general of Ohio, of pyrotechnic devices.”

SECTION 7: 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 additional reason that immediate passage is necessary to comply with Ohio law. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Laura Timura



Hilscher-Clarke Electric
Canton, Akron, Coshocton, Massillon, Wintersville

Quote 1470-21

March 31, 2022

City of Brunswick – City Hall
4095 Center Rd
Brunswick, Ohio 44212

Attn: Bob Kirkpatrick

Re: Brunswick City Hall – Generator Replacement Rev. 2

Bob,

As per your request, we are submitting the electrical pricing to perform the above-listed project. This quote is based on the following:

1. Hilscher Clarke to disconnect and remove existing 60KW Generator and 300A ATS switch and turn over to owner. HC to deliver the materials to the maintenance building as directed by owner.
2. Hilscher Clarke to provide and install new 60KW Generator and ATS switch in exact location of the demo'd. New Remote Annunciator panel will be installed in same location as old in the dispatch office.
3. Proposal includes re-using existing 120V circuits for battery charger and block heater.
4. Owner is responsible for all mechanical work for this project.(disconnect of natural gas and reconnect of natural gas to new unit.
5. Proposal does not include any temporary emergency system being put in place during the removal and installation of the new. If temporary system is needed there will be additional costs.
6. Proposal is based on new unit going in same location as existing Generator, re-using existing concrete pad.
7. Proposal is based on re-using all existing feeder cables.
8. Electrical Permit has been **excluded**.
9. Plans examination fees for electrical have been excluded. It has been told that no drawings or permit are required for project.
10. HC to provide a project that meets all NEC codes and AHJ review requirements.
11. Engineering Costs have been **excluded**. If engineering is needed this is a service that we would be glad to price at a later time.
12. Cutting, patching, and finishes have been **excluded**.
13. Bonding or special insurance costs have been **excluded**.

- 14. Allowances have been **excluded**.
- 15. Lightning protection has been **excluded**.
- 16. Ohio State sales tax has been **excluded** on materials and labor.
- 17. Working hours Monday-Friday, 7:00am-3:30pm, excluding holidays. No premium time has been included in the cost below.
- 18. This proposal is valid **UNTIL 5/15** after which may be subject to material/labor increases.

Total Electrical Cost..... \$38,685.00

Please call if you have any questions.

Sincerely,

HILSCHER-CLARKE ELECTRIC COMPANY

Mike Davis – Project Manager – 330-323-4856

If you have questions regarding this quotation and are unable to reach me please contact:

Greg Blile, Akron Division Manager: 330-323-5984; gblile@hilscher-clarke.com

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. _____

BY:

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE AN EMERGENCY GENERATOR FOR THE DIVISION OF POLICE FROM HILSCHER-CLARKE ELECTRIC IN AN AMOUNT NOT TO EXCEED \$40,000.00.

WHEREAS: The City of Brunswick is a member of the OMNIA Partners, Public Sector, joint purchasing program;

WHEREAS: Ohio Revised Code Section 9.48 permits the City to purchase supplies or services from another party without competitive bidding and outside the joint purchasing program if such supplies or services can be purchased under equivalent terms, conditions and specifications, but at a lower price than through the joint purchasing program; and

WHEREAS: The proposed purchase of an emergency generator for the Division of Police from Hilscher-Clarke Electric in an amount not to exceed \$40,000.00 is upon equivalent terms, conditions and specifications and at a lower price than through the OMNIA Partners, Public Sector, joint purchasing program.

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

SECTION 1: That the City Manager is hereby authorized to purchase an emergency generator for the Division of Police from Hilscher-Clarke Electric in an amount not to exceed \$40,000.00.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that immediate passage is necessary to allow for ordering with an estimate delivery date of 35 weeks. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Laura Timura

PROPOSED LEGISLATION



DATE: 4/11/2022

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Ron Falconi

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 29-2022** - An emergency ordinance amending Section 282.01(a) of the City of Brunswick Codified Ordinances to increase the membership of the Board of Commemorative Affairs. - **1st Reading** (To be brought from Committee of the Whole, *Administration/Ken Fisher*)

BACKGROUND: The Mayor has requested that the resident membership requirement for the Commemorative Affairs Board be increased from 3 members to 5, due to increased interest in the Board.

PURPOSE AND EXPLANATION: The recommended amendment will allow additional residents to become members of the Board.

IMPLEMENTATION SCHEDULE: Consideration for passage as an emergency with the suspension of the rules on 1st reading - April 11, 2022.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

Recommendation for passage as an emergency with suspension of the rules on April 11, 2022.

**ADDITIONAL
INFORMATION:**

1
CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN EMERGENCY ORDINANCE AMENDING SECTION 282.01(a) OF THE
CITY OF BRUNSWICK CODIFIED ORDINANCES TO INCREASE THE
MEMBERSHIP OF THE BOARD OF COMMEMORATIVE AFFAIRS.

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

SECTION 1: That Section 282.01(a) of the Codified Ordinances is hereby amended to read as follows:

“(a) There is hereby established a Board of Commemorative Affairs consisting of ~~three~~ five qualified electors of the City to be appointed by the Mayor and approved by Council pursuant to Charter Section 6.01 to serve for a term of three years without compensation.

SECTION 2: 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 additional reason that immediate passage is necessary to allow for appointment to the Board of Commemorative Affairs. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Laura Timura

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE AMENDING CHAPTER 672 OF THE CITY OF
BRUNSWICK CODIFIED ORDINANCES.

WHEREAS: On or about March 14, 2022, Governor DeWine signed Senate Bill 215 (effective June 13, 2022), which will make it legal to carry a carry a concealed handgun without a license.

WHEREAS: It is necessary to update Chapter 672 of the City of Brunswick Codified Ordinances pursuant to Senate Bill 215.

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

SECTION 1: That Section 672.011 of the Codified Ordinances is hereby established to read as follows:

“672.011 CONCEALED HANDGUN LICENSE – EXEMPTIONS

- (a) As used in this section:
 - (1) “Restricted firearm” means a firearm that is dangerous ordnance or that is a firearm that any law of this state prohibits the subject person from possessing, having, or carrying.
 - (2) “Qualifying adult” means a person who is all of the following:
 - A. Twenty-one years of age or older;
 - B. Not legally prohibited from possessing or receiving a firearm under 18 U.S.C. 922(g)(1) to (9) or under Ohio R.C. 2923.13 or any other Revised Code provision;
 - C. Satisfies all of the criteria listed in divisions (D)(1)(a) to (j), (m), (p), (q), and (s) of Ohio R.C. 2923.125.
- (b) Notwithstanding any other Revised Code section to the contrary:
 - (1) A person who is a qualifying adult shall not be required to obtain a concealed handgun license in order to carry in this state, under authority of subsection (b)(2) of this section, a concealed handgun that is not a restricted firearm.
 - (2) Regardless of whether the person has been issued a concealed handgun license, subject to the limitation specified in subsections (b)(3) and (d) of this section, a person who is a qualifying adult may carry a concealed handgun that is not a restricted firearm anywhere in this state in which a person who has been issued a concealed handgun license may carry a concealed handgun.
 - (3) The right of a person who is a qualifying adult to carry a concealed handgun that is not a restricted firearm that is granted under subsections

(b)(1) and (2) of this section is the same right as is granted to a person who has been issued a concealed handgun license, and a qualifying adult who is granted the right is subject to the same restrictions as apply to a person who has been issued a concealed handgun license.

(c) For purposes of any provision of Ohio R.C. 1547.69, 2923.12, or 2923.124 to 2923.1213, or any other section of the Revised Code, that refers to a concealed handgun license or a concealed handgun licensee, except when the context clearly indicates otherwise, all of the following apply:

(1) A person who is a qualifying adult and is carrying or has, concealed on the person's person or ready at hand, a handgun that is not a restricted firearm shall be deemed to have been issued a valid concealed handgun license.

(2) If the provision refers to a person having been issued a concealed handgun license or having been issued a concealed handgun license that is valid at a particular point in time, the provision shall be construed as automatically including a person who is a qualifying adult and who is carrying or has, concealed on the person's person or ready at hand, a handgun that is not a restricted firearm, as if the person had been issued a concealed handgun license or had been issued a concealed handgun license that is valid at the particular point in time.

(3) If the provision in specified circumstances requires a concealed handgun license to engage in specified conduct, or prohibits a concealed handgun licensee from engaging in specified conduct, the provision shall be construed as applying in the same circumstances to a person who is a qualifying adult in the same manner as if the person was a concealed handgun licensee.

(4) If the application of a provision to a person depends on whether the person is or is not a concealed handgun licensee, the provision shall be applied to a person who is a qualifying adult in the same manner as if the person was a concealed handgun licensee.

(5) If the provision pertains to the imposition of a penalty or sanction for specified conduct and the penalty or sanction applicable to a person who engages in conduct depends on whether the person is or is not a concealed handgun licensee, the provision shall be applied to a person who is a qualifying adult in the same manner as if the person was a concealed handgun licensee.

(d) The concealed handgun license expiration provisions of Ohio R.C. 2923.125 and 2923.1213, and the concealed handgun license suspension and revocation provisions of Ohio R.C. 2923.128, do not apply with respect to a person who is a qualifying adult unless the person has been issued a concealed handgun license. If a person is a qualifying adult and the person thereafter comes within any category of persons specified in 18 U.S.C. 922(g)(1) to (9) or in Ohio R.C. 2923.13 or any other Revised Code provision so that the person as a result is legally prohibited under the applicable provision from possessing or receiving a firearm, both of the following apply automatically and immediately upon the person coming within that category:

(1) Subsection (b) of this section and the authority and right to carry a concealed handgun that are described in that subsection do not apply to the person.

(2) The person no longer is deemed to have been issued a concealed handgun license as described in subsection (c)(1) of this section, and the provisions of subsections (c)(1) to (5) of this section no longer apply to the person in the same manner as if the person had been issued, possessed, or produced a valid concealed handgun license or was a concealed handgun licensee.”

SECTION 2: That Section 672.02 of the Codified Ordinances is hereby amended to read as follows:

“672.02 CARRYING CONCEALED WEAPONS

(a) ***

(1) ***

(2) ***

(3) ***

(b) ***

(1) If the person is stopped for a law enforcement purpose, and is carrying a concealed handgun, before or at the time a law enforcement officer asks if the person is carrying a concealed handgun, knowingly fail to promptly inform any law enforcement officer who approaches the person after the person has been stopped that the person has been issued a concealed handgun license and disclose that the person then is carrying a concealed handgun, provided that it is not a violation of this subsection if the person fails to disclose that fact to an officer during the stop and the person already has notified another officer of that fact during the same stop.

(2) ***

(3) If the person is stopped for a law enforcement purpose, if the person is carrying a concealed handgun, and if the person is approached by any law enforcement officer while stopped, knowingly remove or attempt to remove the loaded handgun from the holster, pocket, or other place in which the person is carrying it, knowingly grasp or hold the loaded handgun, or knowingly have contact with the loaded handgun by touching it with the person’s hands or fingers at any time after the law enforcement officer begins approaching and before the law enforcement officer leaves, unless the person removes, attempts to remove, grasps, holds, or has contact with the loaded handgun pursuant to and in accordance with directions given by the law enforcement officer.

~~(3)~~(4) ***

(c) (1) ***

A. ***

B. ***

C. ***

(2) Subsection (a)(2) of this section does not apply to any person who has been issued a concealed handgun license that is valid at the time of the alleged carrying or possession of a handgun or who, at the time of the alleged carrying or possession of a handgun, ~~either is carrying a valid concealed handgun license or~~ is an active duty member of the armed forces of the United States and is carrying a valid military identification card and documentation of successful completion of firearms training that meets or exceeds the training requirements described in division (G)(1) of Ohio R.C. 2923.125, unless the person knowingly is in a place described in division (B) of Ohio R.C. 2923.126.

(d) ***

(1) ***

(2) ***

(3) ***

(e) (1) No person who is charged with a violation of this section shall be required to obtain a concealed handgun license as a condition of the dismissal of the charge.

(2) If a person is convicted of, was convicted of, pleads guilty to, or has pleaded guilty to a violation of subsection (b)(1) of this section as it existed prior to the effective date of this amendment, the person may file an application under Ohio R.C. 2953.37 requesting the expungement of the record of conviction.

(f) (1) ***

(2) ~~Except as provided in subsection (f)(5) of this section, if a~~ person ~~being shall not be~~ arrested for a violation of subsection (a)(2) of this section solely because the person does not promptly produces a valid concealed handgun license, ~~and if at the time of the violation the person was not knowingly in a place described in division (B) of Ohio R.C. 2923.126, the officer shall not arrest the person for a violation of that subsection. If the person is not able to promptly produce any concealed handgun license and if the person is not in a place described in that section, the officer may arrest the person for a violation of that subsection.~~ If a person is arrested for a violation of subsection (a)(2) of this section and is convicted of or pleads guilty to the violation, the offender shall be punished as follows:

A. ***

1. ***

2. ***

B. ***

1. ***

2. ***

3. ***

C. ***

(3) ~~Except as otherwise provided in this subsection, e~~Carrying concealed weapons in violation of subsection (b)(1) hereof is a

~~misdemeanor of the first second degree, and, in addition to any other penalty or sanction imposed for a violation of subsection (b)(1) hereof, the offender's concealed handgun license shall be suspended pursuant to Ohio R.C. 2923.128(A)(2).—If, at the time of the stop of the offender for a law enforcement purpose that was the basis of the violation, any law enforcement officer involved with the stop had actual knowledge that the offender had been issued a concealed handgun license, carrying concealed weapons in violation of division (b)(1) of this section is a minor misdemeanor, and the offender's concealed handgun license shall not be suspended pursuant to division (A)(2) of Ohio R.C. 2923.128.~~

- (4) ***
- (5) ***
 - A. ***
 - B. ***
- (6) ***
 - A. ***
 - B. ***
 - C. ***
 - D. ***
- (g) ***
- (h) ***"

SECTION 3: That Section 672.04 of the Codified Ordinances is hereby amended to read as follows:

“672.04 IMPROPERLY HANDLING FIREARMS IN A MOTOR VEHICLE

(a) No person shall knowingly transport or have a loaded firearm in a motor vehicle in such a manner that the firearm is accessible to the operator or any passenger without leaving the vehicle.

- ~~(a)~~ (b) ***
- (1) ***
 - (2) ***
 - (3) ***
 - (4) ***

(c) No person shall knowingly transport or have a loaded handgun in a motor vehicle if, at the time of that transportation or possession, any of the following applies:

- (1) The person is under the influence of alcohol, a drug of abuse, or a combination of them.
- (2) The person's whole blood, blood serum or plasma, breath, or urine contains a concentration of alcohol, a listed controlled substance, or a listed metabolite of a controlled substance prohibited for persons operating a vehicle, as specified in Ohio R.C. 4511.19(A), regardless of whether the person at the time of the transportation or possession as described in this

subsection is the operator of or a passenger in the motor vehicle.

~~(b)~~ (d) ***

(1) ~~Fail to promptly inform any law enforcement officer who approaches the vehicle while stopped that the person has been issued a concealed handgun license or is authorized to carry a concealed handgun as an active duty member of the armed forces of the United States and~~ Before or at the time a law enforcement officer asks if the person is carrying a concealed handgun, knowingly fail to disclose that the person then possesses or has a loaded handgun in the motor vehicle, provided that it is not a violation of this subsection if the person fails to disclose that fact to an officer during the stop and the person has already notified another officer of that fact during the same stop;

(2) ~~Fail to promptly inform the employee of the unit that approaches the vehicle while stopped that the person has been issued a concealed handgun license or is authorized to carry a concealed handgun as an active duty member of the armed forces of the United States and~~ Before or at the time an employee of the motor carrier enforcement unit asks if the person is carrying a concealed handgun, knowingly fail to disclose that the person then possesses or has a loaded handgun in the commercial motor vehicle, provided that it is not a violation of this subsection if the person fails to disclose that fact to an employee of the unit during the stop and the person already has notified another employee of the unit of that fact during the same stop;

(3) ***

(4) Knowingly have contact with the loaded handgun by touching it with the person's hands or fingers in the motor vehicle at any time after the law enforcement officer begins approaching and before the law enforcement officer leaves, unless the person has contact with the loaded handgun pursuant to and in accordance with directions given by the law enforcement officer.

~~(4)~~ (5) ***

~~(e)~~ (e) (1) Subsections (a), (b) and (d) of T~~this section does~~ not apply to any of the following:

A. ***

B. Any person who is employed in this State, who is authorized to carry or have loaded or accessible firearms in motor vehicles, and who is subject to and in compliance with the requirements of Ohio R.C. 109.801, unless the appointing authority of the person has expressly specified that the exemption provided herein subsection- ~~(e)(1)(B)~~ does not apply to the person.

(2) Subsections (a) and (b) of this section ~~does~~ not apply to a person who transports or possesses a handgun in a motor vehicle if, at the time of that transportation or possession, both of the following apply:

A. The person transporting or possessing the handgun ~~is either carrying a valid~~ has been issued a concealed handgun

license that is valid at the time in question or the person is an active duty member of the armed forces of the United States and is carrying a valid military identification card and documentation of successful completion of firearms training that meets or exceeds the training requirements described in division (G)(1) of Ohio R.C. 2923.125.

B. ***

(3) Subsections (a) and (b) of this section ~~does~~ not apply to a person if all of the following apply:

A. ***

B. ***

C. ***

~~(d)(f)~~(1) ***

(2) It is an affirmative defense to a charge under subsections (a) or (b) of improperly handling firearms in a motor vehicle that the actor transported or had the firearm in the motor vehicle for any lawful purpose and while the motor vehicle was on the actor's own property, provided that the affirmative defense is not available unless the person, immediately prior to arriving at the actor's owner property, did not transport or possess the firearm in a motor vehicle in a manner prohibited by subsections (a) or (b) while the motor vehicle was being operated on a street, highway, or other public or private property used by the public for vehicular traffic.

~~(e)(g)~~(1) No person who is charged with a violation of subsection (a), (b) or (c) shall be required to obtain a concealed handgun license as a condition for the dismissal of the charge.

(2) If a person is convicted of, was convicted of, pleads guilty to, or has pleaded guilty to a violation of subsection ~~(d)(b)~~ of this section as it existed prior to September 30, 2011, and ~~if~~ the conduct that was the basis of the violation no longer would be a violation of subsection ~~(d)(b)~~ of this section on or after September 30, 2011, or if a person is convicted of, was convicted of, pleads guilty to, or has pleaded guilty to a violation of subsections (d)(1) or (2) of this section as it existed prior to the effective date of this amendment, the person may file an application under Ohio R.C. 2953.37 requesting the expungement of the record of conviction.

If a person is convicted of, was convicted of, pleads guilty to, or has pleaded guilty to a violation of subsections (a) or (b) of this section as the subsection existed prior to September 30, 2011, and if the conduct that was the basis of the violation no longer would be a violation of subsections (a) or (b) of this section on or after September 30, 2011, due to the application of subsection ~~(e)(2)(b)(4)~~ of this section as it exists on and after September 30, 2011, the person may file an application under Ohio R.C. 2953.37 requesting the expungement of the record of conviction.

~~(f)(h)~~ Whoever violates this section is guilty of improperly handling firearms in a motor vehicle. ~~Violation of subsection (a) of this section is a misdemeanor of the fourth degree.—Except as otherwise provided in this subsection, a~~ violation of subsection (b) of this section is a misdemeanor of the fourth degree. A

violation of subsection (c) of this section is a felony of the fifth degree or, if the loaded handgun is concealed on the person's person, a felony of the fourth degree. A violation of subsection (d)(1) or (2) of this section is a misdemeanor of the second degree. ~~subsection (b)(1) or (b)(2) of this section is a misdemeanor of the first degree, and, in addition to any other penalty or sanction imposed for the violation, the offender's concealed handgun license shall be suspended pursuant to Ohio R.C. 2923.128(A)(2).— If at the time of the stop of the offender for a traffic stop, for another law enforcement purpose, or for a purpose defined in Ohio R.C. 5503.34 that was the basis of the violation any law enforcement officer involved with the stop or the employee of the motor carrier enforcement unit who made the stop had actual knowledge of the offender's status as a licensee, a violation of subsection (b)(1) or (b)(2) of this section is a minor misdemeanor, and the offender's concealed handgun license shall not be suspended pursuant to division (A)(2) of Ohio R.C. 2923.128.~~ A violation of subsection (d)(4) of this section is a felony of the fifth degree. A violation of subsection (d)(b)(3) or (54) of this section is a misdemeanor of the first degree or, if the offender previously has been convicted of or pleaded guilty to a violation of subsection (db)(3) or (54) of this section, a felony ~~and shall be prosecuted under appropriate State law of the fifth degree.~~ In addition to any other penalty or sanction imposed for a misdemeanor violation of subsection (db)(3) or (54) of this section, the offender's concealed handgun license shall be suspended pursuant to Ohio R.C. 2923.128(A)(2). A violation of division (a) of this section is a felony of the fourth degree.

~~(g)(i)~~ ***

~~(h)(j)~~ ***

(1) ***

(2)A. "Unloaded" means:

1. With respect to a firearm other than a firearm described in subsection (jh)(2)B. of this section, that no ammunition is in the firearm in question, no magazine or speed loaded containing ammunition is inserted into the firearm in question and one of the following applies:

a. ***

b. ***

2. For the purposes of subsection (jh)(2)A.1.b of this section, a "container that provides complete and separate enclosure" includes, but is not limited to, any of the following:

a. ***

b. ***

3. For the purposes of subsection (jh)(2)A. of this section, ammunition held in stripper-clips or in en-bloc clips is not considered ammunition that is loaded into a magazine or speed loader.

B. ***

(3) ***

(4) ***

(i)(k) Subsection (jh)(2) of this section does not affect the authority of a person who ~~is carrying~~ has been issued a ~~valid~~ concealed handgun license that is valid at the time in question to have one or more magazines or speed loaders containing ammunition anywhere in a vehicle, without being transported as described in at subsection, as long as no ammunition is in a firearm, other than a handgun, in the vehicle other than as permitted under any other provision of this chapter or Ohio R.C. Chapter 2923. A person who ~~is carrying~~ has been issued a ~~valid~~ concealed handgun license that is valid at the time in question may have one or more magazines or speed loaders containing ammunition anywhere in a vehicle without further restriction, as long as no ammunition is in a firearm, other than a handgun, in the vehicle other than as permitted under and provision of this chapter of Ohio R.C. Chapter 2923.

SECTION 4: That this Ordinance shall take effect and be in force from and after June 13, 2022.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council

Laura Timura

PROPOSED LEGISLATION



DATE: 4/11/2022

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Nicholas Hanek

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 31-2022** - An emergency ordinance to approve the editing and inclusion of certain ordinances as components of the new Codified Ordinances; to provide for the adoption of new legislation in the updated revised Codified Ordinances; and to repeal ordinances in conflict therewith. - **1st Reading** - (To be brought from Committee-of-the-Whole, *Administration/Laura Timura*)

BACKGROUND: This is the annual codification updates.

PURPOSE AND EXPLANATION: To approve the editing and inclusion of ordinances as components of the codified ordinances; to provide for the adoption of new legislation in the updated revised codified ordinances; and to repeal ordinances in conflict therewith.

IMPLEMENTATION

SCHEDULE: To adopt as an emergency with suspension of the rules on April 11, 2022, to allow for the updates to be effective immediately.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: City Council codification expenses are budgeted in account #001-0100-54279. Purchase order approvals will be subject to the available Council appropriations at the time the po is submitted. The certification of funds, approval of purchase orders and budgetary laws follow ORC Section 5705. Costs typically vary based on the number of pages involved.

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?

To adopt as an emergency with suspension of the rules on April 11, 2022, to allow for the updates to be effective immediately.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO

ORDINANCE NO. 31-2022

BY: Committee of the Whole

AN EMERGENCY ORDINANCE TO APPROVE THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS COMPONENTS OF THE CODIFIED ORDINANCES; TO PROVIDE FOR THE ADOPTION OF NEW LEGISLATION IN THE UPDATED REVISED CODIFIED ORDINANCES; AND TO REPEAL ORDINANCES IN CONFLICT THEREWITH.

WHEREAS: Section 3.18b. of the City Charter provides for the general codification of all City ordinances and resolutions having the force and effect of law and requires that such codification be kept current; and

WHEREAS: The Walter H. Drane Co. has completed its updating and revision of the Codified Ordinances of the City; and

WHEREAS: Various ordinances of a general and permanent nature that have been enacted by Council since the date of the last updating and revision of the Codified Ordinances need to be include in the Codified Ordinances of the City; and

WHEREAS: Certain changes made in the Codified Ordinances to bring City law into conformity with State law.

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That the editing, arrangement and numbering or renumbering of the ordinances and parts of ordinances attached hereto as "Exhibit "A" as though fully herein written, are hereby approved as parts of the various component codes of the Codified Ordinances of the City of Brunswick, Ohio, so as to conform to the classification and numbering system of the Codified Ordinances.

SECTION 2: That the sections of the Traffic and General Offenses Codes, as amended and attached hereto as Exhibit "B" as though fully herein written, are hereby approved and adopted as amended or enacted so as to conform to enactments of the Ohio General Assembly.

SECTION 3: That all ordinances and resolutions and parts thereof that are in conflict with any of the provisions of the new matter approved, adopted and listed on Exhibit "A" and in Section 1 are hereby repealed, except as follows:

- (a) The enactment of such matter shall not be construed to affect a right of liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or any action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision or to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purposes of revision and recodification.
- (b) The repeal provided above shall not affect any legislation enacted subsequent to December 16, 2019

SECTION 4: That a copy of this ordinance shall be posted in the five public places set forth in Section 222.01 of the Codified Ordinances, together with notice as to where copies of the February 2022 Replacement Pages for the Codified Ordinances of the City, hereby approved, adopted and enacted, may be viewed and inspected by the public. A copy shall also be furnished to City Officers, Medina County Law Library and the Brunswick Public Library.

SECTION 5: 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 additional reason that it is immediately necessary to have an up-to-date codification of the laws of the City, pursuant to Section 3.18b. of the City Charter, that is in conformity with State Law, where such conformity is required by Article XVIII, Section 3, of the Ohio Constitution, with which to administer the affairs of the City and to preserve law and order of the City. Therefore, this Ordinance and the February 2022 Replacement Pages for the Codified Ordinances, hereby approved, adopted and enacted, shall be in full force and effect from and after its passage by the required number of votes, as set forth in Section 3.16 of the City Charter.

PASSED:

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST:

Clerk of Council
Laura Timura

EXHIBIT "A"

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
68-2021	9-27-21	1252.02(26)
69-2021	9-27-21	Repeals 1261.04(c), (r)
70-2021	9-27-21	1254.01
71-2021	9-27-21	1266.01
72-2021	9-27-21	1270.14(a)
73-2021	9-27-21	Pt. 12 Appendix I
88-2021	11-8-21	866.01 to 866.07, 866.99
90-2021	11-8-21	Repeals 1252.04(h)
91-2021	11-8-21	Repeals 1254.03(f), (g), (i)
92-2021	11-8-21	Repeals 1260.04(o)
93-2021	11-8-21	Pt. 12 Appendix
105-2021	10-25-21	September 2021 Replacement Pages
107-2021	1-10-22	1260.04(x)
108-2021	1-10-22	606.30
121-2021	12-13-21	282.01(a)

EXHIBIT "B"

Administrative Code

202.03 Rules of Construction. (Amended)

Traffic Code

404.082 Private Tow-Away Zones. (Amended)
404.083 Impounding Vehicles on Public Property. (Added)

General Offenses Code

612.07 Open Container Prohibited. (Amended)
624.15 Sale of Dextromethorphan. (Added)
630.01 Gambling Definitions. (Amended)
630.02 Gambling. (Amended)
630.06 Methods of Conducting a Bingo Game; Prohibitions. (Amended)
630.08 Raffles. (Amended)
630.09 Charitable Instant Bingo Organizations. (Amended)
630.11 Bingo or Game of Chance Records. (Amended)
630.13 Bingo Exceptions. (Amended)
630.14 Instant Bingo Conduct by a Veteran's or Fraternal Organization. (Amended)
630.15 Skill-Based Amusement Machines. (Amended)
630.16 Electronic Instant Bingo; Prohibited Conduct. (Added)
636.18 Hazing Prohibited. (Added)