BRUNSWICK CITY COUNCIL AGENDA

Brian Ousley At-Large	Alex Johnson At-Large	Michael Abella Jr. Ward 1	Kenneth Fisher Law Director	Anthony Bales City Manager	Ron Falconi Mayor	Barbara Ortiz Council Clerk	Vince Carl Ward 2	David Coleman Ward 3	Anthony Capretta Ward 4	Patricia Hanek At-Large

Administration Representatives

OCTOBER 19, 2015

1. Prayer and Pledge of Allegiance

2. Roll Call of Members

3. Correspondence

4. Approval of regular Council Meeting Minutes dated September 28, 2015.

   (a) Council Meeting Minutes September 28, 2015

5. Mayor's Report:

   (a) Mayor's Court Financial Report for the month ending September 2015 to be posted on the website and added to the minutes for the record;

   (b) Recognition of the Brunswick Summer Celebration Queen & Court;

   (c) Good Neighbor Award to Annette Stanko (nominated by Glenn Somodi);

   (d) Commissioner Smith to speak about Medina County CAN;

   (e) Motion to approve the Mayor's recommendation to reappoint John Welker Jr. to the Civil Service Commission;

   (f) Mayor's Update

6. Clerk of Council's Report

7. Council Committee Reports:

   Economic Development..Mr. Carl
   Services, Utilities, Technology & Cable.....................................Mr. Ousley
   Finance Committee..Mrs. Hanek
   Safety & Environment...Mr. Johnson
   Planning & Zoning Committee...Mr. Abella
   Parks, Recreation & Community Committee................................Mr. Coleman
   Building & Building Code Committee..Mr. Capretta

8. Other Boards and Commissions

(a) Committee of the Whole meeting 09/28/15

9. Petitions from the Public on Legislation

10. Reading of Legislation and Action on Legislation:

a. 3rd Reading(s)

Ord. No. 71-15 An ordinance rezoning the southern portion of PPN 003-18D-06-099 from the I-L Light Industrial Zoning District to the C-H Highway Interchange Commercial Zoning District - **3rd Reading** (Planning & Zoning Committee, *Administration/Tony Bales*)

ORD. NO. 73-15 - An ordinance authorizing the transfer of the remaining balances in the Special Assessment Cross Creek Bond Retirement, Special Assessment South Carpenter Road Bond Retirement, and Special Assessment Laurel Rod West and Waterline Bond Retirement Sub-Funds to the General Obligation Bond Retirement Fund - **3rd Reading** (Finance Committee, *Administration/Todd Fischer*)

b. 2nd Reading(s)

ORD. NO. 76-15 - An ordinance approving the Phase 3 Detailed Site Plan for The Reserve at Autumn Creek Subdivision Special Planning District No. 3 - **2nd Reading** (Planning & Zoning Committee, *Administration/Pam Plavecski*)

ORD. NO. 77-15 - An ordinance approving the Phase 3 Final Plat for The Reserve at Autumn Creek Subdivision Special Planning District 3, subject to final engineering approval and any other conditions imposed by Council - **2nd Reading** (Planning & Zoning Committee, *Administration/Pam Plavecski*)

RES. NO. 78-15 - A resolution extending the agreement between the Greater Cleveland Regional Transit Authority and the City of Brunswick up to and including December 31, 2016 for the provision of transportation services known as the 251 Flyer (formerly the 451 Route) - **2nd Reading** (Committee-of-the-Whole, *Administration/Pat McNamara*)

RES. NO. 84-15 - A resolution authorizing the City Manager to sell municipal personal property not needed for any municipal purpose and credit the sale amount against the purchase of one (1) IBAK/Rapidview Core Portable Mainline Sewer Inspection System from Jack Doheny Companies in an amount not to exceed $120,000.00 - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Pat McNamara*)

RES. NO. 85-15 - A resolution authorizing the City Manager to purchase one (1) ODB Trailer Mounted Vacuum Debris Collector from Old Dominion Brush Company, Inc., in an amount not to exceed $46,776.50 - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/ Pat McNamara*)

c. 1st Reading(s)

RES. NO. 87-15 - An emergency resolution supporting the Anti-Drug Renewal Levy for Medina County Drug Abuse Commission on the November 3, 2015 ballot - **1st Reading** (To be brought from Committee-of-the-Whole, *Mayor Ron Falconi*)

RES. NO. 88-15 - A Resolution to renew existing agreement with the Medina County Public Defender Commission to provide Defense Counsel for indigent defendants in Medina Municipal Court for municipal code violations from January 1, 2016 through December 31, 2016 - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/ Kenneth Fisher*)

RES. NO. 89-15 - An emergency resolution accepting the amounts and rates as determined by the budget commission and authorizing the necessary tax levies and certifying them to the County Auditor - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

RES. NO. 92-15 - A resolution authorizing the City Manager to enter into a grant agreement with Lowbrow Customs, LLC - **1st Reading** (To be brought from Economic Development Committee, *Administration/Grant Aungst*)

RES. NO. 94-15 - A resolution authorizing the City Manager to enter into a one-year contract to engage James G. Zupka, CPA, Inc., to audit the City of Brunswick for the fiscal year ending December 31, 2015, and declaring an emergency - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

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

CITY OF BRUNSWICK, OHIO

MINUTES OF COUNCIL

MONDAY, SEPTEMBER 28, 2015

The regular meeting of Brunswick City Council was called to order by Vice Mayor Vince Carl at 7:30 p.m. at the Brunswick Municipal Complex.

ROLL CALL showed the following Council Members present: Vincent Carl, David Coleman, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Brian Ousley and Council Clerk Barbara Ortiz.

Mr. Capretta moved to excuse Mayor Falconi for just cause, seconded by Mrs. Hanek. Roll Call –Ayes – 6, Mrs. Hanek, Mr. Carl, Mr. Ousley, Mr. Abella, Mr. Capretta, and Mr. Coleman. Nays – 0. Motion Carried.

Mr. Coleman moved to excuse Mr. Johnson for just cause, seconded by Mr. Capretta. Roll Call - Ayes – 6, Mr. Abella, Mrs. Hanek, Mr. Ousley, Mr. Carl, Mr. Coleman and Mr. Capretta. Nays – 0. Motion Carried.

APPROVAL OF MINUTES:

Mr. Coleman moved to approve the Council Meeting Minutes dated September 14, 2015 as written, seconded by Mrs. Hanek. Roll Call – Ayes – 6, Mr. Capretta, Mr. Coleman, Mr. Carl, Mrs. Hanek, Mr. Ousley, and Mr. Abella. Nays – 0. Motion Carried.

MAYOR'S REPORT:

Vice Mayor Carl presented a proclamation to Monica Pesak upon her retirement from the Division of Fire. In addition, a proclamation was presented to proclaim the month of September 2015 as Prostrate Cancer Awareness Month in the City of Brunswick.

Vice Mayor Carl presented a Certificated of Achievement to Five Star Gymnastics. The girls present tonight qualified for the top 100 seven and eight year-olds in the country.

At this time, Vice Mayor Carl mentioned the Mayor's recommendation of John Welker Jr. to the Civil Service Commission. If Council had any questions on this appointment they could contact Mayor Falconi.

Mr. Coleman moved to approve the Mayor's appointment of Tracy Buchheit and Ronald Kostura to the Civil Service Commission, seconded by Mr. Ousley. Roll Call - Ayes – 6, Mr. Johnson, Mr. Carl, Mrs. Hanek, Mr. Abella, Mr. Ousley and Mr. Capretta. Nays – 0. Motion Carried.

Mrs. Hanek moved to approve Council's appointment of Robert Drum and James Pastor to the Income Tax Board of Review effective October 1, 2015 and ending September 30, 2017, seconded by Mr.

Coleman. Roll Call –Ayes – 6. Mr. Coleman, Mr. Ousley, Mr. Carl, Mr. Capretta, Mr. Abella, and Mrs. Hanek. Nays – 0. Motion Carried.

The City Manager formally appointed Debra Destro to the Income Tax Board of Review. His letter of appointment was attached to these minutes for the record.

CLERK OF COUNCIL'S REPORT: Mrs. Ortiz mentioned the Brunswick Art Works will have an art exhibit at the Brunswick Library on October 19 through 24th. Any artists interested in exhibiting their art work could contact her and there were applications in the City Hall lobby.

COUNCIL COMMITTEE REPORTS:

<u>Economic Development Committee</u> – Mrs. Hanek noted there was no formal report tonight.

<u>Services, Utilities, Technology & Cable Committee</u> – Mr. Ousley moved to approve the formal report dated July 23, 2015 as written, seconded by Mrs. Hanek. Roll Call –Ayes – 6, Mr. Carl, Mr. Ousley, Mr. Abella, Mr. Coleman, Mr. Capretta and Mrs. Hanek. Nays – 0. Motion Carried.

<u>Finance Committee</u> – Mrs. Hanek moved to approve the formal report dated September 14, 2015 as written, seconded by Mr. Abella. Roll Call –Ayes – 6, Mr. Ousley, Mrs. Hanek, Mr. Abella, Mr. Capretta, Mr. Coleman and Mr. Carl. Nays – 0. Motion Carried.

<u>Safety & Environment Committee</u> – Mr. Johnson moved to approve the formal report dated September 14, 2015 as written, seconded by Mr. Coleman. Roll Call – Ayes – 6, Mrs. Hanek, Mr. Coleman, Mr. Ousley, Mr. Carl, Mr. Abella, and Mr. Capretta. Nays – 0. Motion Carried.

<u>Planning & Zoning Committee</u> – Mr. Abella moved to approve the formal report dated September 14, 2015 as written, seconded by Mr. Ousley. Roll Call –Ayes – 6, Mr. Carl, Mr. Coleman, Mr. Abella, Mr. Capretta, Mrs. Hanek and Mr. Ousley. Nays – 0. Motion Carried.

<u>Parks & Recreation & Community Committee</u> – Mr. Coleman had no formal report tonight.

<u>Building & Building Code Committee</u> - Mr. Capretta had no formal report this evening.

OTHER BOARDS AND COMMISSIONS:

Mr. Coleman moved to approve the Committee-of-the-Whole Meeting minutes dated September 14, 2015 as written, seconded by Mrs. Hanek. Roll Call –Ayes – 6, Mrs. Hanek, Mr. Carl, Mr. Ousley, Mr. Abella, Mr. Capretta and Mr. Coleman. Nays – 0. Motion Carried.

PETITIONS FROM THE PUBLIC:

Roberta Pace of 4628 Baywood Drive – Ms. Pace asked what Resolution No. 78-15 was about.

Mr. Carl explained that it was talked about earlier in the Committee-of-the-Whole Meeting. It was moved to the Council Agenda for a motion to approve.

Robert McCafferty of 3576 Monterey Circle – Mr. McCafferty was curious as to why Medina County Transit Authority did not want to take over the 251 Flyer. If they wanted to take over the permanent asset Brunswick currently had (Brunswick Transit Authority) they could take the other one too. He stressed that the BTA was an asset. Tonight several people spoke earlier and will speak again during the open forum. Some of the people tonight that were present had a livelihood that depended on this. In his opinion there were constant excuses since Medina County Transit took over talking people to hospitals and doctor's offices. They were not going to succeed. The BTA was a lost proposition and it cost money to run. It cost tax payers money to run. He wondered how Medina County Transit would run it any better with the same services in Brunswick. He did not think it was possible. He said if the City gave BTA to Medina County Transit, these people will be calling him to pick them up. He stressed that the City should not give it away. If they wanted to give it away, they should give the 251 Flyer away also.

ORD. NO. 71-15 – An ordinance rezoning the southern portion of PPN 003-18D-06-099 from the I-L Light Industrial Zoning District to the C-H Highway Interchange Commercial Zoning District – **2nd Reading** (Planning & Zoning Committee, *Administration/Tony Bales)*

ORD. NO. 71-15 – Mr. Abella moved this ordinance to a third reading.

ORD. NO. 72-15 – An emergency ordinance amending and restating Chapter 880 of the Codified Ordinances of the City of Brunswick, Ohio, effective for tax years beginning on or after January 1, 2016, in order to reflect changes to the provisions of the Ohio Revised Code that govern municipal income taxation and to clarify, simplify, and harmonize existing municipal income taxation provisions of the Codified Ordinances of the City of Brunswick, Ohio – **2nd Reading** (Finance Committee, *Administration/Todd Fischer*)

ORD. NO. 72-15 – Mrs. Hanek moved to suspend the rules, seconded by Mr. Abella. Roll Call – Ayes – 6, Mr. Capretta, Mr. Coleman, Mr. Carl, Mrs. Hanek, Mr. Ousley, and Mr. Abella. Nays – 0. Motion Carried.

Mr. Fischer noted that the State of Ohio changed the Ohio Revised Code which some people refer to as HB5. They basically changed what the cities could or could not tax. They also changed the way to levy a tax. Codified Ordinance 880 as amended was a combination of several months review with the tax office, himself and legal advisors. They believed that this document positioned the City within the new Ohio Revised Code and allowed the city to continue to levy a tax and do so in accordance with the new laws.

Mrs. Hanek moved to adopt, seconded by Mr. Abella. Roll Call –Ayes – 6, Mr. Coleman, Mr. Carl, Mrs. Hanek, Mr. Abella, Mr. Ousley and Mr. Capretta. Nays – 0. Motion Carried.

ORD. NO. 73-15 – An ordinance authorizing the transfer of the remaining balances in the Special Assessment Cross Creek Bond Retirement, Special Assessment South Carpenter Road

Bond Retirement, and Special Assessment Laurel Road West and Waterline Bond Retirement Sub-Funds to the General Obligation Bond Retirement Fund – **2nd Reading** (Finance Committee, *Administration/Todd Fischer*)

ORD. NO. 73-15 – Mrs. Hanek moved this ordinance to a third reading.

ORD. NO. 76-15 - An ordinance approving the Phase 3 Detailed Site Plan for The Reserve at Autumn Creek Subdivision Special Planning District No. 3 – **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Pam Plavecski)*

ORD. NO. 76-15 – Mr. Abella moved this ordinance to a second reading.

ORD. NO. 77-15 – An ordinance approving the Phase 3 Final Plat for the Reserve at Autumn Creek Subdivision Special Planning District No. 3, subject to final engineering Approval and any other conditions imposed by Council – **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Pam Plavecski*)

ORD. NO. 77-15 – Mr. Abella moved this ordinance to a second reading.

RES. NO. 78-15 – A resolution extending the agreement between the Greater Cleveland Regional Transit Authority and the City of Brunswick up to and including December 31, 2016 for the provision of transportation services known as the 251 Flyer (formerly the 451 Route) – **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Pat McNamara*)

RES. NO. 78-15 – Mr. Coleman moved this resolution to a second reading.

ORD. NO. 80-15 – An emergency ordinance approving the revised South Lake Subdivision Phase 1 Final Plat for the Brunswick Town Center Special Planning District No. 2, subject to final engineering approval and any other conditions imposed by Council – **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Ken Fisher*)

ORD. NO. 80-15 – Mr. Abella moved to suspend the rules, seconded by Mr. Ousley. Roll Call – Ayes – 6, Mr. Carl, Mr. Coleman, Mr. Abella, Mr. Capretta, Mrs. Hanek and Mr. Ousley. Nays – 0. Motion Carried.

Mr. Fisher stated that Planning Commission recommended the approval of the advised plat for South Lake Subdivision Phase 1. Residents from the South Lake neighborhood were notified and his understanding was there was no opposition at all. The reason for the emergency with suspension of the rules was to allow construction to commence what was left to this 2015 calendar year.

Mr. Abella moved to adopt, seconded by Mr. Ousley. Roll Call –Ayes – 6, Mrs. Hanek, Mr. Carl, Mr. Ousley, Mr. Abella, Mr. Capretta and Mr. Coleman. Nays – 0. Motion Carried.

ORD. NO. 81-15 – An emergency ordinance to advance funds – **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

ORD. NO. 81-15 – Mrs. Hanek moved to suspend the rules, seconded by Mr. Coleman. Roll Call – Ayes- 6, Mr. Abella, Mrs. Hanek, Mr. Ousley, Mr. Carl, Mr. Coleman, and Mr. Capretta. Nays – 0. Motion Carried.

Mr. Fischer explained that this was a temporary funding mechanism to provide funds from the general fund to the federal grant funds. They will be returned once grant reimbursement was received. In this case it was for two new federal grants that were received. One in the Fire Department to replace EKG's and AED's. The other one was for DUI check points and DUI enforcement through the Police Department.

Mrs. Hanek moved to adopt, seconded by Mr. Abella. Roll Call –Ayes – 6, Mr. Capretta, Mr. Coleman, Mr. Carl, Mrs. Hanek, Mr. Ousley and Mr. Abella. Nays – 0. Motion Carried.

ORD. NO. 82-15 – An emergency ordinance amending ordinances #106-14,#8-15, #31-15, #41-15 and #68-15 to include amendments to the appropriation budget for the year ending December 31, 2015 as incorporated in Exhibit "A" attached hereto – **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

ORD. NO. 82-15 – Mrs. Hanek moved to suspend the rules, seconded by Mr. Abella. Roll Call – Ayes – 6, Mr. Coleman, Mr. Carl, Mrs. Hanek, Mr. Abella, Mr. Ousley and Mr. Capretta. Nays – 0. Motion Carried.

Mr. Fischer stated that the budget amendments were discussed in detail at the Finance Committee earlier this evening. Exhibit "A" was the legal document as required by Ohio Revised Code. Exhibit "B" was provided for informational purposes only. It described all the detailed budget items by line items.

Mrs. Hanek moved to adopt, seconded by Mr. Abella. Roll Call - Ayes – 6, Mr. Coleman, Mr. Carl, Mrs. Hanek, Mr. Abella, Mr. Ousley and Mr. Capretta. Nays – 0. Motion Carried.

RES. NO. 83-15 – An emergency resolution authorizing the City Manager to purchase cardiac monitors, automated external defibrillators ("AEDs") and associated accessories through the state procurement program in an amount not to exceed $170,366.90 – **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Chief Baird)*

RES. NO. 83-15 – Mr. Capretta moved to suspend the rules, seconded by Mr. Coleman. Roll Call –Ayes – 6, Mr. Carl, Mr. Ousley, Mr. Abella, Mr. Coleman, Mr. Capretta and Mrs. Hanek. Nays – 0. Motion Carried.

Chief Baird informed that at the beginning of 2015 they applied for a grant for cardiac monitors. They were very expensive items. Their monitors were on their last legs of their lives. They received this grant and will be able to replace all of the monitors in the Fire Department the AED's were for the staff cars. The total purchase was $170,300.00, with $154,000.00 of that money came from the federal government. They only had to pay about $15,000.00. It brought the level of their care and equipment back up to where it should be. The reason it was an emergency was they had to purchase all of this according to the terms of the grant by the end of 2015. It was a tight time frame which was why it was an emergency with suspension of the rules.

Mr. Capretta moved to adopt, seconded by Mr. Coleman. Roll Call –Ayes – 6, Mr. Ousley, Mrs. Hanek, Mr. Abella, Mr. Capretta, Mr. Coleman and Mr. Carl. Nays – 0. Motion Carried.

RES. NO. 84-15 – A resolution authorizing the City Manager to sell municipal personal property not needed for any municipal purpose and credit the sale amount against the purchase price of one (1) IBAK/Rapidview Core Portable Mainline Sewer Inspection System from Jack Doheny Companies in an amount not to exceed $120,000.00 – **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Pat McNamara*)

RES. NO. 84-15 – Mr. Ousley moved this resolution to a second reading.

RES. NO. 85-15 – A resolution authorizing the City Manager to purchase one (1) ODB Trailer Mounted Vacuum Debris Collector from Old Dominion Brush Company, Inc., in an amount not to exceed $46,776.50 – **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Pat McNamara*)

RES. NO. 85-15 - Mr. Ousley moved this resolution to a second reading.

RES. NO. 86-15 – An emergency resolution authorizing the City Manager to purchase computer hardware equipment from CDW Government Inc. an amount not to exceed $69,581.48 – **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Rob Marok*)

RES. NO. 86-15 – Mr. Coleman moved to suspend the rules, seconded by Mrs. Hanek. Roll Call – Ayes – 6, Mrs. Hanek, Mr. Carl, Mr. Ousley, Mr. Abella, Mr. Capretta and Mr. Coleman. Nays – 0. Motion Carried.

Mr. Marok explained this was an emergency with suspension of the rules due to a power issue that affected the City Hall building about two weeks ago. This was a budged replacement. Unfortunately the loss of the array cost an accelerated time table.

Mr. Coleman moved to adopt, seconded by Mr. Capretta. Roll Call –Ayes – 6, Mr. Capretta, Mr. Coleman, Mr. Carl, Mrs. Hanek, Mr. Ousley and Mr. Abella. Nays – 0. Motion Carried.

CITY MANAGER'S REPORT:

Chief DeForest noted he has information from the City Engineer which was posted on the City's website. Residents were encouraged to visit the website for updates on road construction. The area of road construction on Grafton Road between North Carpenter and Hadcock, concrete will be poured on Thursday, October 1. Due to the high volume of concrete trucks present, in the southern most late it will be necessary to restrict the westbound traffic in the immediate are to local and emergency traffic only. Residents were encouraged to go around that area unless you live in that area or driving an emergency vehicle. The time on this will be from 7:00 a.m. to 5:00 p.m. when the concrete will be poured.

Also, Brunswick Civil Service will be posting and conducting a police entry test on Saturday, November 7, 2015. There was information on the website to contact Civil Service. The police department had a retirement coming up and anticipated hiring one police candidate in early 2016.

The Brunswick Police Department will be holding a Safety Days on Saturday, October 3 at Home Depot from 10:00 a.m. to 1:00 p.m. Everyone was encouraged to bring their children down to see police units, see SWAT units and possibly a canine unit. It was encouraged to dress appropriately for the rain, as just about every time this was held it rained.

ADMINISTRATIVE DEPARTMENTS:

Mr. Fischer stated Finance was basically working on the 2016 Budget Proposal. This evening the Finance Committee set the budget proposal to be on October 15 at 6:00 p.m. This will be worked on over the next three weeks to get the budget ready.

Chief Baird stated next week was Fire Prevention Week. He wished to acknowledge the hard work of the fire crews this summer and throughout the year. They had a number of injuries that have reduced the number of people available to do the work. Those that have been doing the work have worked extra shifts and have worked very hard. They did a tremendous job. He publically wanted to thank them. He acknowledged Assistant Chief Barber. He was the one that facilitated the grant and was responsible for the $154,000 coming into the City.

In addition, the Fire Department will be at the Home Depot Safety Days on October 3. They will have a ladder truck down there and will do some demonstrations. They will probably bring in a helicopter. Also, October was Breast Cancer Awareness month. If you see the guys running around in pink shirts, they were wearing them to support Breast Cancer Awareness month.

Mr. McNamara noted that this week the Service crews completed the annual Branch Chipping Program. He appreciated the patience of the residents as they moved through the City. He thanked the crews for working through tough conditions in particularly with the Grafton Road construction. He appreciated their efforts.

OPEN FORUM:

Roberta Pace of 4628 Baywood Drive – Ms. Pace no longer wished to speak under open forum.

Darlene Brown of 4523 Grand Lake Dr. #102 – Ms. Brown no longer wished to speak tonight.

Terry Lornner of 1685 Stoneybrook Lane – Mr. Lornner wished to speak about the busses. He did not like some of the drivers that come out of Medina. He said many of them at the towers did not like them either. He thought if BTA went to Medina County the City would be up a creek. He wished to relate an experience that happened one time to him. One driver went by and he did not see it. He was standing there for a half hour. He called her a liar, but he had two witnesses to prove that she was there at twenty after the hour not twenty to the hour. She kicked him off the bus. He stated he went willingly. He stressed that she better not ever try it again. He noted that we have some good drivers. However we get one every once and a while and Council did not hear about it because it was hidden. He was speaking out because of it. One time, she called another bus to pick him up. He noted that he has been told that he could sue that gal as she cannot throw a handicapped person off the bus. He reiterated that it better not happen again. He was not the only one that she has thrown off the bus.

On another topic, he stressed that he wanted Council to ride the bus as every bus rattled like a trap. A person could not even think straight in the bus because of the streets. He asked for volunteers.

Mr. Capretta volunteered to ride the bus with him.

Mr. Lornner advised he will give Mr. Capretta his phone number and Mr. Capretta can call him to let him know when he could ride the bus.

Again, he said Grafton and Hadcock were very bad roads to drive down. He asked when the new busses would be used.

Vice Mayor Carl informed him that his five minutes were up at this time.

Darrel from 4291 Beverly Hills Drive – He did not wish to speak at this time.

Robert McCafferty of 3576 Monterey Circle – Mr. McCafferty stated tonight one of the Medina County Transit drivers of eleven years and with two years as supervisor was in the audience. She was retired and she has not noticed any change in the past two years. Hopefully, the eight million dollars the City will spend on road improvement will improve the life expectancy of the suspension on the busses. Once there was a merger, he doubted if Brunswick Transit buses will only run in Brunswick. He did not know the deal being sought, but in three years from now it won't happen.

Also he wanted to know about the bond taken from Brunswick Area Television funds and used for the cable surrounding Medina County. He read that it looked like they were in the red now. He wondered when the City would receive their bond back. It was somewhere between $250,000 and $1.5 million.

He also mentioned there would be another ten to fifteen people in the audience if the BTA was running after 7:30 p.m. He pulled in about 7:15 p.m. and the bus was going to the barn. People who did not have a car or a friend to bring them were not able to come to a Council Meeting to speak. He suggested the bus should go all around Brunswick and bring those people in to the Council Meetings.

Don Stask of 4093 Beverly Hills Drive – Mr. Stask stated that one of the biggest things the people wanted to know was exactly where did the City stand with BTA after the closed door meeting tonight. These were the type of meetings they talked about with Mr. McNamara the last time they were here on the 17th. The closed door sessions and the meetings with Mike Salamone were where a lot of promises have been made. Talks about changing hands between Brunswick and Medina that the people were not being made aware of took place. Either they were rumors or flat out lies. They needed to talk to the city officials to find out where BTA stood in relation to Brunswick versus Medina.

Vice Mayor Carl explained that this was Mr. Stask's five minutes of time. He suggested everyone could answer his questions after he was done talking.

Mr. Stask noted after standing out in the hallway waiting for the meeting to end to come into the Chambers they heard of the possibility of Mr. McNamara leaving. If so, how did it figure into the buses, the bid packages, or any promises that have made to Medina County Public Transit? Someone before asked if anyone had rode on the bus and only one Councilman said he would take the opportunity to do so. The Council did not realize what those busses were like. They did not know the condition they were in or how they rode on the streets. They jostled the senior citizens and special needs kids around. He did not think that Council cared. He pointed out that BTA has been a sore subject for quite a while since Rose had it. They have asked simple questions as to why Council did not ride the bus. He suggested they come out to see what it was like. In his opinion, they were getting false promises from Mr. Salamone and his free tokens and free rides for seniors. He saw many older people in the room. He stated their parents told them that there was nothing in this world that was free. However, here Mr. Salamone was trying to push it on the seniors of the free rides. These seniors did not need free rides. They needed dependable, affordable transportation. They had it with BTA when Rose had it. He will be the first to say that Rose did not manage it properly. Now, if Rose could she would say the same thing. She had many problems because she had to work with Skip and BTA budgets. They needed dependable transportation. He thought Council had relatives that would eventually need those buses. They will need some form of dependable transportation. Medina County will not give it to Brunswick. They were having their own problems in Medina financially, with ridership, and with the records. They have padded it with figures and Brunswick listened to what they had to say.

Continuing, he noted that Spike provided a petition with 250-300 names that he obtained in front of Drug Mart. This was only one individual who was losing his sight that sat there to obtain the signatures. If each Councilman did this or go into their wards they would have at least 250 people coming up saying they needed the buses. Without the buses the City will need all the cardiac equipment they can get, because these people will not be able to get to their doctors. They will have their heart attacks in their homes.

At this time, Vice Mayor Carl informed Mr. Stask that his five minutes were up.

Mr. Stask noted that the rates were going up. The articles in the paper said the rates were going from $ .25 to $ .50 up to $1.50. They were going up beyond $1.50. They were going in some cases to $4.00 per person per ride.

Council granted Mr. Stask a few more minutes to speak.

Mr. Stask noted that if someone went to four or five stops that would be $4.00 every time they went. This was a lot for these people. He stressed before a decision was made to please talk to these people.

Vice Mayor Carl informed for the record that this body has never discussed BTA in a private meeting. The meeting in the back room tonight was open to the public and anyone could come in to listen to it. The part when everyone had to go out was for an executive session on the purchase and sale of property. Public was not allowed into the executive session.

Mr. Stask advised he was not sure what was involved with all these sessions. He stated that he did know there have been meetings between Brunswick officials and Medina County that were not public meetings.

UNFINISHED BUSINESS: There was none.

NEW BUSINESS: There was none.

ADJOURNMENT:

Mr. Ousley moved to adjourn, seconded by Mr. Capretta. Roll Call –Ayes – 6, Mr. Capretta, Mr. Coleman, Mr. Carl, Mrs. Hanek, Mr. Ousley and Mr. Abella. Nays – 0. Motion Carried.

There being no further business, the meeting adjourned at 8:30 p.m.

Respectfully submitted,

Barbara J. Ortiz, CMC
Clerk of Council

Vincent Carl

Vice Mayor Vincent Carl

Adopted

October 1, 2015

TO: CITY COUNCIL
FROM: CLERK OF COURTS
RE: MONTHLY REPORT TO COUNCIL PER O.R.C.
FOR THE MONTH OF SEPTEMBER 2015

WAIVERS/
COURT/BONDS

DEPOSITS (September) 53,915.98

DEBITS (September) ($53,310.98)

Checks to be written in September:

Treasurer State of Ohio	$ 8,861.00
City of Medina MIATF	$ 200.00
City of Medina IDATF	$ 268.00
City of Brunswick Finance Dept/Police Fund *	$ 43,388.98
Misc Checks (bond refunds & transfers/restitution)	$ 593.00
TOTAL for the month	$ 53,310.98

*Check includes amounts to: Court Computer Fund and Education & Enforcement Fund

Service Charges/Fees for prior month $ 1,273.02

MAYOR RONALD FALCONI

Teresa Beno

TERESA BENO, CLERK OF COURTS

Medina County leaders make 2016 GOP convention plans

Filed on September 17, 2015 by Katie Anderson
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A group of county officials, economic development leaders and chamber of commerce members are beginning to plan for next year's Republican National Convention, which will be coming to Cleveland in July.

The Medina County Collaborative Attraction Network was established to help bring business to Medina County hotels, restaurants, meeting facilities, shopping areas, attractions and other venues during the convention.

"We wanted to make sure Medina County was a part of the RNC and bring in some of those convention dollars to the county," said Dan Hostetler, director of the Medina County Convention and Visitors Bureau. "We want to see it as a larger picture for promoting Medina County."

Hostetler said Medina County had a promotional booth at the nationally televised Republican debate in August in Cleveland. He said that while many of the delegates for the convention will stay in downtown Cleveland, many Medina County hotels already have been booked for the convention next year.

"We want to see what business we can bring to the area and what we can offer to those who will already be staying here," he said. "If there's a way to do something in downtown Cleveland, we may have a booth or something, but we're not sure if that will be a possibility because there are a lot of 'ifs' out there."

Medina County Commissioner Tim Smith, one of the organizers of Medina County CAN, is responsible for the acronym and helping to get the organization started.

"We've kicked around a bunch of different ideas for a one-day festival and are zeroing in on some of the unique things in the county that we could showcase," Smith said.

Hostetler said that if they choose to have a festival during the week of the convention, it would probably be "split so that the three major communities — Brunswick, Medina and Wadsworth — would be able to do their own thing."

Smith said that the group also might publish a single-issue, advertising-funded magazine highlighting the county's attractions and businesses that could be passed out at the convention.

In a news release introducing Medina County CAN, the organizers gave businesses directions for how be put on the RNC supplier list, which will be a reference to attendees with information on attractions, restaurants and hotels in the area. To be included on this list, visit www.2016CLE.com, and click "become a supplier."

Smith said he hopes the CAN initiative will bring plenty of business to the county next year and that it will act as a "stepping stone" to a much larger and long-term economic development strategy for the county.

"Overall, I have a goal of having a group we can call on when we want to attract anything from businesses to major events to the county and that will represent all different aspects of the county," he said.

After the RNC, Smith is hoping to “morph” Medina County CAN into Momentum Medina County, a team of county, city, business and economic development leaders who would spend time focusing on ways to “move Medina County forward.”

ECONOMIC DEVELOPMENT

September 21, 2015

IN ATTENDANCE: Chairman Vincent Carl, Committee Member Patricia Hanek, Committee Member Anthony Capretta, Community & Economic Development Director Grant Aungst, Finance Director Todd Fischer.

The meeting convened at 6:17 p.m.

DEPARTMENT NEEDS:

Mr. Carl informed Mr. Aungst there is funding available for the department from hotel fees. Mr. Fischer explained some of the funds have been used for economic development purposes. Mr. Carl asked what needs would be helpful for the department.

Mr. Aungst had a list of items; he presented three that would be of most importance; two were software programs and the other is an automobile for the Economic Development Director position. The most important need from a safety and liability standpoint for the City is the vehicle. Currently Mr. Aungst uses his own private vehicle, he is representing the City in his personal vehicle which was not made in the states, and he has heard comments from some people about that. He noted it would boast well as a community for him to be in an official vehicle along with the fact it would reduce the liability for the City if he was in an accident. Also if it was purchased locally it would be supporting local commerce. Mr. Aungst has looked at state bids and a local dealer, which the local dealer has offered to meet the state bid.

Mr. Capretta asked about leasing a vehicle.

In response, Mr. Fischer noted leasing was not the most cost effective.

Currently, Mr. Aungst noted he gets reimbursed mileage at $.31 a mile which is not the federal rate and on average he is losing between $175.00 and $250.00 a month depending on where he is traveling.

Mr. Aungst explained the software programs; Xceligent is a modest cost and the program focuses on real estate analysis, and it is being used quite extensively in northeast Ohio; the cost is $3,000 a year plus and initial set up charge of $250.00 for the first year. The other program is Buxton which is a very complex detailed software organization that deals with targeted marketing of their program for communities in the service and retail sector. One of the advantages of Buxton is to team up with a developer that has it or is willing to fund some of it. The cost of the program is $50,000 a year; with that his recommendation would be to find a developer that has the software and partner with that developer.

Mr. Carl went back to the vehicle and asked what type of vehicle he was looking at.

Mr. Aungst was considering the Jeep Patriot it was under $20,000 it was reasonably priced, has a good reputation, and would service well.

Mr. Fischer explained this was presented at a Finance Committee meeting and the instruction he was given by the Finance Committee was to take the budget amendment out and there would be further discussion at a Committee of the Whole meeting. Mr. Fischer knew of some internal discussions that have taken place for 2016, however if this is going to happen in 2015 there has to be a budget amendment. Currently this is not in the budget, and Mr. Fischer needs direction.

Mrs. Hanek advised a member of the Finance Committee suggested the City Manager come to a Committee of the Whole meeting to give his rational.

Mr. Fischer reiterated it is not currently in the budget, and he needs direction on the budget side.

Mr. Aungst mentioned since he started four and a half months ago he has put over 2,000 miles on his vehicle, some of those miles he put back on the City and some he has not.

As a point of clarification, Mr. Carl stated if a vehicle is purchased for Mr. Aungst, the vehicle cannot be taken home.

Mr. Aungst was aware of that, and stated that was not his intent. He mentioned he attends a lot of meetings in Medina.

Mr. Fischer advised the plus and minuses were discussed in the Finance Committee.

There was some mention about other departments using the vehicle when it is available, and Mr. Aungst had no objections when he was not using it.

There was some discussion on funding; Mr. Fischer advised there were sufficient funds in the Economic Development budget for capital purposes. However, Mr. Fischer will need direction if the funding is going to come from other than the Economic Development budget.

Mr. Carl interjected if it is going to be an Administrative vehicle the cost should be shared.

Mr. Capretta commented the vehicle was important.

Mr. Carl reiterated if the vehicle is going to be shared then the costs and the vehicle should also be shared. Although not guaranteed; Mr. Carl thinks Council will go along with the purchase if the car and the costs are shared.

Mr. Aungst indicated he was fine with sharing the vehicle, he mentioned with his dual roles in the City there are times he is in the office and other times when he is out.

Mrs. Hanek mentioned the importance of being prudent with expenditures; she mentioned the safety levy renewal is on the horizon and it is important that it passes.

Mr. Capretta commented the vehicle was also important.

Mr. Carl noted it has been a number of years since vehicles have been purchased.

PROJECT UPDATES:

Mr. Aungst commented the economy of Brunswick is moving along with cautious optimism, the City continues to attract good interests for manufacturing and service businesses, although the City is remaining a little light on retail and dining facilities. He has been visiting with many businesses throughout the community; recently a workforce development program was hosted in collaboration with Medina County Economic Development Corporation. He has also been attending the Medina County Economic Development Corporation board meetings, and the Northeast Ohio Development Exchange speaking with educational teams about state funding for federal grants. He has been working with the entire community along with his counterparts for the planning of a program called "Made in Medina" to take place November 6 at the Medina County Fairgrounds, the speaker will be Googles futurist. He will be attending training days focused on economic development strategies to help attract and maintain businesses.

He mentioned there has been interest in the service industries along the two major corridors; he is also working closely with the community businesses and schools. He is also working with a group called *CAN* (Collaborative Attraction Network) focusing on the dollars that will be rolling in from the GOP next year.

Mr. Carl interjected that Mr. Smith from the county wants to come in and talk about CAN, and mentioned it was pressing.

Mr. Aungst noted it was not pressing, and it was well in hand.

Continuing, Mr. Aungst mentioned the administration continues to work on the pending hotel; All Construction has been approved for an addition which will add up to another 22 full time jobs in the community. Hopefully Antonio's will be breaking ground within the next month, also he noted there has been a high interest in skilled and senior living facilities, and an interest in offices throughout Medina County adding additional space within Brunswick. Mr. Aungst advised there were a number of companies looking for space in the City which was positive and looking very favorable.

Mr. Aungst also mentioned he is a certified Lean Ohio participant; he can look to apply for a grant to help improve efficiencies within economic development and building. The City is eligible to apply for a grant up to $100,000 through state funds.

Additionally, Mr. Aungst advised he has been attending the Chamber of Commerce meetings, had interesting discussions with real estate developers on interesting projects, and has been meeting with the current businesses doing retention calls.

Mrs. Hanek mentioned seeing a recent article in the *Gazette* about a Medina Manufacturing Expo; she asked if he was present at that, she saw Mayor Falconi in the picture but not Mr. Aungst, she thought Mayor Falconi was the only representative.

Mr. Aungst indicated he was present and was in the audience, he noted it was the press kickoff for the Made in Medina program; he explained how that program works. He noted with the large industrial base here Brunswick will be a key player with many of the companies participating.

Mrs. Hanek expressed she would have rather seen Mr. Aungst in the picture instead of seeing the Mayor who is ceremonial. She noted people need to know the City has an Economic Development Director and who he is.

Mr. Aungst reiterated he was there he is on the committee and he will take note of that for next time.

In closing, Mr. Aungst addressed some questions that came up from the last committee meeting. He addressed Hickory Ridge Plaza; the owner is in New Jersey and is an absentee owner. Recently, the plaza has been cited for major fallacies and procedures are being followed. Mr. Aungst indicated the Administration reaches out to the owner on a regular basis to work on some of the concerns and issues; however that did not mean the calls are returned on a timely basis.

Mr. Capretta mentioned the parking lot has been addressed in portions.

Mr. Aungst indicated sections of the roof are falling in, there have been reports of juvenile behavior within the facilities which have been addressed, he noted the plaza is on everybody's radar screen. He noted most importantly the City wants Hickory Ridge to be a viable successful area for the community.

Mr. Aungst also mentioned a Thai Restaurant opening on Pearl Road.

The redevelopment of Laurel Square is proceeding which is going to be done in phases and the owner hopes to be done within a year and a half.

ADJOURNMENT:

There being no further business, Mrs. Hanek moved to adjourn at 7:00 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

Vincent Carl

Vince Carl
Chairman

SERVICES, UTILITIES, TECHNOLOGY & CABLE COMMITTEE

September 17, 2015

IN ATTENDANCE: Chairman Brian Ousley, Committee Member Patricia Hanek, Service Director Patrick McNamara, Dave Kidder of Republic Waste Services, Mike Salamone of Medina County Public Transit, Scott Miller, Residents (Attached List).

The meeting convened at 5:32 p.m.

Mrs. Hanek moved to excuse Mr. Johnson for just cause until he arrives at a later time. Vote – 2 Ayes, 0 Nays.

Mr. Johnson arrived at 6:30 p.m.

REPUBLIC WASTE SERVICES – DAVE KIDDER:

Mr. Kidder was here this evening to discuss curbside recycling. He mentioned that over the years different options have been looked at for residential recycling specifically because disposal costs continue to escalate and there will be fewer landfills available for trash disposal. He noted the landfills may be larger than what the population is accustomed to and will be further away from the population.

He noted between Cuyahoga, Lorain, and Medina counties there is only one landfill to take solid waste to. In Lorain County the landfill takes in 1.4 million tons a year from the west side of Cuyahoga County and Lorain County. Mr. Kidder noted what has to be looked at are ways to be cut the waste and cut costs, because costs will continue to rise for the cities and ultimately the costs go up for the residents with disposal costs continuing to escalate.

Mr. Kidder noted the most convenient and easy way for residents to recycle is with a recycling cart to reduce trash at the curb. He noted in one year a household with no accessible easy method of recycling generates more than one ton of trash. He mentioned the current recycling drop off locations in Medina County where people are asked to take their recyclables to a specific location, however the way to significantly increase recycling is to make it simple, and make it curbside like trash pickup, where nothing needs to be separated or bagged just put in the container.

Mr. Kidder explained the cart program, he noted in 2006 between Lorain and western Cuyahoga County there were no carts in front of homes, today between Lorain and western Cuyahoga County there are 135,000 recycling carts at the curb.

Mr. Ousley had a question about the size of the cart, and Mr. Kidder described the size of the cart and pointed out the size of the carts wheels.

Mr. Ousley brought up the issue with the size of the carts and elderly residents having an issue with pulling them to the curb.

Mrs. Hanek interjected her elderly petite mother in law is able to pull the cart to the curb.

Mr. Kidder also responded to Mr. Ousley, he noted it may look difficult but it is not, he noted the carts roll easily even on gravel driveways.

Mr. Kidder also noted the carts are supplied at no cost to the residents, Republic Waste maintains the carts if they need replaced they are replaced at no charge to the resident, and the carts are guaranteed for ten years by the manufacturer.

Mr. Kidder advised no decisions were being made tonight, and he would be happy to have a cart delivered to City Hall for residents to look at.

Mr. Ousley indicated this is going to be up to the residents if this is going to be done or not.

Alyce Hanlon of 4445 Glenbrook Drive – Ms. Hanlon stated she lives in an apartment building and she asked if this would pertain to apartment buildings.

Mr. Kidder advised they would have to talk with the building management; although carts can be made accessible to apartment complexes.

Mr. Carl asked about cost if left how trash pickup is now or if it was cheaper to use the carts.

Mr. Kidder did not have those figures available this evening; however he noted the City and the residents would save money going to curbside recycling because less would be going to the disposal site.

Mr. Ousley thanked Mr. Kidder for addressing the committee.

DISCUSS PROPOSED MERGER WITH MCPT:

The meeting was opened up for questions from the audience.

Alyce Hanlon 4445 Glenbrook Drive – Ms. Hanlon stated she has no transportation except for the bus, currently it was affordable but when Medina County Public Transit takes it over it will be more expensive and she will not be able to afford it, when it's going to be $2.50.

Mr. McNamara was not sure where the $2.50 figure was coming from; he noted that is what Medina County Public Transit was currently charging. However, nothing was set in stone and those types of issues were negotiating points for a merger.

Mr. McNamara mentioned his job is to do a financial analysis to see what the most cost effective way is to deliver services, and he pointed out the federal allocations were going down every year and the cost for services was going up every year. Additionally, he pointed out the City of Brunswick has never increased rates and the bus service started in 1987, consequently the City has to absorb the costs from the general fund or income tax dollars as a service to the residents. Again, Mr. McNamara stated when you look at the graphs and the allocations from the federal government are going down and the costs increase because of maintenance and fuel costs someone has to bear the costs.

Ms. Hanlon noted RTA has a bus that comes into Brunswick, and she asked if Medina would allow that. She also mentioned Lake County having a wonderful bus system and it cost $1.00 to go all the way around Lake County.

Mr. McNamara explained the City gets their money from the federal government as a pass through from NOACA to RTA and that is from an agreement dating back to1987. He indicated the current allocation to the City is approximately $280,000. He explained the 251flyer formerly the 451flyer goes to downtown Cleveland three times in the morning, and back to Brunswick three times in the afternoon, the annual contract with RTA for that is $51,000. Mr. McNamara mentioned that back in 2007 or 2008 he and Mr. Carl went to the City of Cleveland and lobbied to continue that service, at that time RTA indicated if the City wanted to keep the service they would have to pay for it. From that point on the City has been paying for the service out of the general fund, and that bus services approximately29 people and it costs the City $51,000.00.

Mr. McNamara stated City Council has to deal with making tough decisions; the Administration makes the recommendations to City Council to make the financial and political decisions.

Ms. Hanlon asked if Medina County Public Transit takes over if they would have to deal with the 251 flyer.

To that Mr. McNamara indicated they would, and Mr. McNamara would make a recommendation to City Council to continue the service for one more year and possibly then go out for a RFP (Request for Proposal) to continue the service as currently offered to allow the City to continue negotiations.

Mr. McNamara explained the deadline is December 31, 2015, at that time both the contract with the county and with RTA will expire. He explained the RFP process and time line.

Ms. Hanlon stated the fact of the matter is financially Brunswick did not want the buses anymore.

Mr. McNamara stated that was not true, he stated it was a wonderful service that the community provides. He noted if it goes to Medina County, it would bolster both the county system, and the City system. He explained there are funding streams that come through the federal government available to the county and not available to the City, and that is due to the agreement from 1987.

Mike Salamone – Medina County Public Transit - Mr. Salamone explained Medina County Public Transit has multiple transit services; one service is the deviated fixed route similar to what the City of Brunswick has presently that rate is $1.50 per trip. There is also an on demand service where you call for a pick up at your home to take you to a destination, for the general public that cost is $4.00, however for the elderly or disabled it is $2.00. Additionally, Mr. Salamone explained Medina County Public Transit has multiple contracts; one is with the Office of Older Adults the senior has to sign up with the Office of Older Adults, and the trips on the fixed routes in Brunswick would cost the senior nothing. The Office of Older Adults gives ten tokens a week for that.

Mr. Ousley asked what the cost would be if they needed to ride the bus more than that.

Mr. Salamone responded it would cost $1.50 at that point.

Mr. Salamone explained the on demand policy; he advised the Office of Older Adults will pay for certain types of trips for seniors; medical appointments, public benefit or social service agency appointments, grocery store trips once a week, nutrition centers, senior service centers, adult day cares, banks once a week, and drugstores, and he reiterated those trips would not cost the seniors anything. Mr. Salamone advised if Medina County Transit takes over, the routes would stay the way they are and they would be fixed routes, and if the person is signed up with the Office of Older Adults it would cost them nothing to ride.

Mr. Salamone advised they have contracts with other agencies also that offer assistance.

Jackie D'Achille 1685 Stoneybrook Lane – Ms. D'Achille asked about bids, she wanted to know why Medina County Transit would not bid instead of the merger. She noted that way Medina County Transit could compete with others that want to put in a bid.

Mr. Salamone advised they did put in a bid and have been running the system.

Ms. D'Achille interjected the contract will be over the end of December, so why not put in a bid instead of taking over Brunswick, to her it sounded like no one else was being able to bid.

Mr. Salamone advised this conversation has been ongoing for about 18 months, and one of the reasons for the conversation is the Federal Transit Administration would like smaller systems to move into larger systems. Additionally, Mr. Salamone stated that Mr. McNamara cannot go out and get grants for buses; instead he has to go to NOACA, to Cleveland RTA and beg for money to replace the buses. He stated Medina County Public Transit has the opportunity to go after multiple grants and 99% of the time they are successful so they can replace the buses.

Ms. D'Achille asked about people that want to bid for a small community like Brunswick and leave it a small community. She mentioned the senior citizen buildings going up and more seniors need the bus than anybody else, and it would be nice to keep it as a small community. To her what Mr. Salamone was talking about grants he is pushing out anybody else who might want to bid.

Ms. D'Achille continued stating she takes the bus to her doctor visits, she calls within two weeks of the appointment and she has had to cancel her appointments because when she calls the day before she is informed they have no record of her ever calling, and because of that she has to call and cancel her appointment and that has happened many, many, times to her. Further, she stated she has waited outside for the bus and they never show up. She stated they are not accommodating her. She also gave an instance when the bus came 15 minutes early to pick her up from her doctor appointment it did not stop or wait and it would not turn around to pick her up, she waited hours before a bus came back to pick her up from her appointment.

Mr. Ousley stated that was unacceptable.

Mr. Salamone explained the way the transit system works is by priority, people with disabilities get rides first, second on the list is with those they have contract with such as the Office for Older Adults. Mr. Salamone concurred with Mr. Ousley about it being unacceptable and if he was called he would have taken care of it.

Darlene Drum 4523 Bradley Drive – Ms. Drum advised her son is in a wheelchair and he has also been left at doctor appointments in Medina in the cold, this is unacceptable and it seems like there are just excuses and no accountability.

Mr. Salamone stated there are no excuses and it is not acceptable and he indicated he will work with the dispatchers. They have been told not to turn around and go back for appointments if the driver waits the ten minutes. When a bus comes to a stop they are supposed to open the doors, he noted part of the problem is not having enough staff; however he will be having supervisors out on the road.

Ms. Drum also mentioned she was willing to help out with trying to get grants for the BTA, she advised there are ways to get grants for transporting seniors.

Mr. Salamone explained the issue with BTA not being able to obtain grants goes back to the contract with GCRTA; the City cannot receive 5307 funds which means they cannot go after federal funds. Mr. Salamone advised the BTA has to go through the GCRTA for grants. Mr. Salamone noted when the BTA received the buses in 2010 they were from stimulus funds, and the money came through GCRTA.

Ms. Drum also wanted to know how this was going to affect the high school students that are being sent out on work study programs and have to take the bus.

Mr. Salamone advised it would cost them $4.00 to ride the bus each way.

Ms. Drum asked how high school students are supposed to afford that.

Mr. Salamone indicated he would have to work with the school system to get a contract he indicated he has had contracts with other school systems in Medina County, if the schools are willing to pay then it would not cost the students anything.

Sue Kuzen 3861 Hadcock Road – Ms. Kuzen stated the bottom line is the people in Brunswick do not want a merger, the people in Brunswick want buses that are supposed to have already been ordered. She noted Medina County Transit has not been responsive to the people of Brunswick.

Further, she stated the buses running now need repairs for safety measures.

Mr. Salamone indicated the City of Brunswick does maintenance on their buses.

Mr. McNamara explained the buses are up to 60,000 miles over their service life right now, he indicated in December 2014 he went to the transit council at NOACA and asked that board for $180,000 to purchase three new buses, the board voted yes, and the measure passed by motion, and he is still waiting for the money. He indicated the money comes from the federal government; the City does not have that money in the general fund unless City Council wants to appropriate $240,000 for the purchase.

Someone from the audience told Mr. McNamara he had money to buy new buses for Medina, and she noted in Lake County they buy used school buses.

Mr. McNamara stated Lake County and Medina County have different pools of funding that the City of Brunswick cannot access, it was the way the agreement was with the federal government.

An audience member asked how he got the new buses for Medina.

To that Mr. McNamara stated the City did not get new buses for Medina, he did not know where that information was coming from, but he was interested in knowing. He stated Medina purchases their buses from their pool of funds, and the City would only purchase buses for the BTA.

Again, the audience member asked when the last time was the City bought buses for Medina County.

To that, Mr. McNamara stated the last time the City purchased buses was in 2010 with ARRP money which was federal stimulus money that came down through RTA from the federal government and they were purchased at no cost to the City.

The audience member stated Brunswick is the biggest City in Medina County, and she heard there were new buses.

Mr. McNamara was here to dispel the rumors that circulate through the ridership, Mr. McNamara invited anyone to call him any time, and he will tell them what the truths are. Mr. McNamara stated he makes recommendations based on research to the elected officials and the elected officials make the financial decisions. Mr. McNamara echoed what Mr. Salamone stated that they have been working on this for 18 months, and there were no secret meetings, all the meetings are published and have minutes attached.

The audience wanted to know where the meetings are published.

It was noted by Mr. McNamara the meetings are posted in the daily *Gazette*, also NOACA meetings are published, Medina County Transit meets bi-monthly, and they are also public meetings and published meetings. Mr. McNamara stated private closed doors meetings are against the law, and that is not done, the meetings are open door meetings.

Ms. Kuzen stated the bottom line is in Brunswick they do not want a merger, she noted there was an individual who tried to get a petition started, and every place chased him away.

Mr. McNamara did not know nothing of a petition or what the initiative was for the signatures, nor did he know what places the individual was chased away from.

Terry Lannen 1685 Stoneybrook Lane – Mr. Lannen said he was at Drug Mart and had 65 signatures and then the manager came out and told him he could not do it, when he asked why he was told it was not allowed. He said for the last two years he has been stopped from going out and getting signatures.

Mr. McNamara stated the City cannot force a store owner or property owner to do something.

Mr. Lannen wants a meeting set up where he can get in.

Mr. McNamara stated there have been meetings the Service Committee discussed the possible merger, but nothing was being rushed into. The Administration knows it is a touchy situation. Mr. McNamara stated he was a transit advocate, he heard people saying that he is not a transit advocate and that is not true.

Don Stask 4093 Beverly Hills Drive – Mr. Stask asked Mr. McNamara if he still had the vouchers for the new buses in his office.

Mr. McNamara asked what vouchers, he stated he has a proposal from Meyers Equipment to purchase, and he has minutes from the meeting where the transit council authorized that allocation to BTA.

Mr. Stask asked what happened to the monies from the vinyl wraps on the buses because the money generated from that was supposed to go towards the new buses.

Mr. McNamara advised that money was in a line item for capital purchases, and that would be the matching number to complete the purchase. He stated Brunswick did not have any capital set aside for the BTA; the advertising revenues create a flow of cash to allow for capital purchases.

Mr. Ousley reiterated the money from the wrap is put aside so the City will have matching funds to buy the buses; the money is put to the side and has not been spent.

The biggest concern Mr. Stask has is with the bid package that has been extended to Medina County year after year, he stated the last bid package was signed by Mr. Zienkowski, and he wanted to know why bid packages have not been issued since that time, but extensions are being signed. He wanted to know why bid packages were not sent out to newspapers other than the *Gazette*, why not send bid packages to Toledo, Youngstown, or Akron, for their newspapers to place advertisements in their papers for people that want to get into the transportation business in Brunswick. He stated nothing was going to come from advertising in the *Gazette*. Mr. Stask stated nobody in the room thinks Mr. McNamara is serious about the buses, and if he is he needs to get a bid package together and let it fly into the different areas. He also stated Mr. McNamara and Mr. Salamone have gone through a series of meetings that have not been open to the public.

Mr. McNamara interjected that was a lie, and he will show Mr. Stask the minutes of the meetings.

Mr. Stask stated it was not a lie, he noted anytime there was a touchy subject on BTA they run into their closed sessions.

Again, Mr. McNamara stated that was a lie.

Mr. Stask wants to see bid packages.

Mr. McNamara indicated the system is so small that a transit agency was not going to come in and run it, he asked Mr. Stask if he wanted to see the system from Ashtabula come in and run it when there are local people doing it now.

Mr. Stask continued with comments about Medina being awarded the bid and the companies outside the area that put in bids were rejected, and after the time was up the contract keeps getting extended again and again and now the City is on the verge of losing the bus service.

Mr. Stask stated if Medina takes over the bus service everyone should be fired because they have no interest in the people, the senior citizens, the special education kids, or anybody else that uses the buses. He noted there was a problem way back when Skip Trimble was City Manager.

Mr. McNamara explained how federal funding is derived at and how for the last two or three years they have said the funds for transit are drying up, and the City is trying to make financial sense out of it to keep the system alive.

Personal attacks were being made against Mr. McNamara by audience members, and Mr. Ousley stated they were not here for personal attacks, and they could leave if they were here for that.

Mr. Stask advised the Administration and Council do not ride the bus. He stated there is a problem in Brunswick with a lot of the funding going into a general fund, Skip Trimble did it, and so did Mr.

Zienkowski. He noted when Rose was here not all the money got to BTA that was needed, when the buses needed tires Rose bought them out of her own pocket to keep the buses safe for the people.

Mr. Stask stated he pities the senior citizens if the bus system is given up to Medina.

Mr. Ousley brought up the Senate Drive Act; it is a six year bill that offers only between 2 and 3 years' worth of funding. He echoed Mr. McNamara that the money was going to dry up, it has already happened in state government; the City does not have the money coming in that they use to have.

Lou Daley 6078 W. 54th Street – Parma – Mr. Daley asked if there was a way to generate funds to keep the system for the residents and use it as a plus for the City to bring people into Brunswick. He advised he lives in the City of Parma, but this system can be a plus for the City of Brunswick, instead of giving it away.

Mr. McNamara interjected the City was not giving it away; there has been some discussion about developing a regional board. Many of the decisions about public transit are political, and to remove the political decision makers a regional board is created. He stated currently there is no dedicated money stream for Medina Public Transit or for the BTA. Mr. McNamara advised thirty years ago when the agreement was made there was a lot of money coming from the federal government.

A comment was made from an audience member, he said this is the most he heard Mr. McNamara talk in three years, and the people want to be involved in the decisions being made, instead of just talking to City Council. This individual is a bus driver and he knows the problems the seniors have, he knows Medina is going to come in and take it over and raise the rates.

Mr. McNamara noted he makes a recommendation and the political people make the decisions. He noted the people need to speak to their Council representatives.

At this time the members of Council that were present stood up and were introduced to the public.

Dennis Bowen 4291 Beverly Hills – Mr. Bowen commented due to the conditions of the roads he lost two cars and is forced to take the bus to work in Medina, however he cannot get back on the bus because it is after hours. He did give credit for the road work that was done.

Mr. McNamara noted the road levy was passed and this was year one of ten, each ward gets allocated $200,000 a year which is not a lot of money.

Comments were made about dispatch, complaints about waiting for a bus. An explanation was given about the deviated fixed routes.

Stephen Williams 1749 El Dorado – Mr. Williams asked if Medina Transit System was failing.

Mr. McNamara advised he would not want to make a merger agreement with a system that is not solvent, at this time he introduced Scott Miller, county administrator.

Mr. Miller explained the system lost a substantial amount of money when they were reclassified to the current system, he explained how the funding is received, he also explained fixed routes and deviated fixed routes, and funding that is received for routes.

The audience member noted the buzz is that Medina system is failing too; he asked when their contract was up.

It was noted by Mr. Miller that they run Medina City route MCPT does not have a contract with the Medina City.   He noted Medina City does not have their own transit system like the City of Brunswick has.

Mr. Lannen wanted one thing answered he asked about the veterans that ride the buses, he has to catch the RTA. He wanted to know what was going to be done.

Mr. Salamone explained once again about the contracts that Medina County Public Transit has with various groups that the City of Brunswick does not. Medina County Public Transit has a contract with the veterans. Clients are picked up by Medina County Transit and taken to the Medina County Veterans Office and then a van takes them to the downtown office for their appointments, and when they come back into town they call Medina Public Transit to come pick them up to take the clients home, if it's to Brunswick, Medina, Lodi, wherever they need to go.

It was reiterated by Mr. Ousley that the City of Brunswick does not have that service in place.

Mr. Lannen interjected he would have to go to Medina to get the service and pay $4.00 to go to the office.

Mr. Salamone explained with the contract that Medina County Public Transit has with the Veterans Office, if they take over the system the client will not pay anything to go to the Veterans Office.

Mr. Lannen advised RTA provides a yellow card to ride free for the veterans.

Vickey Hroda 4471 Sleepy Hollow Road – Ms. Hroda has six children, two with disabilities; one rides the BTA from the high school, and only pays fifty cents each way, and now there is a chance of it going up to $4.00. Her question is if they will be talking to the schools.

Mr. Salamone explained the fixed route fares that go by the high school, the fixed routes are $1.50. He also mentioned on demand if needed at the cost of $2.00, or it could possibly be free depending on contracts that could be set up. He noted he could not promise a contract but it is something he will talk to the school board about.

The concern Ms. Hroda has is people not being able to afford to ride the buses, and the elderly and disabled have to use the bus.

Mr. Miller understands the concerns; the thing that both Medina and Brunswick are facing with the cuts they have received is financial strain on Brunswick transit system and Medina transit system. They have talked about a bus merger thinking it would benefit both Brunswick and Medina, and as previously mentioned by Mr. McNamara the funds are starting to dry up. Mr. Miller indicated Medina's on demand monies are drying up, however they do have flexibility with the various contracts they have, and the options are affordable.

Mr. Bowen noted a lot of cities rent their buses to make money.

Mr. Miller explained the federal regulations to charter buses. He noted there are contracts that they could go out and get that would help with the budget.

A question was asked about getting a list of names where they can be contacted about signing up at the Office for Older Adults.

Mr. Salamone noted that was a possibility, however there are times when the Office of Older Adults will come out to the peoples home to sign them up, another way is to set up a meeting at a specific location to sign people up.

Ms. Kuzen commented on the Office for Older Adults; she called there several times and she never gets what she is calling for.

Ms. D'Achille had a question about going to the store and the merger has gone through and she gets the bus because she has the Office on Aging and she does not have to pay to get on, does it mean that she goes on the fixed route or does she have to call ahead of time and say she wants to go to the store and she has the Office on Aging, she wanted to know if she has to wait for a Medina bus to come all the way into Brunswick to take her to the store and then wait for them to come and get her, when she can go on the fixed route and its free and she can go wherever she wants.

Mr. Salamone advised if she is on a fixed route she can ride a fixed route.

Ms. D'Achille wanted to know how the bus driver knows she gets on for free.

To which Mr. Salamone advised she would have a token.

Ms. D'Achille indicated she does not have tokens, she is signed up at the Office on Aging, and when she gets a bus to Medina she does not do anything because she called ahead of time for the bus.

Mr. Salamone advised if she lives on a fixed route she would ride the fixed routes.

So Ms. D'Achille said she would tell the bus driver she is signed up with the Office on Aging.

Mr. Salamone advised the Office for Older Adults will give tokens

However, Ms. D'Achille asked why she has to have token when she doesn't have them now.

Mr. McNamara advised that is because she does not qualify for that program currently.

Ms. D'Achille explained she pays her normal rate, but if they merge why does she have to get tokens. She explained she doesn't pay anything when she goes to Medina, because she is registered with them, so why does she have to have tokens. First off she stated they only give 10 tokens so every week you have to go to Medina and pick up more tokens every week. She said she might go shopping three times in one day, she would be using up six tokens.

Mr. Salamone advised Medina transit would have to set up a contract with the Office on Aging, so she could do the same thing.

Someone from the audience mentioned a day pass that is available on Medina County Public Transit, and the pass can be used all day.

A resident by the name of Dorothy asked about going to the doctors the same as she is doing now, if it would be the same way.

Mr. Salamone advised if she is on a fixed route and going someplace on the fixed route she would not have to call, the bus comes every hour, and that will not change.

Jane Mello 4053 Laurel Road – Ms. Mello asked about the deviated route pick up and the costs involved.

Mr. Salamone explained if she is on the deviated route she would go from the deviated to the fixed route, the route bus stays on the route. It was noted her house is on the route, and the bus would not deviate.

Ms. Mello also asked about changing rates, and paying every time she gets on and off the bus.

Mr. Salamone advised there will be an all-day pass available to ride all day.

Mr. Ousley advised currently the all-day pass is not available in Brunswick on the BTA. If there is a merger the all-day pass can be proposed.

Someone from the audience asked if this could be written down so everyone knows what is being talked about.

To that Mr. Ousley indicated there will be minutes of this meeting, and the minutes will be available in the Clerk's Office.

Mr. Ousley asked about the possibility of having the 251 flyer stop at the K Mart Plaza, doing that may increase ridership.

Mr. McNamara indicated anything was possible, he noted RTA has their own route system and scheduling system, and they run their buses how they see fit. Mr. McNamara noted it would cost additional money.

As a closing comment Mr. McNamara noted there is some value added with a merger however if it is decided against he has no personal stake in it. Mr. McNamara would like to continue with the bus service that has been here for thirty years and make it stronger. Mr. McNamara noted he would not bring a recommendation that would weaken the system.

Comments were made from an audience member; the individual wanted to know why Brunswick did not take care of their own maintenance. Her husband is a driver and she has concerns with the safety of the buses. She stated the tires and brakes are bad, the radios do not work, and it takes weeks to a month before anything is done, and her husband is responsible for the riders. Further she does not see anyone working together; and there has to be a midway point.

Mr. McNamara indicated Brunswick does the maintenance, he reiterated he applied for buses in May of 2015 and he is hoping to purchase three new buses, and everyone is trying to work on making it better. He indicated it will take time to work through, Mr. McNamara explained an RFP has to be submitted for bids, and they will be opened and evaluated.

In closing, Mr. Ousley thanked everyone for coming out this evening.

Mrs. Hanek asked if the committee was going to make a recommendation to Committee of the Whole as to whether or not a merger should be considered.

Mr. Ousley advised he was not ready to make a recommendation at this time.

Mrs. Hanek moved the Services, Utilities, Technology, and Cable Committee recommends negotiating with Medina County Public Transit System regarding a merger. Vote – 2 Ayes, 1 Nays – Mr. Ousley.

As the chairman, Mr. Ousley stated he was not ready to make that motion, and asked for discussion on the motion.

If the motion passes, Mr. Johnson asked about a time frame for the discussions.

Mr. McNamara did not have a time line; it would depend on the negotiations.

Mrs. Hanek also asked if there was a requirement for public hearings.

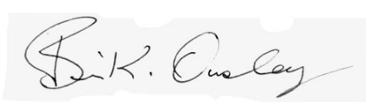
To that Mr. McNamara answered in the affirmative.

At this time the vote was taken, and Mr. Ousley indicated it will be brought to Committee of the Whole.

ADJOURNMENT:

There being no further business, Mrs. Hanek moved to adjourn at 7:35 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,



Brian Ousley
Chairman

SERVICES, UTILITIES, TECHNOLOGY & CABLE COMMITTEE

September 28, 2015

IN ATTENDANCE: Chairman Brian Ousley, Committee Member Patricia Hanek, Vincent Carl, Michael Abella Jr., Anthony Capretta, Dave Coleman, Service Director Patrick McNamara, Acting City Manager/Chief Carl DeForest, Law Director Kenneth Fisher, Engineer Matt Jones, Finance Director Todd Fischer, Chief Jim Baird, IT/Security Office Rob Marok, Parks & Recreation Director John Piepsny, Planning & Zoning Coordinator Pam Plavecski, Streets Superintendent Ryan Lutz, Council Clerk Barbara Ortiz, News Media.

The meeting convened at 6:11 p.m.

Mrs. Hanek moved to excuse Mr. Johnson for just cause. Vote – 2 Ayes, 0 Nays.

REVIEW LEGISLATION:

RES. NO. 84-15 - A resolution authorizing the City Manager to sell municipal personal property not needed for any municipal purpose and credit the sale amount against the purchase price of one (1) IBAK/Rapidview Core Portable Mainline Sewer Inspection System from Jack Doheny Companies in an amount not to exceed $120,000.00

Mr. McNamara explained this legislation authorizes the City Manager to trade in the 11 year old camera and allow the purchase of a new camera.

Mr. Ousley asked if these funds were coming out of the stormwater fund.

To that, Mr. McNamara indicated the funds are coming out of Service Department Fund #117 combined with Fund #300.

Mrs. Hanek moved this resolution to tonight's Council Agenda of September 28, 2015 for three readings. Vote – 2 Ayes, 0 Nays.

RES. NO. 85-15 – A resolution authorizing the City Manager to purchase one (1) ODB Trailer Mounted Vacuum Debris Collector from Old Dominion Brush Company, Inc., in an amount not to exceed $46,776.50

This legislation authorizes the City Manager to purchase a vacuum debris collector; leaf collectors. The last time vacuums were purchased was 2004. Mr. McNamara advised this purchase was budgeted through the stormwater fund.

Mrs. Hanek moved this resolution to tonight's Council Agenda of September 28, 2015 for three readings. Vote – 2 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. McNamara mentioned the brief discussion at the last meeting about recycling, he advised a recycling cart was delivered and is in the front lobby.

ADJOURNMENT:

There being no further business, Mrs. Hanek moved to adjourn at 6:17 p.m. Vote – 2 Ayes, 0 Nays.

Respectfully submitted,

Brian Ousley
Chairman

FINANCE COMMITTEE MEETING

September 28, 2015

IN ATTENDANCE: Chairwoman Patricia Hanek, Committee Member Vincent Carl, Committee Member Michael Abella Jr., Finance Director Todd Fischer, Brian Ousley, Dave Coleman, Anthony Capretta, Acting City Manager/Chief Carl DeForest, Service Director Patrick McNamara, Law Director Kenneth Fisher, Parks & Recreation Director John Piepsny, Engineer Matt Jones, IT/Security Officer Rob Marok, Streets Superintendent Ryan Lutz, Planning & Zoning Coordinator Pam Plavecski, Council Clerk Barbara Ortiz, News Media.

The meeting convened at 6:05 p.m.

REVIEW LEGISLATION:

ORD. NO. 81-15 – An emergency ordinance to advance funds

Mr. Fischer advised this ordinance is to advance funds; the City received two grants and this legislation is to put the funding in place.

Mr. Abella moved this ordinance to tonight's Council Agenda of September 28, 2015 as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

ORD. NO. 82-15 – An emergency ordinance amending ordinances #106-14, #8-15, #31-15, #41-15, and #68-15 to include amendments to the appropriation budget for the year ending December 31, 2015 as incorporated in Exhibit "A"

Mr. Fischer explained the budget amendments, the net increase being proposed is $441,000 the majority of which are transfers and advances.

Mr. Carl moved this ordinance to tonight's Council Agenda of September 28, 2015 as an emergency with suspension of the rules. Vote – 3 Ayes, - 0 Nays.

GENERAL DISCUSSION:

Mrs. Hanek advised the next committee meeting is scheduled October 15, at 6:00 p.m. at which time the budget will be discussed.

ADJOURNMENT:

There being no further business, Mr. Abella moved to adjourn at 6:11 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

Patricia Hanek

Patricia Hanek
Chairwoman

SAFETY & ENVIRONMENT COMMITTEE MEETING

September 28, 2015

IN ATTENDANCE: Chairman Pro Tem Anthony Capretta, Committee Member Dave Coleman, Michael Abella Jr., Patricia Hanek, Brian Ousley, Vince Carl, Chief Jim Baird, Acting City Manager/Chief Carl DeForest, Finance Director Todd Fischer, Parks & Recreation Director John Piepsny, IT/Security Officer Rob Marok, Law Director Kenneth Fisher, Service Director Patrick McNamara, Engineer Matt Jones, Street Superintendent Ryan Lutz, Council Clerk Barbara Ortiz, News Media.

The meeting convened at 6:21 p.m.

Mr. Coleman moved to excuse Mr. Johnson for just cause. Vote – 2 Ayes, 0 Nays.

REVIEW LEGISLATION:

RES. NO. 83-15 – An emergency resolution authorizing the City Manager to purchase cardiac monitors, automated external defibrillators, ("AEDs") and associated accessories through the State Procurement Program in an amount not to exceed $170,366.90

Chief Baird explained this legislation allows for the expenditure of the federal grant for cardiac monitors, AED's, and accessory equipment. The total amount is $170,366.90; he noted the City's portion is 10%. Chief Baird advised according to the terms of the grant all purchases have to be made in 2015, and that is the reason for the emergency.

Mr. Ousley asked about the possibility of donating the old equipment.

In response Chief Baird indicated the AED's and monitors have trade in value, and they have not looked at donating them since they will be running out of their serviceable life.

Mr. Coleman moved this resolution to tonight's Council Agenda of September 28, 2015 as an emergency with suspension of the rules. Vote – 2 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was none.

ADJOURNMENT:

There being no further business, Mr. Coleman moved to adjourn at 6:25 p.m. Vote – 2 Ayes, 0 Nays.

Respectfully submitted,

Anthony P. Capretta

Anthony Capretta
Chairman Pro Tem

PLANNING AND ZONING COMMITTEE

September 28, 2015

IN ATTENDANCE: Chairman Michael Abella Jr., Committee Member Vince Carl, Committee Member Brian Ousley, Patricia Hanek, Anthony Capretta, Dave Coleman, Planning & Zoning Coordinator Pam Plavecski, Engineer Matt Jones, Acting City Manager/Chief Carl Deforest, Parks, & Recreation Director John Piepsny, Service Director Patrick McNamara, Law Director Kenneth Fisher, Street Superintendent Ryan Lutz, Finance Director Todd Fischer, IT/Security Rob Marok, Chief Jim Baird, Council Clerk Barbara Ortiz, News Media.

The meeting convened at 6:17 p.m.

REVIEW LEGISLATION:

ORD. NO. 76-15 –An ordinance approving the Phase 3 detailed site plan for the Reserve at Autumn Creek Subdivision Special Planning District No. 3

ORD. NO. 77-15 – An ordinance approving the Phase 3 final plat for the Reserve at Autumn Creek Subdivision Special Planning District No. 3, subject to final engineering approval and any other conditions imposed by Council

Mrs. Plavecski advised Planning Commission recently approved the preliminary site plan, code requires Council approve each phase as they go in along with the final plat.

Mr. Ousley moved Ordinance No. 76-15, and Ordinance No. 77-15 to tonight's Council Agenda of September 28, 2015 for three readings. Vote – 3 Ayes, 0 Nays.

ORD. NO. 80-15 – An emergency ordinance approving the revised South Lake Subdivision Phase 1 final plat for the Brunswick Town Center Special Planning District No. 2, subject to final engineering approval and any other conditions imposed by Council

Mr. Fisher advised the revised plan for Southlake Subdivision Phase 1, Special Planning District 2, Town Center was approved by Planning Commission, this legislation being presented tonight as an emergency with suspension of the rules to allow for the commencement of the final plat.

Mr. Carl moved this ordinance to tonight's Council Agenda of September 28, 2015 as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. Ousley asked if there have been any other discussions on the "Do Not Disturb Zone" in Southlake.

Mr. Jones indicated there have been no changes; it was not allowed.

ADJOURNMENT:

There being no further business, Mr. Carl moved to adjourn at 6:21 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

Michael Abella Jr.
Chairman

COMMITTEE OF THE WHOLE MEETING

September 28, 2015

IN ATTENDANCE: Vice Mayor Vince Carl, Patricia Hanek, Brian Ousley, Michael Abella Jr., Dave Coleman, Alex Johnson, Anthony Capretta, Acting City Manager/Chief Carl DeForest, Service Director Patrick McNamara, Parks & Recreation Director John Piepsny, Finance Director Todd Fischer, Engineer Matt Jones, Law Director Kenneth Fisher, IT/Security Officer Rob Marok, Street Superintendent Ryan Lutz, Chief Jim Baird, Mike Salamone, Council Clerk Barbara Ortiz, Residents, News Media.

The meeting convened at 6:25 p.m.

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

MOTION TO AUTHORIZE A PURCHASE ORDER FOR GOODYEAR COMMERCIAL TIRE IN AN AMOUNT OF $9,400 FOR THE PURCHASE OF TIRES FOR POLICE DIVISION VEHICLES:

Chief DeForest advised this motion authorizes a purchase order in the amount of $9,400 for the purchase of tires for Police vehicles from local vendor Goodyear Tires. The funding is available in the budget through the repair and maintenance line item.

Mrs. Hanek moved to authorize a purchase order for Goodyear Commercial Tire in an amount of $9,400 for the purchase of tires for Police Division vehicles. Vote – 6 Ayes, 0 Nays.

MOTION TO AUTHORIZE A PURCHASE ORDER INCREASE NOT TO EXCEED $11,500 FOR DAWN STEMA FOR INSTRUCTING AEROBICS CLASSES AT THE BRUNSWICK RECREATION CENTER:

Mr. Piepsny explained Dawn Stema is an aerobics instructor at the Recreation Center, and with the increase in the number of Silver Sneakers members the number of classes has increased. The increase in the purchase order will allow for Dawn Stema to continue instructing the classes for the remainder of the year.

Mr. Coleman moved to authorize a purchase order increase not to exceed $11,500 for Dawn Stema for instructing aerobics classes at the Brunswick Recreation Center. Vote – 6 Ayes, 0 Nays.

DISCUSSION OF JEDD (Ron Falconi):

Mayor Falconi was not present this evening for this discussion.

In the absence of Mayor Falconi, Mr. Fisher gave a little history on annexation; he explained in 1977 there was an agreement between the City of Brunswick and the Medina County Commissioner's. He noted, in essence in certain designated areas owners of those areas have to annex into the City in order to get water. Mr. Fisher indicated since he has been law director the City has been challenged twice; the City prevailed in both cases. Mr. Fisher noted the 1977 agreement remains effective, and the City abides by it.

COUNCILS 2016 BUDGET:

Mr. Carl pointed out an increase in the codification line of $500 to cover additional expenses for Charter Changes and HB5.

Council had no objections to the 2016 Council budget.

REVIEW LEGISLATION:

RES. NO. 78-15 – A resolution extending the agreement between the Greater Cleveland Regional Transit Authority and the City of Brunswick up to and including December 31, 2016 for the provision of transportation services known as the 251 Flyer (formerly the 451 route)

Mr. McNamara advised this resolution extends the agreement between GCRTA and the City of Brunswick for services known as the 251 Flyer, formerly the 451 for an additional year. There are three morning routes that go to downtown Cleveland and three returning routes in the afternoon to Laurel Square.

He advised the contract remains the same at $51,000 annually with no additional costs to the City, broken down into monthly installments to GCRTA.

Mr. Ousley asked about adding additional stops.

Mr. McNamara advised it was a conversation that could be held with GCRTA, he noted their schedules are very tight; and they will ask what the City will be willing to pay for additional stops.

Mr. Ousley moved this resolution to tonight's Council Agenda of September 28, 2015. Vote – 6 Ayes, 0 Nays.

RES. NO. 86-15 – An <u>emergency</u> resolution authorizing the City Manager to purchase computer hardware equipment from CDW Government Inc. in an amount not to exceed $69,581.48

Mr. Marok explained this was going to be an end of the year project, however with the recent power issues and running on a generator the equipment needs replaced now. The funds were budgeted for this year in the IT capital line.

Mr. Coleman asked if this was covered under insurance, and Mr. Marok indicated due to the equipment being at the end of its life and the deductible being between $15,000 to 20,000 he highly doubts it.

Mr. Ousley moved this resolution to tonight's Council Agenda of September 28, 2015 as an emergency with suspension of the rules. Vote – 6 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. Marok answered a question that Mr. Abella had relative to a resident receiving an encrypted message from the City. Mr. Marok explained the City's filtering technology where the email is scanned for certain key words and key concepts. In this case the key word picked up was poor condition even though it related to road conditions it was picked up as a possible HIPPA violation.

EXECUTIVE SESSION:

Mr. Capretta moved to go into Executive Session for the purpose to discuss the sale/purchase of property, and the appointment, employment, dismissal, discipline, demotion or compensation of a public employee, seconded by Mr. Coleman. Roll Call – Ayes – 6, Mr. Carl, Mr. Coleman, Mr. Abella, Mr. Capretta, Mrs. Hanek, Mr. Ousley. Nays – 0. Motion Carried.

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

The Committee of the Whole reconvened in the Council Chambers for discussion on the transit merger.

MOTION TO APPROVE THE CITY MANAGER/SAFETY DIRECTOR TO NEGOTIATE A TRANSIT MERGER AGREEMENT BETWEEN MEDINA COUNTY AND THE CITY OF BRUNSWICK:

The recording device did not clearly pick up all comments made from the audience.

As a point of clarification, Mr. Abella asked Mr. McNamara if Council goes forward with this it was not saying that the City was going to merge with Medina County, this motion is just for the Administration to negotiate and come to an agreement, and in the end Council will make the final approval on whether or not to agree to a merger.

Mr. McNamara responded that was correct.

With that, Mr. Abella noted if the City goes to the table and negotiates there were obvious issues that need to be addressed. He brought up the confidence level issue with service and with the merger, also in his opinion the fares should remain the same, or close, he understood the free ridership tokens however the fares need to remain close.

He was favorable for taking a look at the negotiations with the understanding this motion allowing for the Administration to do their due diligence before Council makes a decision.

Mr. Carl asked about required public hearings.

Mr. McNamara indicated it will take a number of months to reach an agreement that both parties will agree too, and Council will have the final say. Mr. McNamara indicated his role is to make a recommendation.

Mr. Coleman concurred with Mr. Abella, however he wants to see a safeguard in the contract if the merger happens. Mr. Coleman wants there to be a safeguard in the contract so that the City will have a say if the county comes back wanting to cut routes so that Medina could not arbitrarily cut out the Brunswick route. He wanted the City to have a say in the future. Mr. Coleman wants to see the service protected; he noted there are a number of residents in Ward 3 using the bus service.

Mr. Ousley asked if the county commissioners have spoken up about this at all, he would like to know their thoughts since they are the bosses of MCPT. Mr. Ousley heard that the seniors in Medina are also complaining about the service. He noted the biggest issues are with the deviated routes, the riders are taken to appointments and not being picked up. If those are the issues now in Medina he did not want them coming into Brunswick. He stated something has to happen to stop the problems with the deviated routes. Mr. Ousley stated this was a service for his community and he was here to take care of his residents. He expressed something has to happen to make the service better for Brunswick before this was going to work.

Mrs. Hanek commented on the BTA being a valuable service for the elderly and disabled in Brunswick. However, the problem is with the rising cost to run the service and with the federal funding continuing to go down there are no guarantees that the service will continue in the future. In order to continue the BTA Mrs. Hanek feels the City should go into negotiations to see what they can come up with that is minable to both parties, and the best to continue the service.

Mr. Carl commented being open to discussion of a merger, he would like to see something in place as a complaint resolution group to do a better job at resolving issues.

At this time Mr. Carl opened up the floor for questions and comments from the audience; he announced they can speak one time and there is a two minute limit.

Mr. McNamara commented all the signs point to a consolidation to not only transit but other services. He has been in various meetings with different agencies and each of the agencies has pointed to the direction of sustainability and the consolidation of the services. Mr. McNamara sees the writing on the wall as a warning sign to have Council take a look at this before the financial crises, and that is why he has brought the recommendation before Council. Additionally if Council does not vote in favor of the merger this evening he would like to ask Council for a motion to proceed to bid for an RFP.

Lou Daley – Mr. Daley is a driver for the BTA and he commented on the deviated system and noted as it was being run now it was not that big of a problem. He mentioned when Rose was running the system she was the third driver and made pickups.

Jackie D'Achille – Ms. D'Achille asked if the merger goes through who would protect them if Medina decides to cut routes. Also, if they do not deviate from the routes she wanted to know how she would get grocery shopping done. Her concern is for the protection of the riders if the merger goes through.

Mr. McNamara advised language would be in the agreement as to the routes; it will be a legal binding agreement.

Mr. Carl advised the County of Medina is over the system not the City of Medina. Mr. Carl noted Brunswick is the largest City in Medina County.

Roberta Pace – Ms. Pace asked about the fare box money and keeping the fares the same, she also mentioned the ridership on the 251 flyer. She is a rider on the 251 flyer and there are more people on the bus than indicated by Mr. McNamara.

Mr. McNamara advised Council approved the continuation of the 251 flyer for another calendar year at $51,000.

Ms. Pace also commented on the increase of fares being phased in over time.

Darlene Brown – Ms. Brown had concern with the fares increasing to $4.00.

Mike Salamone –Medina County Public Transit – Mr. Salamone explained the contract that Brunswick has with GCRTA, with that contract if BTA raises fares they lose revenue, with MCPT they do not have that contract their fare box revenue is part of their revenue, it has nothing to do with the money coming in from RTA.

Mr. Carl noted the reason for the talks with Medina County Transit is the federal government said they were going to cut transit money, and that is the money BTA gets in from the RTA. If that money is cut in half the money has to be made up from the general fund budget, therefore other valuable services have to be cut to fund the transit. Mr. Carl stated no one wants to do that, they want the transit system to stay liquid and the services in Brunswick to be as high as possible. Further, he stated when the federal government cuts the funding the fares will have to be increased.

Clarence Laden – Mr. Laden was concerned about the Veterans, he noted that RTA gives a free pass to veterans for Brunswick and the VA Hospital. He hopes this does not pass.

Mrs. Hanek moved to approve the City Manager/Safety Director to negotiate a transit merger agreement between Medina County and the City of Brunswick. Roll Call – Ayes – 4, Mr. Coleman, Mr. Carl, Mrs. Hanek, Mr. Abella. Nays – 2 – Mr. Capretta, Mr. Ousley. Motion Carried.

Prior to Mr. Ousley casting his vote he stated that he believes this will work; MCPT can get more dollars dealing with Job and Family Services and other agencies, however he stated MCPT has to get their house straight in Medina. Mr. Abella also commented prior to casting his vote, he stated this motion does not mean the City was merging with Medina County Transit this motion is for negotiating to come up with a package to see if this will work, and if does not work or does not look good Council will vote no on it, however if it does look good and everything is addressed then Council will vote yes on it. He noted this motion is to allow that process to happen.

ADJOURNMENT:

There being no further business, Mr. Ousley moved to adjourn the Committee of the Whole meeting at 7:25 p.m. Vote – 6 Ayes, 0 Nays.

Respectfully submitted,

Valerie Zak
Assistant Clerk of Council

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 71-15

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

AN ORDINANCE REZONING THE SOUTHERN PORTION OF PPN 003-18D-06-099 FROM THE I-L LIGHT INDUSTRIAL ZONING DISTRICT TO THE C-H HIGHWAY INTERCHANGE COMMERCIAL ZONING DISTRICT

WHEREAS: Upon application of the property owner, on September 3, 2015, the Planning Commission held a public hearing on the requested rezoning; and

WHEREAS: On September 3, 2015, the Planning Commission voted to recommend approval to City Council of the proposed rezoning of the southern portion of the property known as PPN 003-18D-06-099 from the I-L Light Industrial Zoning District to the C-H Highway Interchange Commercial Zoning District.

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

SECTION 1: That upon application of the property owner, the southern portion of the property known as PPN 003-18D-06-099 is hereby rezoned from the I-L Light Industrial Zoning District to the C-H Highway Interchange Commercial Zoning District.

SECTION 2: Upon the effective date of this Ordinance, the City Engineer shall cause the Official Zoning Map of the City of Brunswick to be revised to reflect such rezoning.

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

PASSED: 1st Reading__________________________

2nd Reading__________________________

3rd Reading__________________________

ADOPTED: __________________ AYES ___________ NAYS ___________

ATTEST: ________________________
Clerk of Council
Barb Ortiz

CITY OF BRUNSWICK, OHIO

ORDINANCE NUMBER 73-15

By: Mrs. Hanek, Mr. Abella and Mr. Carl

AN ORDINANCE AUTHORIZING THE TRANSFER OF THE REMAINING BALANCES IN THE SPECIAL ASSESSMENT CROSS CREEK BOND RETIREMENT, SPECIAL ASSESSMENT SOUTH CARPENTER ROAD BOND RETIREMENT, AND SPECIAL ASSESSMENT LAUREL ROAD WEST AND WATERLINE BOND RETIREMENT SUB-FUNDS TO THE GENERAL OBLIGATION BOND RETIREMENT FUND

WHEREAS: On February 24, 1992, the Council of the City of Brunswick, Ohio, adopted Ordinance Number 20-92, creating Special Assessment Cross Creek Bond Retirement and Special Assessment South Carpenter Road Bond Retirement Sub-Funds to account for special assessments collected by the County Auditor for the payment of bond principal and interest; and

WHEREAS: On September 12, 1994, the Council of the City of Brunswick, Ohio, adopted Ordinance Number 110-94, creating Special Assessment Laurel Road West and Waterline Bond Retirement Sub-Fund to account for special assessments collected by the County Auditor for the payment of bond principal and interest; and

WHEREAS: By December 1, 2014, the City of Brunswick had paid all of the remaining debt service on the Special Assessment Cross Creek Bond Retirement, Special Assessment South Carpenter Road Bond Retirement, and Special Assessment Laurel Road West and Waterline Bond Retirement Sub-Funds; and

WHEREAS: All obligations, for the listed funds, have been incurred, paid, and that there are no outstanding obligations owed; and

WHEREAS: The unexpended balance is no longer needed for the retirement of bond principal and interest and therefore shall be transferred to the General Obligation Bond Retirement Fund; and

WHEREAS: Any remaining special assessment delinquency collections shall be credited to the General Bond Retirement Fund.

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: This Council confirms all of the findings and determinations set forth in the preambles to this ordinance.

SECTION 2: This Council authorizes and directs the Director of Finance to transfer to the General Obligation Bond Retirement Fund (Fund #771), all moneys remaining in the Special Assessment Cross Creek Bond Retirement (Sub-Fund #777), Special Assessment South Carpenter Road Bond Retirement (Sub-Fund #778) and Special Assessment Laurel Road West and Waterline Bond Retirement Sub-Fund (Sub-Fund #779).

SECTION 3: This Council authorizes and directs the Director of Finance to close Special Assessment Cross Creek Bond Retirement (Sub-Fund #777), Special Assessment South Carpenter Road Bond Retirement (Sub-Fund #778) and Special Assessment

Laurel Road West and Waterline Bond Retirement Sub-Fund (Sub-Fund #779) as created by Council Ordinances #20-92 and #110-94.

SECTION 4: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading ________________

____

____

Rules Suspended: AYES ______ NAYS _______

ADOPTED: ____________________________ AYES ______ NAYS _______

ATTEST: ____________________________

Clerk of Council
Barbara J. Ortiz, CMC

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. __76-15

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

AN ORDINANCE APPROVING THE PHASE 3 DETAILED SITE PLAN FOR THE RESERVE AT AUTUMN CREEK SUBDIVISION SPECIAL PLANNING DISTRICT NO. 3.

WHEREAS: On September 17, 2015, the Brunswick City Planning Commission recommended approval to City Council of the Phase 3 detailed site plan for the Reserve at Autumn Creek Subdivision SPD-3.

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

SECTION 1: That the Phase 3 detailed site plan for the Reserve at Autumn Creek Subdivision SPD-3, as attached hereto as Exhibit “A”, is hereby approved.

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
Barb Ortiz

THE RESERVE AT AUTUMN CREEK SUBDIVISION PHASE 3
CREATING SUBLOTS 83 THROUGH 126 INCLUSIVE & BLOCK "B2"

KNOWN AS BEING A REPLAT OF BLOCK "B1" OF THE RESERVE AT AUTUMN CREEK SUBDIVISION PHASE 2 AS RECORDED IN PLAT DOCUMENT NO. 2015OR000003 OF MEDINA COUNTY RECORDER'S PLAT RECORDS LOCATED IN ORIGINAL BRUNSWICK TOWNSHIP TRACT 2, LOTS 23, 25 & 26

SITUATED IN THE CITY OF BRUNSWICK, COUNTY OF MEDINA AND STATE OF OHIO

CERTIFICATION

I HEREBY CERTIFY THAT I HAVE SURVEYED THE LAND ON THIS PLAT, THAT THE PLAT IS A CORRECT REPRESENTATION OF THE LAND SURVEYED, THAT THE SURVEY BALANCES AND CLOSES, THAT ALL DIMENSIONAL AND GEODETIC DETAILS ARE CORRECT, AND THAT THE MONUMENTS SHOWN THEREON EXIST OR SHALL BE SET AS SHOWN.

STATE OF OHIO
ROBERT
A.
DAMON
6083
REGISTERED
PROFESSIONAL SURVEYOR

ROBERT A. DAMON, REGISTERED SURVEYOR NO. 6083 DATE

CUNNINGHAM & ASSOCIATES INC. — Civil Engineers & Surveyors
Medina, Ohio

ACCEPTANCE & DEDICATION

KNOW ALL MEN BY THESE PRESENTS THAT AUTUMN CREEK PARTNERS LLC,, BY BERARDINO PALMIERI, MANAGING MEMBER, OWNER OF THE LANDS EMBRACED WITHIN THIS SUBDIVISION HEREBY ACKNOWLEDGE THIS PLAT AND SUBDIVISION TO BE MY OWN FREE ACT AND DEED AND DO HEREBY DEDICATE TO PUBLIC USE FOREVER THE STREETS AS SHOWN ACCORDING TO THE LEGEND BELOW . ALL EASEMENTS AS SHOWN ACCORDING TO THE LEGEND BELOW ARE HEREBY GIVEN TO THE AUTUMN CREEK HOMEOWNER'S ASSOCIATION, THE CITY OF BRUNSWICK, THE CLEVELAND DIVISION OF WATER, THE MEDINA COUNTY SANITARY ENGINEER OR TO 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 AUTUMN CREEK HOMEOWNER'S ASSOCIATION AS DETAILED IN ARTICLE "V" OF THE DECLARATIONS AND RESTRICTIONS FILED IN DOCUMENT NUMBER ______________, DATED __/__/__ IN THE MEDINA COUNTY RECORDER'S RECORDS AS AMENDED, AND THE MAINTENANCE AND REPAIR OF THE STORM SEWER IS THE SOLE RESPONSIBILITY OF THE CITY OF BRUNSWICK. THE CITY OF BRUNSWICK, HOWEVER, IS HEREBY GRANTED ACCESS TO THE RETENTION BASINS TO PERFORM WHATEVER SERVICES IT DEEMS NECESSARY AS DETAILED IN THE ABOVE REFERENCED DOCUMENT.

AUTUMN CREEK PARTNERS, LLC

BERARDINO PALMIERI, MANAGING MEMBER DATE

COUNTY OF ______________ } S.S.
STATE OF OHIO }

BEFORE ME, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED AUTUMN CREEK PARTNERS, LLC. BY BERARDINO PALMIERI, MANAGING MEMBER, WHO ACKNOWLEDGED THE MAKING OF THE FOREGOING INSTRUMENT AND THE SIGNING OF THIS PLAT TO BE HIS OWN FREE ACT AND DEED. IN TESTIMONY WHEREOF I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL AT ______________, OHIO ON THIS _____ DAY OF ______________, 20____.

NOTARY PUBLIC

MY COMMISSION EXPIRES ______________

SHADING LEGEND

SANITARY SEWER EASEMENT

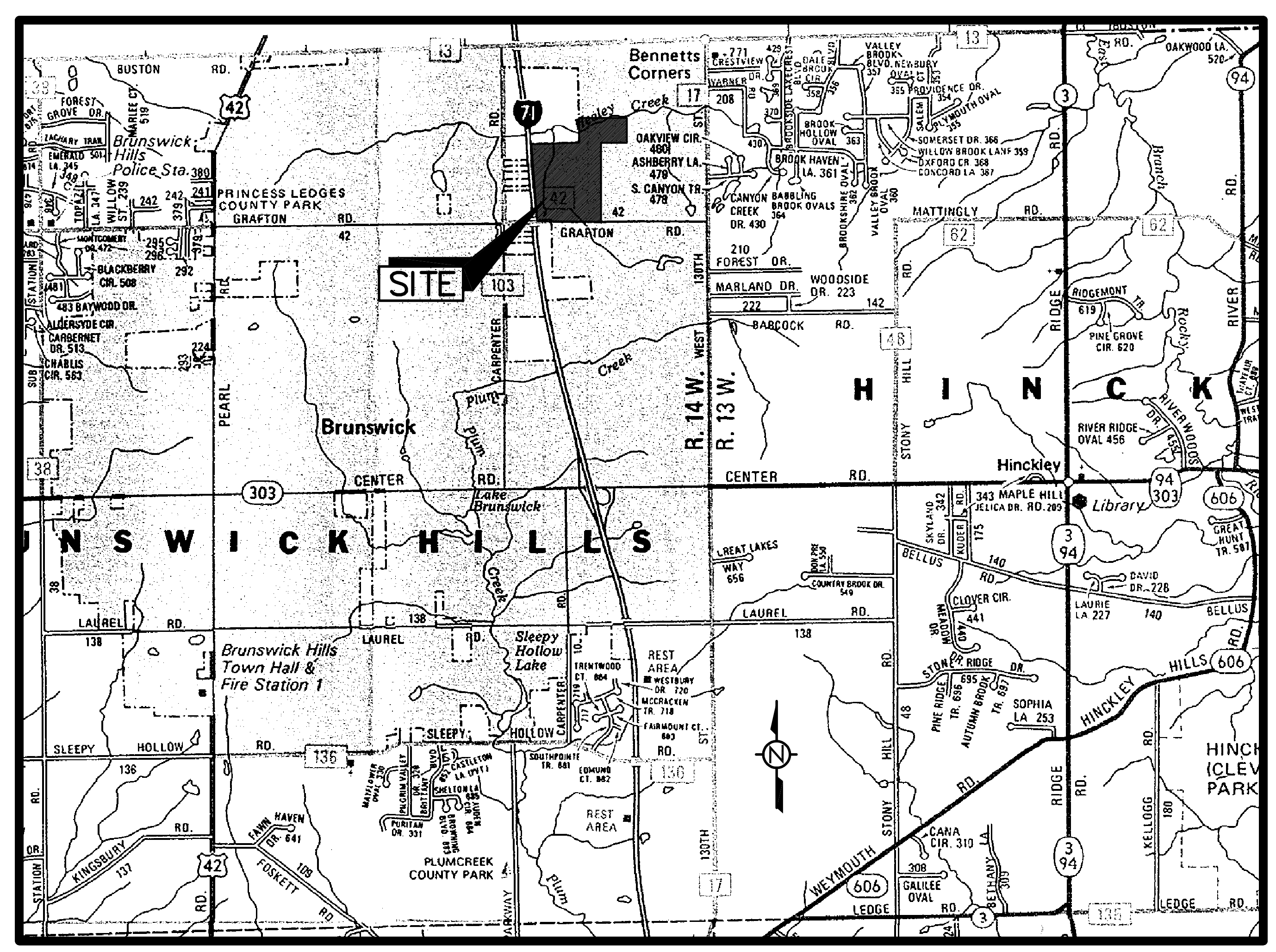
UTILITY / COMMUNICATIONS EASEMENT

EXISTING EASEMENTS TO REMAIN

DEDICATED STREETS

STORM SEWER, STORMWATER DRAINAGE, MAINTENANCE & ACCESS EASEMENTS

UTILITY EASEMENTS



LOCATION MAP

ACREAGE

SUBLOTS (44)	12.3317 AC.
BLOCK "B2"	103.7613 AC.
PROPOSED RD. DED.	2.5884 AC.
TOTAL	118.6814 AC.

APPROVALS:

THIS PLAT APPROVED THIS _____ DAY OF ___________, 20___ BY THE CITY OF BRUNSWICK PLANNING COMMISSION.

SECRETARY

THIS PLAT IS APPROVED BY THE COUNCIL OF THE CITY OF BRUNSWICK FOR RECORDING PURPOSES ONLY AND SAID PLAT APPROVAL DOES NOT CONSTITUTE THE ACCEPTANCE FOR PUBLIC USE OF ANY STREETS OR LOTS WHICH SAID PLAT INDICATES SHALL BE DEDICATED TO SUCH USE, BY ORDINANCE No. ________________ ADOPTED THIS _______ DAY OF ________________, 20_____.

CLERK OF COUNCIL

THIS PLAT APPROVED THIS _______ DAY OF ____________________, 20____ BY THE MUNICIPAL ENGINEER OF THE CITY OF BRUNSWICK, OHIO.

CITY ENGINEER

ALL REQUIRED CENTRAL WASTEWATER DISPOSAL FACILITIES HAVE BEEN SATISFACTORILY INSTALLED OR ADEQUATE FINANCIAL GUARANTEES HAVE BEEN APPROVED BY THE MEDINA COUNTY SANITARY ENGINEER.

DATE MEDINA COUNTY SANITARY ENGINEER

APPROVED FOR TRANSFER THIS ___ DAY OF ___________, 20___.

TAX MAP DRAFTSMAN

RECEIVED FOR TRANSFER THIS ___ DAY OF ____________, 20___.

MEDINA COUNTY AUDITOR

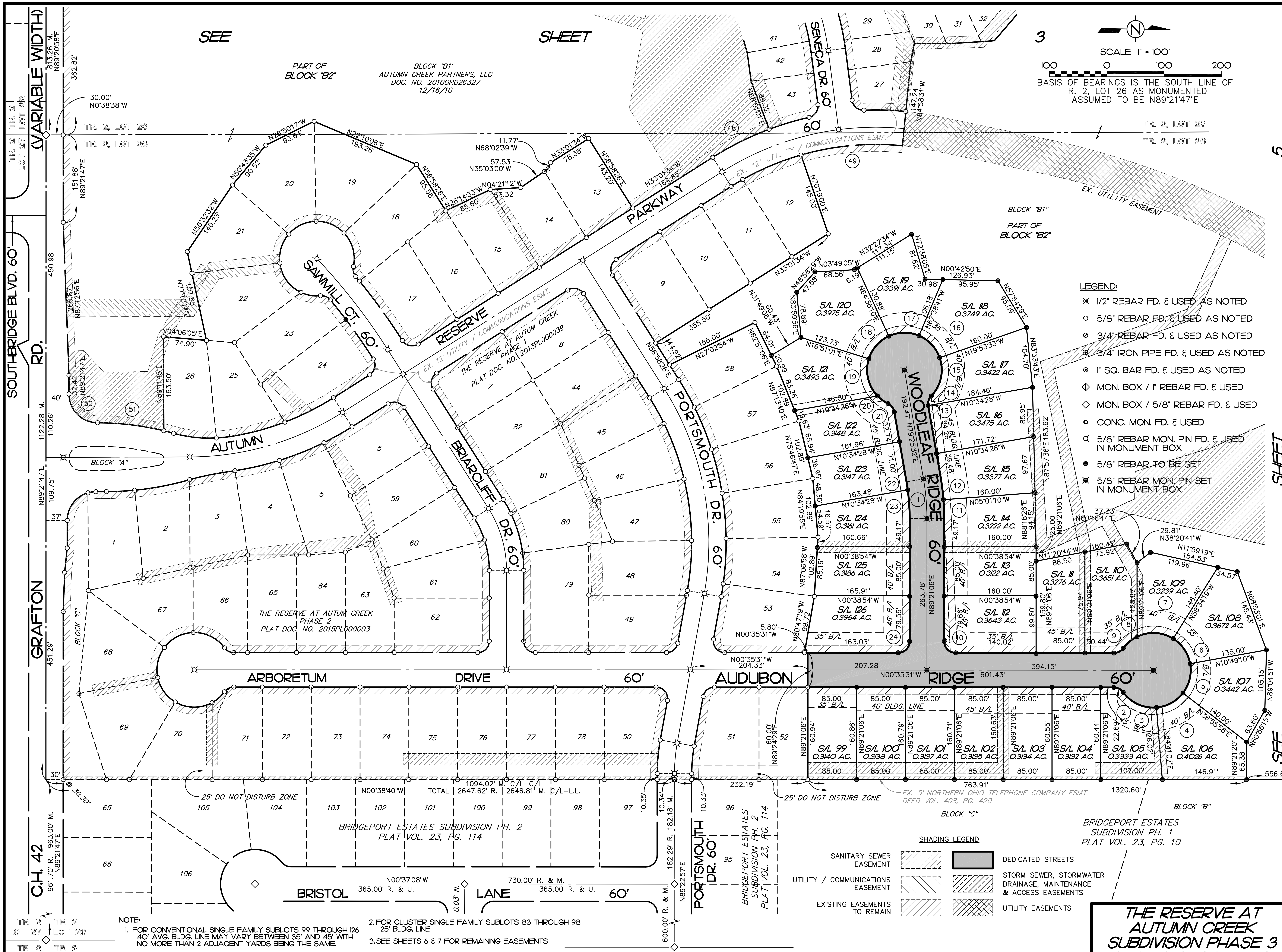
RECEIVED AND RECORDED THIS ___ DAY OF ____________, 20___.

AT ______ A.M./P.M.

RECORDED IN PLAT DOCUMENT NO. ________________________

FEE: $_________

MEDINA COUNTY RECORDER



LEGEND:

- 1/2" REBAR FD. & USED AS NOTED
- 5/8" REBAR FD. & USED AS NOTED
- 3/4" REBAR FD. & USED AS NOTED
- 3/4" IRON PIPE FD. & USED AS NOTED
- 1" SQ. BAR FD. & USED AS NOTED
- MON. BOX / 1" REBAR FD. & USED
- MON. BOX / 5/8" REBAR FD. & USED
- CONC. MON. FD. & USED
- 5/8" REBAR MON. PIN FD. & USED IN MONUMENT BOX
- 5/8" REBAR TO BE SET
- 5/8" REBAR MON. PIN SET IN MONUMENT BOX

SHADING LEGEND

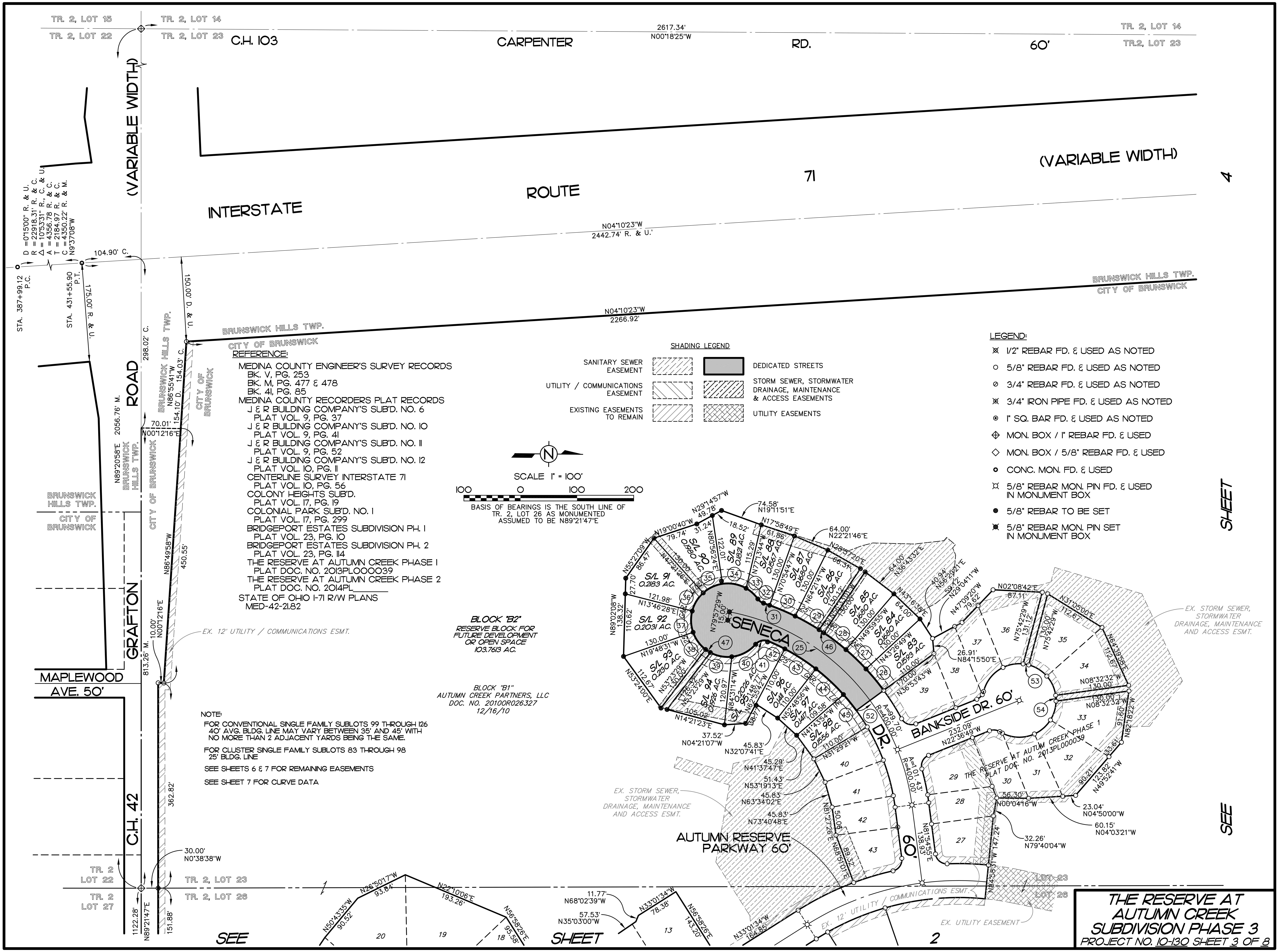
- SANITARY SEWER EASEMENT
- DEDICATED STREETS
- UTILITY / COMMUNICATIONS EASEMENT
- STORM SEWER, STORMWATER DRAINAGE, MAINTENANCE & ACCESS EASEMENTS
- EXISTING EASEMENTS TO REMAIN
- UTILITY EASEMENTS

NOTE:

1. FOR CONVENTIONAL SINGLE FAMILY SUBLOTS 99 THROUGH 126 40' AVG. BLDG. LINE MAY VARY BETWEEN 35' AND 45' WITH NO MORE THAN 2 ADJACENT YARDS BEING THE SAME.
2. FOR CLUSTER SINGLE FAMILY SUBLOTS 83 THROUGH 98 25' BLDG. LINE
3. SEE SHEETS 6 & 7 FOR REMAINING EASEMENTS
4. SEE SHEET 7 FOR CURVE DATA

THE RESERVE AT AUTUMN CREEK SUBDIVISION PHASE 3

PROJECT NO. 10-130 SHEET 2 OF 8



REFERENCE:

MEDINA COUNTY ENGINEER'S SURVEY RECORDS
- BK. V, PG. 253
- BK. M, PG. 477 & 478
- BK. 41, PG. 85

MEDINA COUNTY RECORDERS PLAT RECORDS
- J & R BUILDING COMPANY'S SUB'D. NO. 6 PLAT VOL. 9, PG. 37
- J & R BUILDING COMPANY'S SUB'D. NO. 10 PLAT VOL. 9, PG. 41
- J & R BUILDING COMPANY'S SUB'D. NO. 11 PLAT VOL. 9, PG. 52
- J & R BUILDING COMPANY'S SUB'D. NO. 12 PLAT VOL. 10, PG. 11
- CENTERLINE SURVEY INTERSTATE 71 PLAT VOL. 10, PG. 56
- COLONY HEIGHTS SUB'D. PLAT VOL. 17, PG. 19
- COLONIAL PARK SUB'D. NO. 1 PLAT VOL. 17, PG. 299
- BRIDGEPORT ESTATES SUBDIVISION PH. 1 PLAT VOL. 23, PG. 10
- BRIDGEPORT ESTATES SUBDIVISION PH. 2 PLAT VOL. 23, PG. 114
- THE RESERVE AT AUTUMN CREEK PHASE 1 PLAT DOC. NO. 2013PL000039
- THE RESERVE AT AUTUMN CREEK PHASE 2 PLAT DOC. NO. 2014PL________

STATE OF OHIO I-71 R/W PLANS MED-42-21.82

SHADING LEGEND

SANITARY SEWER EASEMENT	DEDICATED STREETS
UTILITY / COMMUNICATIONS EASEMENT	STORM SEWER, STORMWATER DRAINAGE, MAINTENANCE & ACCESS EASEMENTS
EXISTING EASEMENTS TO REMAIN	UTILITY EASEMENTS

SCALE 1" = 100'

100 0 100 200

BASIS OF BEARINGS IS THE SOUTH LINE OF TR. 2, LOT 26 AS MONUMENTED ASSUMED TO BE N89°21'47"E

LEGEND:
- 1/2" REBAR FD. & USED AS NOTED
- 5/8" REBAR FD. & USED AS NOTED
- 3/4" REBAR FD. & USED AS NOTED
- 3/4" IRON PIPE FD. & USED AS NOTED
- 1" SQ. BAR FD. & USED AS NOTED
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- CONC. MON. FD. & USED
- 5/8" REBAR MON. PIN FD. & USED IN MONUMENT BOX
- 5/8" REBAR TO BE SET
- 5/8" REBAR MON. PIN SET IN MONUMENT BOX

BLOCK "B2"
RESERVE BLOCK FOR FUTURE DEVELOPMENT OR OPEN SPACE
103.7613 AC.

BLOCK "B1"
AUTUMN CREEK PARTNERS, LLC
DOC. NO. 2010OR026327
12/16/10

NOTE:

FOR CONVENTIONAL SINGLE FAMILY SUBLOTS 99 THROUGH 126 40' AVG. BLDG. LINE MAY VARY BETWEEN 35' AND 45' WITH NO MORE THAN 2 ADJACENT YARDS BEING THE SAME.

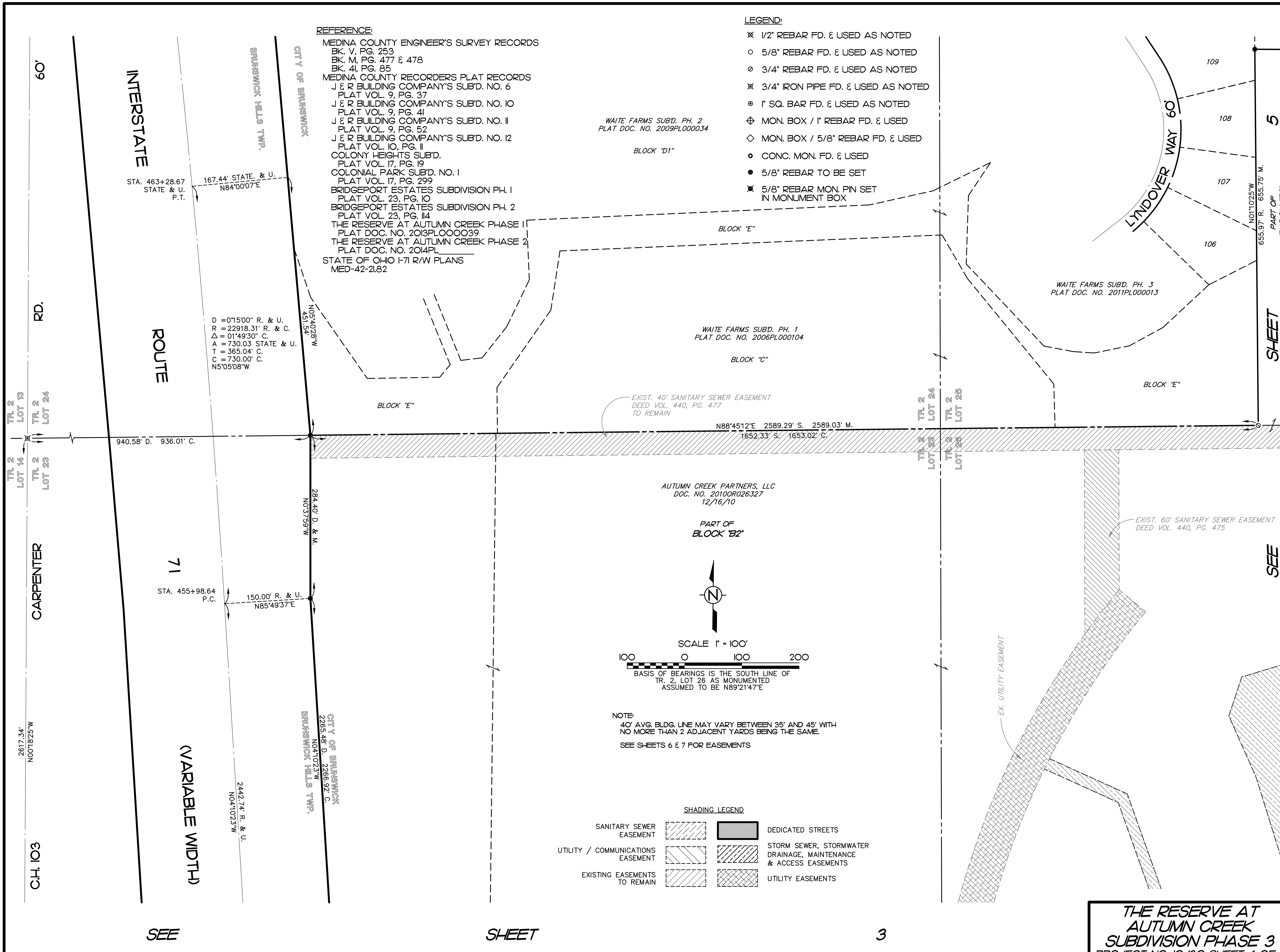
FOR CLUSTER SINGLE FAMILY SUBLOTS 83 THROUGH 98 25' BLDG. LINE

SEE SHEETS 6 & 7 FOR REMAINING EASEMENTS

SEE SHEET 7 FOR CURVE DATA

THE RESERVE AT AUTUMN CREEK SUBDIVISION PHASE 3

PROJECT NO. 10-130 SHEET 3 OF 8



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- COLONY HEIGHTS SUB'D.
  - PLAT VOL. 17, PG. 19
- COLONIAL PARK SUB'D. NO. 1
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  - PLAT DOC. NO. 2014PL________

STATE OF OHIO I-71 R/W PLANS
- MED-42-21.82

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- 5/8" REBAR MON. PIN SET IN MONUMENT BOX

NOTE:
40' AVG. BLDG. LINE MAY VARY BETWEEN 35' AND 45' WITH NO MORE THAN 2 ADJACENT YARDS BEING THE SAME.

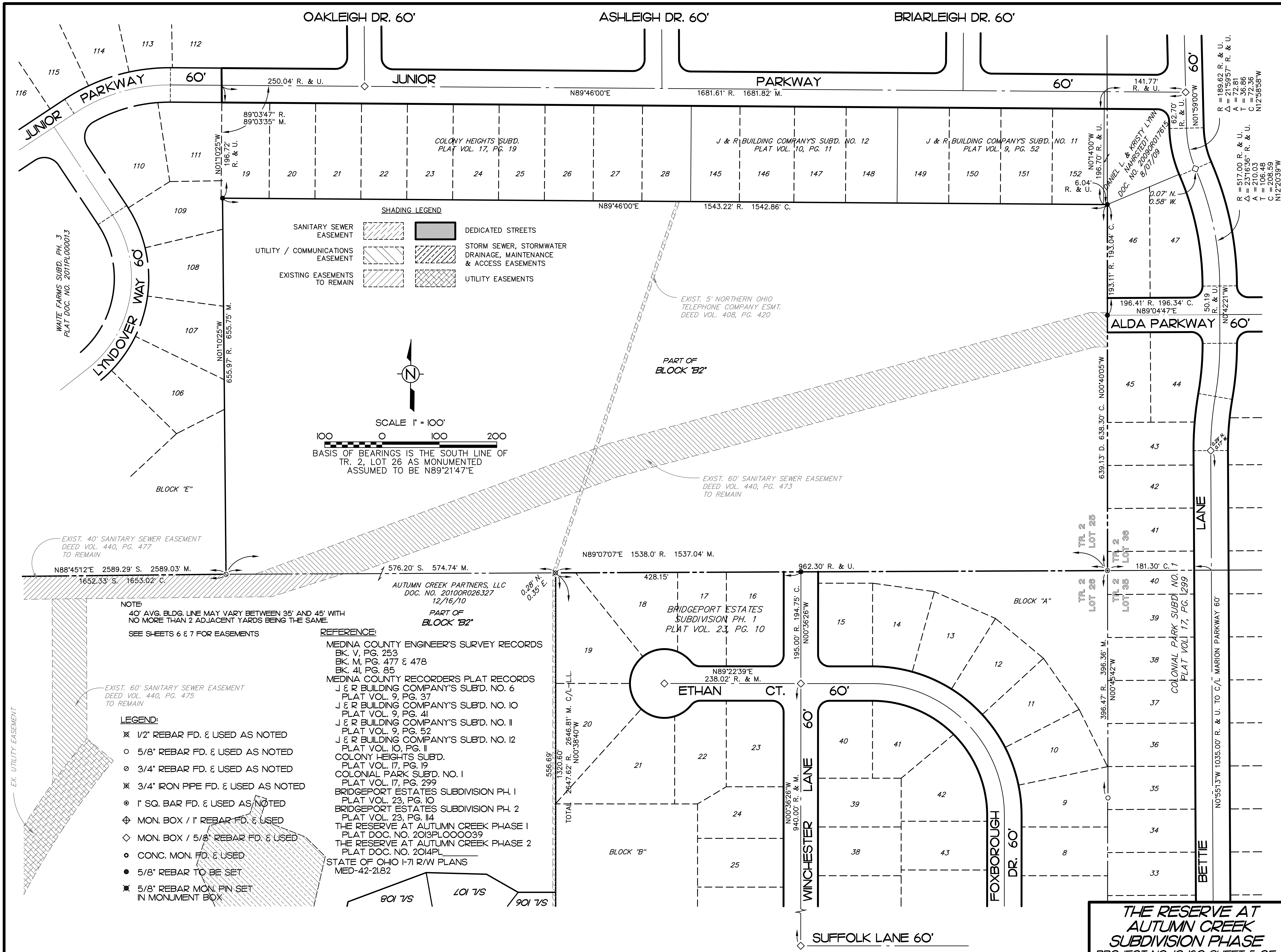
SEE SHEETS 6 & 7 FOR EASEMENTS

SHADING LEGEND
- SANITARY SEWER EASEMENT
- UTILITY / COMMUNICATIONS EASEMENT
- EXISTING EASEMENTS TO REMAIN
- DEDICATED STREETS
- STORM SEWER, STORMWATER DRAINAGE, MAINTENANCE & ACCESS EASEMENTS
- UTILITY EASEMENTS

SEE SHEET 5

SEE SHEET 3

THE RESERVE AT AUTUMN CREEK SUBDIVISION PHASE 3



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STATE OF OHIO I-71 R/W PLANS MED-42-21.82

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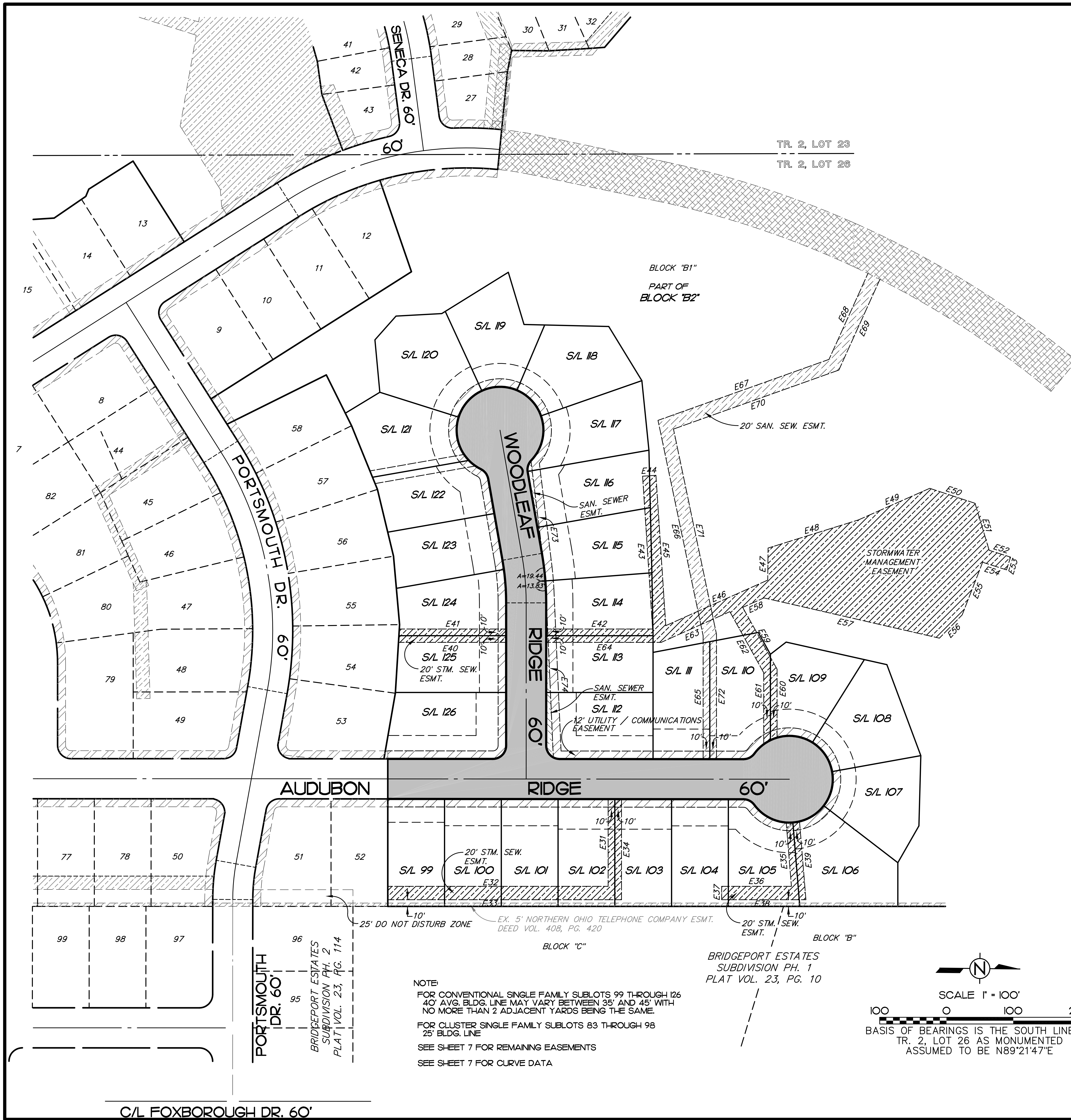
THE RESERVE AT AUTUMN CREEK SUBDIVISION PHASE

PROJECT NO. 10-130 SHEET 5 OF 8



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SCALE 1" = 100'

100 0 100 200

BASIS OF BEARINGS IS THE SOUTH LINE OF TR. 2, LOT 26 AS MONUMENTED ASSUMED TO BE N89°21'47"E

NOTE:

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FOR CLUSTER SINGLE FAMILY SUBLOTS 83 THROUGH 98 25' BLDG. LINE

SEE SHEET 7 FOR REMAINING EASEMENTS

SEE SHEET 7 FOR CURVE DATA

SHADING LEGEND

- SANITARY SEWER EASEMENT
- UTILITY / COMMUNICATIONS EASEMENT
- EXISTING EASEMENTS TO REMAIN
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LINE TABLE

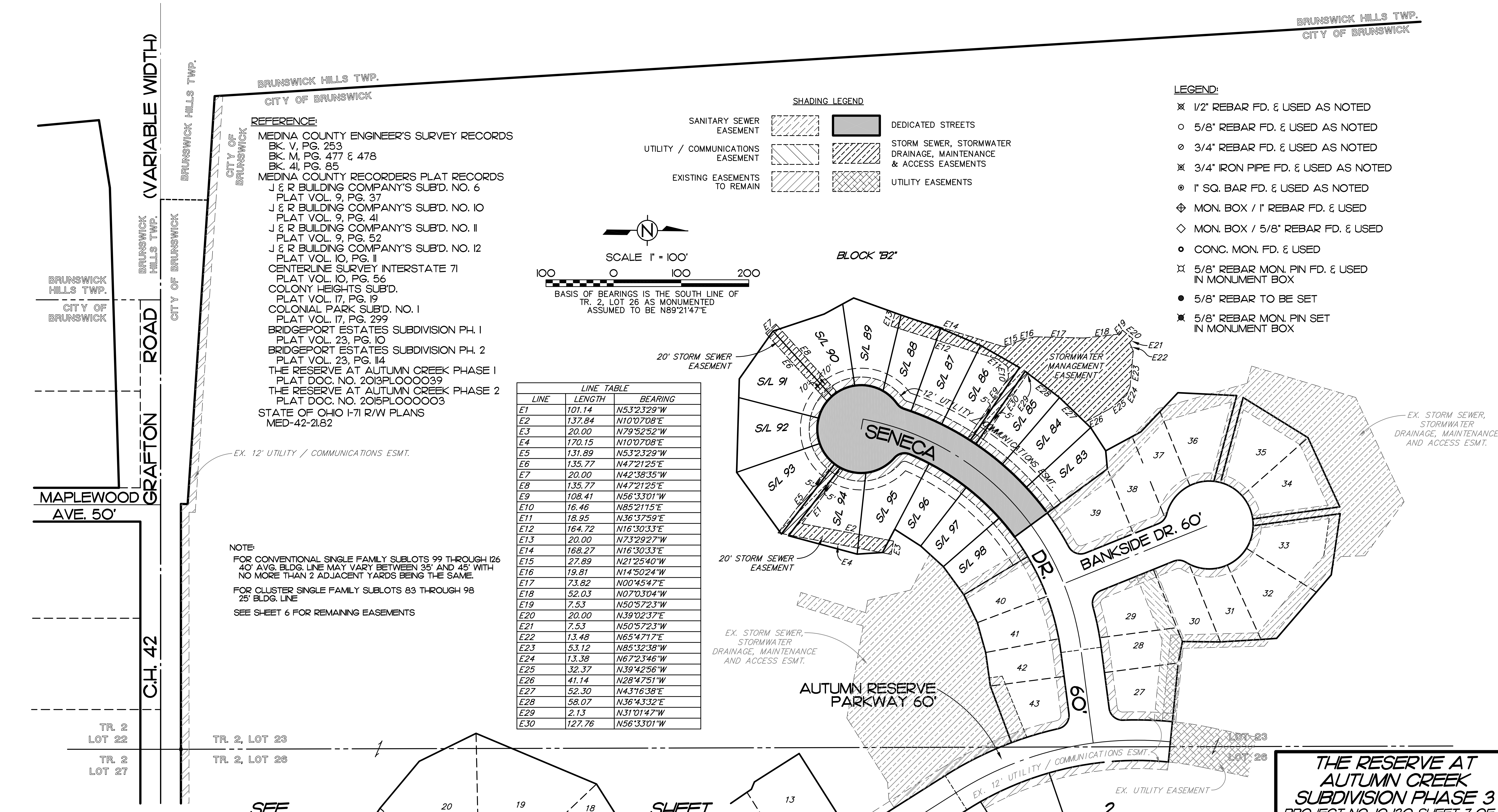
LINE	LENGTH	BEARING
E31	130.64	N89°21'39"E
E32	330.00	N00°38'40"W
E33	350.00	N00°38'40"W
E34	150.62	N89°21'39"E
E35	95.88	N84°41'07"E
E36	104.52	N00°38'54"W
E37	20.00	N89°21'06"E
E38	126.22	N00°38'54"W
E39	117.58	N84°41'07"E
E40	161.28	N00°38'54"W
E41	160.04	N00°38'54"W
E42	159.32	N00°38'54"W
E43	229.32	N85°36'40"E
E44	20.00	N04°23'20"W
E45	225.63	N85°36'40"E
E46	167.23	N24°42'53"W
E47	47.98	N90°00'00"W
E48	141.84	N17°56'42"W
E49	116.62	N24°33'41"W
E50	71.48	N17°36'30"E
E51	73.60	N72°34'34"E
E52	33.53	N16°59'01"E
E53	20.00	N73°00'59"W
E54	37.52	N16°59'01"E
E55	84.65	N69°25'46"W
E56	48.66	N46°08'20"W
E57	269.56	N12°16'31"E
E58	34.85	N24°42'53"W
E59	105.98	N60°16'44"E
E60	102.39	N89°21'06"E
E61	107.09	N89°21'06"E
E62	104.55	N60°16'44"E
E63	112.63	N24°42'53"W
E64	172.13	N00°38'54"W
E65	184.89	N89°21'06"E
E66	329.35	N77°30'56"E
E67	271.91	N20°16'40"W
E68	141.24	N66°15'48"W
E69	149.02	N66°15'48"W
E70	262.95	N20°16'40"W
E71	313.98	N77°30'56"E
E72	186.99	N89°21'06"E
E73	162.04	N82°23'24"E
E74	250.72	N86°49'23"E

THE RESERVE AT AUTUMN CREEK SUBDIVISION PHASE 3

PROJECT NO. 10-130 SHEET 6 OF 8

CURVE DATA SEE SHEETS 2 & 3 FOR LOCATIONS

Curve	R	Δ	A	T	C	Bearing
1	400.00	9°55'33"	69.30	34.74	69.21	N84°23'19"E
2	20.00	53°58'05"	18.84	10.18	18.15	N26°23'32"E
3	65.00	58°41'27"	66.58	36.54	63.71	N24°01'50"E
4	65.00	47°45'09"	54.17	28.77	52.62	N29°11'27"W
5	65.00	47°45'09"	54.17	28.77	52.62	N76°56'36"W
6	65.00	47°45'09"	54.17	28.77	52.62	N55°18'15"E
7	65.00	57°57'20"	65.75	36.00	62.98	N2°27'01"E
8	65.00	28°01'57"	31.80	16.23	31.48	N40°32'38"W
9	20.00	53°58'05"	18.84	10.18	18.15	N27°34'34"W
10	20.00	89°56'37"	31.40	19.98	28.27	N44°22'47"E
11	430.00	4°22'16"	32.80	16.41	32.80	N87°09'58"E
12	430.00	5°33'18"	41.69	20.86	41.67	N82°12'11"E
13	20.00	2°07'10"	0.74	0.37	0.74	N80°29'07"E
14	20.00	51°50'55"	18.10	9.72	17.49	N72°31'50"W
15	65.00	63°17'10"	71.80	40.06	68.20	N78°14'58"W
16	65.00	47°45'09"	54.17	28.77	52.62	N46°13'53"E
17	65.00	47°45'09"	54.17	28.77	52.62	N01°31'16"W
18	65.00	47°45'09"	54.17	28.77	52.62	N49°16'24"W
19	65.00	61°33'40"	69.84	38.72	66.53	N76°04'11"E
20	65.00	19°49'54"	22.50	11.36	22.39	N35°22'24"E
21	20.00	53°58'05"	18.84	10.18	18.15	N52°26'30"E
22	370.00	2°10'07"	14.00	7.00	14.00	N80°30'36"E
23	370.00	7°45'26"	50.09	25.08	50.06	N85°28'23"E
24	20.00	90°03'23"	31.44	20.02	28.30	N45°37'13"W
25	400.00	43°03'45"	300.63	157.82	293.61	N31°34'24"E
26	430.00	6°33'06"	49.17	24.61	49.14	N49°49'44"E
27	430.00	6°33'06"	49.17	24.61	49.14	N43°16'38"E
28	430.00	6°33'06"	49.17	24.61	49.14	N36°43'32"E
29	430.00	6°28'42"	48.62	24.34	48.59	N28°52'40"E
30	430.00	6°33'06"	49.17	24.61	49.14	N22°21'46"E
31	430.00	01°29'59"	11.26	5.63	11.26	N18°20'14"E
32	20.00	36°29'42"	12.74	6.59	12.52	N35°50'05"E
33	65.00	24°55'51"	28.28	14.37	28.06	N41°37'00"E
34	65.00	38°12'40"	43.35	22.52	42.55	N10°02'45"E
35	65.00	33°34'58"	38.10	19.61	37.56	N25°51'05"W
36	65.00	33°34'58"	38.10	19.61	37.56	N59°26'03"W
37	65.00	33°34'58"	38.10	19.61	37.56	N86°58'58"E
38	65.00	33°34'58"	38.10	19.61	37.56	N53°24'00"E
39	65.00	34°33'18"	39.20	20.22	38.61	N10°28'52"E
40	65.00	42°55'59"	48.71	25.56	47.57	N28°15'46"W
41	20.00	71°53'03"	25.09	14.50	23.48	N13°47'14"W
42	370.00	4°55'01"	31.75	15.89	31.74	N24°36'48"E
43	370.00	10°06'46"	65.30	32.74	65.22	N32°07'41"E
44	370.00	10°18'34"	66.58	33.38	66.49	N42°20'21"E
45	370.00	11°01'00"	71.14	35.68	71.03	N53°00'09"E
46	430.00	01°19'57"	10.00	5.00	10.00	N32°47'00"E
47	65.00	8°51'00"	10.04	5.03	10.03	N32°11'01"E
48	530.00	11°52'35"	109.86	55.13	109.66	N27°05'16"W
49	470.00	21°44'32"	178.35	90.26	177.28	N5°50'47"W
50	50.00	89°48'54"	78.38	49.84	70.60	N44°27'20"E
51	500.00	13°19'52"	116.34	58.43	116.08	N06°12'52"E
52	370.00	5°24'22"	34.91	17.47	34.90	N55°48'28"E
53	65.00	8°51'00"	10.04	5.03	10.03	N9°52'01"E
54	65.00	8°51'00"	10.04	5.03	10.03	N85°52'57"E



REFERENCE:

MEDINA COUNTY ENGINEER'S SURVEY RECORDS
- BK. V, PG. 253
- BK. M, PG. 477 & 478
- BK. 41, PG. 85

MEDINA COUNTY RECORDERS PLAT RECORDS
- J & R BUILDING COMPANY'S SUB'D. NO. 6 PLAT VOL. 9, PG. 37
- J & R BUILDING COMPANY'S SUB'D. NO. 10 PLAT VOL. 9, PG. 41
- J & R BUILDING COMPANY'S SUB'D. NO. 11 PLAT VOL. 9, PG. 52
- J & R BUILDING COMPANY'S SUB'D. NO. 12 PLAT VOL. 10, PG. 11
- CENTERLINE SURVEY INTERSTATE 71 PLAT VOL. 10, PG. 56
- COLONY HEIGHTS SUB'D. PLAT VOL. 17, PG. 19
- COLONIAL PARK SUB'D. NO. 1 PLAT VOL. 17, PG. 299
- BRIDGEPORT ESTATES SUBDIVISION PH. 1 PLAT VOL. 23, PG. 10
- BRIDGEPORT ESTATES SUBDIVISION PH. 2 PLAT VOL. 23, PG. 114
- THE RESERVE AT AUTUMN CREEK PHASE 1 PLAT DOC. NO. 2013PL000039
- THE RESERVE AT AUTUMN CREEK PHASE 2 PLAT DOC. NO. 2015PL000003

STATE OF OHIO I-71 R/W PLANS MED-42-21.82

SHADING LEGEND
- SANITARY SEWER EASEMENT
- UTILITY / COMMUNICATIONS EASEMENT
- EXISTING EASEMENTS TO REMAIN
- DEDICATED STREETS
- STORM SEWER, STORMWATER DRAINAGE, MAINTENANCE & ACCESS EASEMENTS
- UTILITY EASEMENTS

LEGEND:
- 1/2" REBAR FD. & USED AS NOTED
- 5/8" REBAR FD. & USED AS NOTED
- 3/4" REBAR FD. & USED AS NOTED
- 3/4" IRON PIPE FD. & USED AS NOTED
- 1" SQ. BAR FD. & USED AS NOTED
- MON. BOX / 1" REBAR FD. & USED
- MON. BOX / 5/8" REBAR FD. & USED
- CONC. MON. FD. & USED
- 5/8" REBAR MON. PIN FD. & USED IN MONUMENT BOX
- 5/8" REBAR TO BE SET
- 5/8" REBAR MON. PIN SET IN MONUMENT BOX

LINE TABLE		
LINE	LENGTH	BEARING
E1	101.14	N53°23'29"W
E2	137.84	N10°07'08"E
E3	20.00	N79°52'52"W
E4	170.15	N10°07'08"E
E5	131.89	N53°23'29"W
E6	135.77	N47°21'25"E
E7	20.00	N42°38'35"W
E8	135.77	N47°21'25"E
E9	108.41	N56°33'01"W
E10	16.46	N85°21'15"E
E11	18.95	N36°37'59"E
E12	164.72	N16°30'33"E
E13	20.00	N73°29'27"W
E14	168.27	N16°30'33"E
E15	27.89	N21°25'40"W
E16	19.81	N14°50'24"W
E17	73.82	N00°45'47"E
E18	52.03	N07°03'04"W
E19	7.53	N50°57'23"W
E20	20.00	N39°02'37"E
E21	7.53	N50°57'23"W
E22	13.48	N65°47'17"E
E23	53.12	N85°32'38"W
E24	13.38	N67°23'46"W
E25	32.37	N39°42'56"W
E26	41.14	N28°47'51"W
E27	52.30	N43°16'38"E
E28	58.07	N36°43'32"E
E29	2.13	N31°01'47"W
E30	127.76	N56°33'01"W

NOTE:

FOR CONVENTIONAL SINGLE FAMILY SUBLOTS 99 THROUGH 126 40' AVG. BLDG. LINE MAY VARY BETWEEN 35' AND 45' WITH NO MORE THAN 2 ADJACENT YARDS BEING THE SAME.

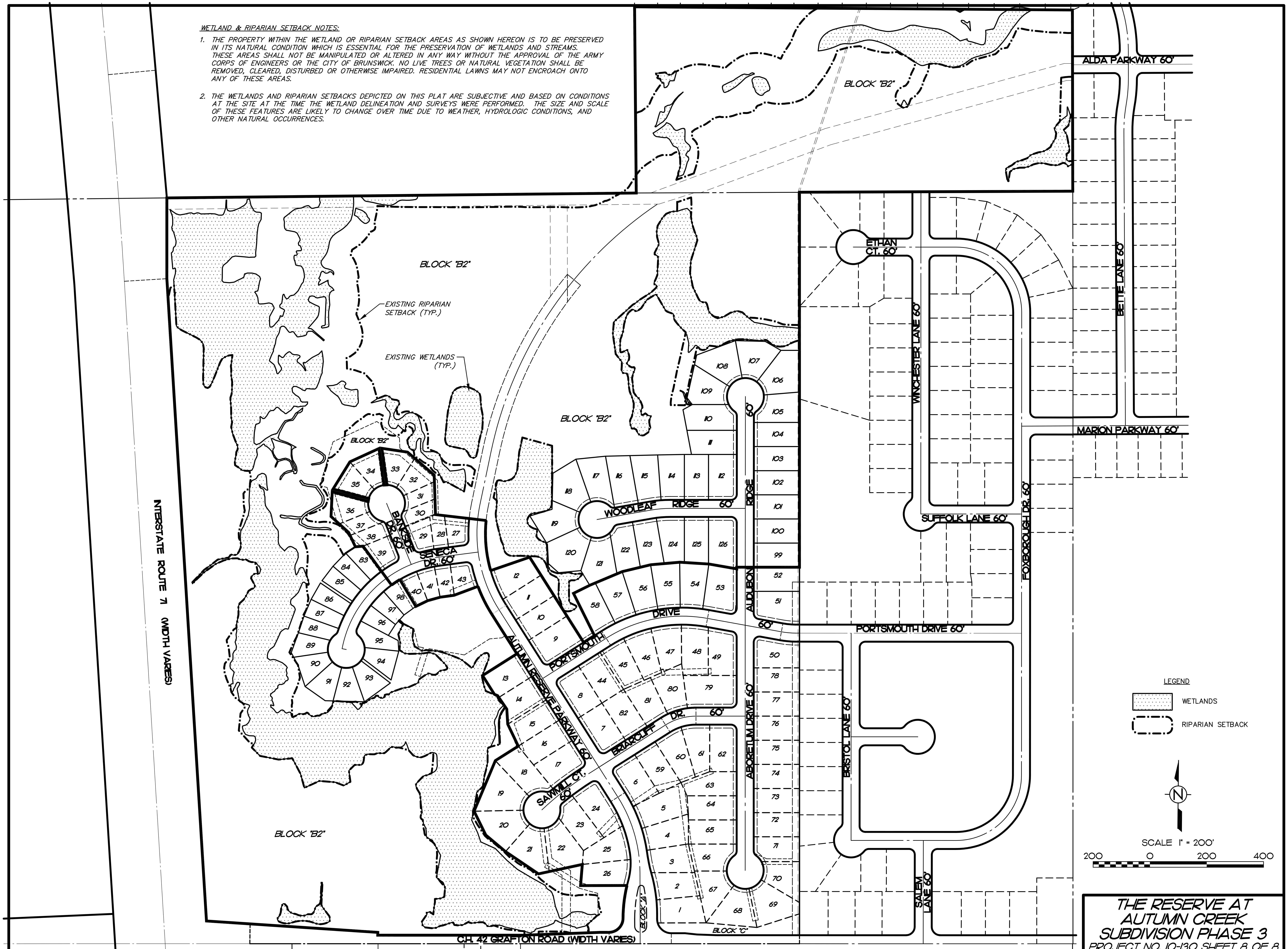
FOR CLUSTER SINGLE FAMILY SUBLOTS 83 THROUGH 98 25' BLDG. LINE

SEE SHEET 6 FOR REMAINING EASEMENTS

THE RESERVE AT AUTUMN CREEK SUBDIVISION PHASE 3

WETLAND & RIPARIAN SETBACK NOTES:

1. THE PROPERTY WITHIN THE WETLAND OR RIPARIAN SETBACK AREAS AS SHOWN HEREON IS TO BE PRESERVED IN ITS NATURAL CONDITION WHICH IS ESSENTIAL FOR THE PRESERVATION OF WETLANDS AND STREAMS. THESE AREAS SHALL NOT BE MANIPULATED OR ALTERED IN ANY WAY WITHOUT THE APPROVAL OF THE ARMY CORPS OF ENGINEERS OR THE CITY OF BRUNSWICK. NO LIVE TREES OR NATURAL VEGETATION SHALL BE REMOVED, CLEARED, DISTURBED OR OTHERWISE IMPAIRED. RESIDENTIAL LAWNS MAY NOT ENCROACH ONTO ANY OF THESE AREAS.
2. THE WETLANDS AND RIPARIAN SETBACKS DEPICTED ON THIS PLAT ARE SUBJECTIVE AND BASED ON CONDITIONS AT THE SITE AT THE TIME THE WETLAND DELINEATION AND SURVEYS WERE PERFORMED. THE SIZE AND SCALE OF THESE FEATURES ARE LIKELY TO CHANGE OVER TIME DUE TO WEATHER, HYDROLOGIC CONDITIONS, AND OTHER NATURAL OCCURRENCES.



THE RESERVE AT AUTUMN CREEK SUBDIVISION PHASE 3

PROJECT NO. 10-130 SHEET 8 OF 8

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 77-15

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

AN ORDINANCE APPROVING THE PHASE 3 FINAL PLAT FOR THE RESERVE AT AUTUMN CREEK SUBDIVISION SPECIAL PLANNING DISTRICT NO. 3, SUBJECT TO FINAL ENGINEERING APPROVAL AND ANY OTHER CONDITIONS IMPOSED BY COUNCIL.

WHEREAS: On September 17, 2015, the Brunswick City Planning Commission recommended approval to City Council of the Phase 3 final plat for the Reserve at Autumn Creek Subdivision SPD-3, subject to final engineering approval.

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

SECTION 1: That the Phase 3 final plat for the Reserve at Autumn Creek Subdivision SPD-3, as attached hereto as Exhibit “A”, is hereby approved subject to final engineering approval.

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
Barb Ortiz

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 78-15

BY: Committee-of-the-Whole

A RESOLUTION EXTENDING THE AGREEMENT BETWEEN THE GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY AND THE CITY OF BRUNSWICK UP TO AND INCLUDING DECEMBER 31, 2016 FOR THE PROVISION OF TRANSPORTATION SERVICES KNOWN AS THE 251 FLYER (FORMERLY THE 451 ROUTE)

WHEREAS: On June 14, 2010, City Council adopted Resolution No. 53-10 authorizing the City Manager to enter into an agreement (the "Agreement") with the Greater Cleveland Regional Transit Authority (the "GCRTA") for the provision of transportation services known as the 451 Route (now the 251 Flyer) for the term of August 16, 2010 through August 14, 2011, in exchange for compensation in the amount of $5,503.33 per month;

WHEREAS: On July 25, 2011, City Council adopted Resolution No. 60-11 extending the Agreement with the GCRTA for a period of two (2) months up to and including October 14, 2011, for the provision of transportation services known as the 451 Route in exchange for compensation in the amount of $5,000.00 per month;

WHEREAS: On October 10, 2011, City Council adopted Resolution No. 92-11 extending the Agreement with the GCRTA for a period of two (2) months up to and including December 14, 2011, for the provision of transportation services known as the 451 Route in exchange for compensation in the amount of $5,000.00 per month;

WHEREAS: On December 12, 2011, City Council adopted Resolution No. 111-11 extending the Agreement with the GCRTA for a period of three (3) months up to and including March 14, 2012, for the provision of transportation services known as the 451 Route in exchange for compensation in the amount of $5,000.00 per month;

WHEREAS: On March 12, 2012, City Council adopted Resolution No. 26-12 extending the Agreement with the GCRTA for a period of three (3) months up to and including June 14, 2012, for the provision of transportation services known as the 451 Route in exchange for compensation in the amount of $5,000.00 per month;

WHEREAS: On May 21, 2012, City Council adopted Resolution No. 65-12 authorizing the extension of the Agreement for a period up to and including December 31, 2012, for monthly compensation in the amount of $5,000.00;

WHEREAS: On December 10, 2012, City Council adopted Resolution No. 118-12 authorizing the extension of the Agreement for a period up to and including December 31, 2013, for monthly compensation in the amount of $4,250.00;

WHEREAS: On October 14, 2013, City Council adopted Resolution No. 71-13 authorizing the extension of the Agreement for a period up to and including December 31, 2014, for monthly compensation in the amount of $4,250.00;

WHEREAS: On November 10, 2014, City Council adopted Resolution No. 86-14 authorizing the extension of the Agreement for a period up to and including December 31, 2015, for monthly compensation in the amount of $4,250.00; and

WHEREAS: The parties thereto are desirous of extending the term of the Agreement up to and including December 31, 2016, for monthly compensation in the amount of $4,250.00.

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

SECTION 1: That the City Manager is hereby authorized to enter into the Ninth Amendment to the Agreement, as attached hereto as Exhibit "A", for the provision of transportation services known as the 251 Flyer (formerly the 451 Route) up to and including December 31, 2016. The City shall pay the GCRTA monthly compensation during the term of this extension in the amount of $4,250.00.

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

PASSED: 1ST reading ____________________

2ND reading ____________________

3RD reading ____________________

ADOPTED: __________________ AYES ___________ NAYS ___________

ATTEST: ________________________

Clerk of Council
Barbara J. Ortiz, CMC

NINTH AMENDMENT TO AGREEMENT BETWEEN THE GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY AND THE CITY OF BRUNSWICK, OHIO

THIS NINTH AMENDMENT is entered into this ___ day of _________________, 2015, by and between the Greater Cleveland Regional Transit Authority ("GCRTA"), a political subdivision of the State of Ohio, with a business address of 1240 W. 6th Street, Cleveland, Ohio 44113 and the City of Brunswick, Ohio (the "City"), a chartered municipal corporation existing and operating pursuant to the laws of the State of Ohio, with a business address of 4095 Center Road, Brunswick, Ohio 44212.

WHEREAS, on June 14, 2010, City Council adopted Resolution No. 53-10 authorizing the City Manager to enter into an agreement (the "Agreement") with the GCRTA for the provision of transportation services known as the 451 Route (now known as the 251 Flyer) for the term of August 16, 2010 through August 14, 2011, in exchange for compensation in the amount of $5,503.33 per month;

WHEREAS, on July 25, 2011, City Council adopted Resolution No. 60-11 authorizing the extension of the Agreement for a period of two (2) months, up to and including October 14, 2011, for monthly compensation in the amount of $5,000.00;

WHEREAS, on October 10, 2011, City Council adopted Resolution No. 92-11 authorizing the extension of the Agreement for a period of two (2) additional months, up to and including December 14, 2011, for monthly compensation in the amount of $5,000.00;

WHEREAS, on December 12, 2011, City Council adopted Resolution No. 111-11 authorizing the extension of the Agreement for a period of three (3) additional months, up to and including March 14, 2012, for monthly compensation in the amount of $5,000.00;

WHEREAS, on March 12, 2012, City Council adopted Resolution No. 26-12 authorizing the extension of the Agreement for a period of three (3) additional months, up to and including June 14, 2012, for monthly compensation in the amount of $5,000.00; and

WHEREAS, on May 21, 2012, City Council adopted Resolution No. 65-12 authorizing the extension of the Agreement for a period up to and including December 31, 2012, for monthly compensation in the amount of $5,000.00;

WHEREAS, on December 10, 2012, City Council adopted Resolution No. 118-12 authorizing the extension of the Agreement for a period up to and including December 31, 2013, for monthly compensation in the amount of $4,250.00;

WHEREAS, on October 14, 2013, City Council adopted Resolution No. 71-13 authorizing the extension of the Agreement for a period up to and including December 31, 2014 for monthly compensation in the amount of $4,250.00;

WHEREAS, on November 10, 2014, City Council adopted Resolution No. 86-14, authorizing the extension of the Agreement up to and including December 31, 2015 for monthly compensation in the amount of $4,250.00; and

WHEREAS, the parties to the Agreement are desirous of extending the term of the Agreement up to and including December 31, 2015, for monthly compensation in the amount of $4,250.00.

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

1. The term of the Agreement shall be extended up to and including December 31, 2016.

2. The City shall pay GCRTA the total sum of Fifty-One Thousand Dollars ($51,000.00) payable in twelve (12) equal monthly installments of Four Thousand Two Hundred Fifty Dollars ($4,250.00) commencing on January 1, 2016.

3. The terms and provisions of the Agreement shall remain in full force and effect except as otherwise modified by this Ninth Amendment.

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

Greater Cleveland Regional Transit Authority

____
Joseph A. Calabrese, CRO
General Manager/Secretary-Treasurer

Date____________________________

City of Brunswick, Ohio

____
Anthony J. Bales, City Manager

Date____________________________

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

____
General Counsel, Deputy General Manager for Legal Affairs

By:___________________________
(Print Name)

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

____
Kenneth J. Fisher, Director of Law

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 84-15

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

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SELL MUNICIPAL PERSONAL PROPERTY NOT NEEDED FOR ANY MUNICIPAL PURPOSE AND CREDIT THE SALE AMOUNT AGAINST THE PURCHASE PRICE OF ONE (1) IBAK/RAPIDVIEW CORE PORTABLE MAINLINE SEWER INSPECTION SYSTEM FROM JACK DOHENY COMPANIES IN AN AMOUNT NOT TO EXCEED $120,000.00.

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

WHEREAS: The State contract, under State Procurement Program, has been awarded to Jack Doheny Companies;

WHEREAS: Pursuant to Ohio Revised Code Section 721.15(B), it is hereby determined that one (1) Aries Portable Mainline Sewer Inspection System (the "Aries System") owned by the City is obsolete, unfit and not needed for municipal purposes; and

WHEREAS: Jack Doheny Companies have agreed to purchase the Aries System and credit the purchase price against the purchase price of the IBAK/Rapidview Core Portable Mainline Sewer Inspection System (the "IBAK System").

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

SECTION 1: That the City Manager is hereby authorized to sell the Aries System to Jack Doheny Companies, with the proceeds of sale to be credited against the purchase price of the IBAK System to be purchased from Jack Doheny Companies, in an amount not to exceed $120,000.00.

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

PASSED: 1st Reading________________________

2nd Reading________________________

3rd Reading________________________

ADOPTED: _________________ AYES ___________ NAYS ___________

ATTEST: ________________________
Clerk of Council
Barb Ortiz

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 85-15

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

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE ONE (1) ODB TRAILER MOUNTED VACUUM DEBRIS COLLECTOR FROM OLD DOMINION BRUSH COMPANY, INC., IN AN AMOUNT NOT TO EXCEED $46,776.50.

WHEREAS: The City of Brunswick belongs to the National Joint Powers Alliance, a government purchasing cooperative that creates and manages joint purchasing programs for local governments in accordance with applicable law, which is similar the Ohio State Procurement Program; and

WHEREAS: The contract under the National Joint Powers Alliance has been awarded to Old Dominion Brush Company, Inc.

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

SECTION 1: That the City Manager is hereby authorized to purchase one (1) ODB Trailer Mounted Vacuum Debris Collector from Old Dominion Brush Company, Inc. in an amount not to exceed $46,776.50.

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

PASSED: 1st Reading________________________

2nd Reading________________________

3rd Reading________________________

ADOPTED: _________________ AYES ___________ NAYS ___________

ATTEST: ________________________
Clerk of Council
Barb Ortiz

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION

DATE:	10/19/2015
TO:	Vice Mayor Vince Carl and Members of City Council
FROM:	Anthony J. Bales, City Manager
COPY:	Mayor Ron Falconi
LEGISLATION:	**RES. NO. 87-15 -** An emergency resolution supporting the Anti-Drug Renewal Levy for Medina County Drug Abuse Commission on the November 3, 2015 ballot - **1st Reading** (To be brought from Committee-of-the-Whole, *Mayor Ron Falconi*)
BACKGROUND:	Medina County Drug Abuse has an Anti-Drug Levy Renewal on the November 3, 2015 ballot which includes no new taxes. The Mayor and Council wish to publicly support this levy to keep our communities safe, keeping kids healthy and drug-free, to prevent drug abuse preserving the environment and to support drug treatment.
PURPOSE AND EXPLANATION:	Needs to be adopted before the Nov. 3 Election.
IMPLEMENTATION SCHEDULE:	
FINANCIAL INFORMATION:	
FINANCIAL SUMMARY:	
RECOMMENDED ACTION:	

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

If emergency or suspension of the rules, why the request?
Emergency as it has to be adopted before the November 3, 2015 election.
Two Readings

ADDITIONAL INFORMATION:

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 87-15

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION IN SUPPORT OF THE ANTI-DRUG RENEWAL LEVY FOR THE MEDINA COUNTY DRUG ABUSE COMMISSION ON THE NOVEMBER 3, 2015 BALLOT.

WHEREAS: The Medina County Drug Abuse Commission has an Anti-Drug Levy Renewal on the November 3,2 015 ballot, which includes no new taxes; and

WHEREAS: The Mayor and this Council wish to publicly support this Levy to keep our communities safe, keep children healthy and drug free, to prevent drug abuse and to support drug treatment.

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

SECTION 1: This Council does hereby declare its support of the Anti-Drug Renewal Levy for the Medina County Drug Abuse Commission on the November 3, 2015 election ballot.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare, and safety and for the additional reason that this Resolution be in effect prior to the November 3, 2015 election. Therefore, the same shall be in full force from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st reading ____________________

2nd reading ____________________

RULES SUSPENDED: AYES______ NAYS______

ADOPTED: ________________________________ AYES_____NAYS_____

ATTEST: ________________________________
Clerk of Council
Barbara J. Ortiz, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION

DATE:	10/19/2015
TO:	Vice Mayor Vince Carl and Members of City Council
FROM:	Anthony J. Bales, City Manager Ken Fisher, Director
COPY:	Mayor Ron Falconi
LEGISLATION:	**RES. NO. 88-15** - A Resolution to renew existing agreement with the Medina County Public Defender Commission to provide Defense Counsel for indigent defendants in Medina Municipal Court for municipal code violations from January 1, 2016 through December 31, 2016 - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/ Kenneth Fisher*)
BACKGROUND:	Resolution 72-11 authorized City Manager to enter into Agreement with the Medina County Public Defender Commission to provide indigent defense services for calendar year 2012. Resolution 100-12 authorized renewal of the Agreement for calendar year 2013. Resolution No. 86-13 authorized renewal of the Agreement for calendar year 2014. Resolution No. 82-14 authorized renewal of the Agreement for calendar year 2015.
PURPOSE AND EXPLANATION:	Renewal of the Agreement for calendar year 2016.
IMPLEMENTATION SCHEDULE:	January 1, 2016 through December 31, 2016 upon adoption of Resolution by Council.
FINANCIAL INFORMATION:	8000 - 001-0600-54233 - - - -
FINANCIAL SUMMARY:	\$100.00 per case for violation of City Ordinance that results in a plea before trial. \$125.00 per case for Trial of violation of City Ordinance.
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:

$100.00 per case for violation of City Ordinance that results in a plea before trial
$125.00 per case for Trial of violation of City Ordinance.

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 88-15

BY: Committee-of-the-Whole

A RESOLUTION RATIFYING AND CONFIRMING THE RENEWAL OF THE EXISTING AGREEMENT WITH THE MEDINA COUNTY PUBLIC DEFENDER COMMISSION AND THE MEDINA COUNTY COMMISSIONERS FOR INDIGENT DEFENSE SERVICES IN MEDINA MUNICIPAL COURT FOR MUNICIPAL CODE VIOLATIONS FROM JANUARY 1, 2016 THROUGH DECEMBER 31, 2016.

WHEREAS: The Ohio Public Defender is requiring that the Medina County Public Defender Commission enter into an updated agreement with the City for the provision of indigent defense services in Medina Municipal Court for municipal code violations containing a recognizable term and necessary clauses required by Ohio Administrative Code Section 120-1-09;

WHEREAS: On October 10, 2011, this Council adopted Resolution No. 72-11, which authorized the City Manager to enter into such Agreement from January 1, 2012 through December 31, 2012;

WHEREAS: On October 22, 2012, this Council adopted Resolution No. 100-12, which authorized the renewal of the existing Agreement from January 1, 2013 through December 31, 2013;

WHEREAS: On October 28, 2013, this Council adopted Resolution No. 86-13, which authorized the renewal of the existing Agreement from January 1, 2014 through December 31, 2014;

WHEREAS: On October 27, 2014, this Council adopted Resolution No. 82-14, which authorized the renewal of the existing Agreement from January 1, 2015 through December 31, 2015; and

WHEREAS: The Agreement must be renewed annually by Resolution of this Council pursuant to the requirements of the Ohio Public Defender's Office.

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

SECTION 1: This Council hereby ratifies and confirms the renewal of the exiting Agreement with the Medina County Public Defender and the Medina County Commissioners for indigent defense services in Medina Municipal Court for municipal code violations from January 1, 2016 through December 31, 2016.

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
Barbara J. Ortiz

RESOLUTION NO.

BY: Mrs. Hanek, Mr. Abella, and Mr. Carl

AN EMERGENCY RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

(CITY COUNCIL)
Revised Code, Secs. 5705.34-5705.35

The Council of the City of BRUNSWICK, MEDINA County, Ohio, met in ______ (Regular Or Special) session on the ______ day of ______ 20___, at the office of ______ with the following members present:

______

______

______

Mr./Mrs.______ moved the adoption of the following Resolution:

WHEREAS, This Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, **2016** and

WHEREAS, The Budget Commission of MEDINA County, Ohio, has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within, the ten mill tax limitation; therefore, be it

RESOLVED, By the Council of the City of BRUNSWICK, MEDINA County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

SCHEDULE A

SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES

FUND	Amount to Be Derived from Levies Outside 10 M. Limitation	Amount Approved by Budget Commission Inside 10 M. Limitation	County Auditor's Estimate of Tax Rate to be Levied	
			Inside 10 M. Limit	Outside 10 M. Limit
	Column II	Column IV	V	VI
General Fund		$1,513,200	2.30	
General Bond Retirement Fund				
Police Pension		$197,400	0.30	
Road Levy	$787,500			1.20
Recreation Fund				
Fund				
Fund				
TOTAL	$787,500	$1,710,600	2.60	1.20

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

FUND	Maximum Rate Authorized to Be Levied	Co. Auditor's Est. of Yield of Levy (Carry to Schedule A, Column II)
GENERAL FUND:		
Current Expense Levy authorized by voters on ,20 for not to exceed years.		
Current Expense Levy authorized by voters on ,20 for not to exceed years.		
Current Expense Levy authorized by voters on ,20 for not to exceed years.		
Total General Fund outside 10m. Limitation.		
Road Levy authorized by voters on May 6, 2014 for not to exceed 10 years.	1.20	$787,500
Levy authorized by voters on ,20 for not to exceed years.		
Fund: Levy authorized by voters on for not to exceed years.		
Fund: Levy authorized by voters on ,20 for not to exceed years.		
Fund: Levy authorized by voters on ,20 for not to exceed years.		
Fund: Levy authorized by voters on ,20 for not to exceed years.		

THIS RESOLUTION IS DECLARED TO BE AN EMERGENCY MEASURE NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, PROPERTY, HEALTH, SAFETY, WELFARE, AND PROVIDING FOR THE USUAL DAILY OPERATION OF A MUNICIPALITY, AND FOR THE ADDITIONAL REASON THAT THIS RESOLUTION MUST BE FILED WITH THE MEDINA COUNTY AUDITOR AS SOON AS POSSIBLE. THEREFORE, THE SAME SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE BY THE REQUIRED NUMBER OF VOTES.

and be it further

RESOLVED, That the Clerk of this Council be and he is hereby directed to certify a copy of this Resolution to the County Auditor of Said County.

Mr./Mrs. ______________________ seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr./Mrs. ______________________________

Mr./Mrs. ______________________________

Mr./Mrs. ______________________________

Adopted the _________ day of ___________________________ ,20 _____.

____

Attest:

____
President of Council

____
Clerk of Council

CERTIFICATE OF COPY
ORIGINAL ON FILE

The State of Ohio, ____________________ County, ss.

I, ______________________________, Clerk of the Council of the City

of ________________________________ within and for said County, and in whose custody the Files and Records of said Council are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original ___________________________

____

____

now on file, that the foregoing has been compared by me with said original document, and that the same is a true and correct copy thereof.

WITNESS my signature, this ___________ day of _________________________________, 20_____

____
Clerk of Council

____

No. ________________________

____
COUNCIL OF THE CITY OF

____

_________________________ County, Ohio.

____

EMERGENCY RESOLUTION
ACCEPTING THE AMOUNTS AND RATES
AS DETERMINED BY THE BUDGET
COMMISSION AND AUTHORIZING THE
NECESSARY TAX LEVIES AND CERTIFYING
THEM TO THE COUNTY AUDITOR

(City Council)

____

Adopted ___________________, 20 ___

____
Clerk of Council

____

Filed _____________________, 20 ____

____
County Auditor

By ______________________________
Deputy

MEDINA COUNTY BUDGET COMMISSION

144 North Broadway St., Room 301
Medina, Ohio 44256
Michael E. Kovack, Secretary
www.medinacountyauditor.org

Date: September 29, 2015

To: Township Fiscal Officers
Village Fiscal Officers/Clerks
City Finance Directors
Library Treasurers

From: MaryBeth Guenther, Tax Settlements
Medina County Auditor's Office

Re: Official Certificate of Estimated Resources and
Resolution Accepting Amounts and Rates

Enclosed please find your copies of the:

1. Official Certificate of Estimated Resources
2. Extension Letter from the Ohio Department of Taxation, and
3. Your Resolution Accepting Amounts and Rates.

The Extension Letter is for your audit next year. It indicates the reason for extending the dates for the Resolution Accepting Rates.

The Resolution Accepting the Amounts and Rates must be approved and sent back to our office by **October 30, 2015.**

If you have a replacement or renewal with an increase levy that passes on the ballot in November you will be sent another Resolution Accepting Rates after the election. This must be approved and sent back by **November 25, 2015.**

Thank you. If you have any questions please call me at 330.725.9781.

1000000020

Ohio Department of TAXATION
Office of the Tax Commissioner
30 E. Broad St., 22nd Floor • Columbus, OH 43215

JOURNAL ENTRY

Date: JUL 10 2015

The Honorable Michael E. Kovack
Medina County Auditor
144 North Broadway Street, Room 301
Medina, Ohio 44256-1972

Entry Number: 15-07-0158

Re: Approval of Extension for the Medina County Budget Commission to Complete its Work

The Tax Commissioner, upon consideration of the application filed by the County Auditor, as secretary of the county budget commission, on July 7, 2015, for an extension of time beyond the statutory date of September first to complete its work, as provided by Revised Code section 5705.27, finds that the extension of time is necessary and approves October 1, 2015, as the date within which such work shall be completed, pursuant to Ohio Revised Code section 5705.341 (last para.).

The Tax Commissioner also extends the October first deadline contained in Ohio Revised Code section 5705.34 for the political subdivision to authorize the necessary tax levies to the auditor by the same number of days that the extension to certify rates is granted by this entry. Accordingly, the political subdivision must authorize the necessary tax levies to the auditor by October 30, 2015. The County Auditor must notify each political subdivision affected by this entry.

It is ordered that a copy of this entry be certified to the County Auditor, as secretary of the County Budget Commission.

I CERTIFY THAT THIS IS A TRUE AND ACCURATE COPY OF THE ENTRY RECORDED IN THE TAX COMMISSIONER'S JOURNAL.

Joseph W. Testa
TAX COMMISSIONER

/s/ Joseph W. Testa

Joseph W. Testa
Tax Commissioner

SS

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION

DATE:	10/19/2015
TO:	Vice Mayor Vince Carl and Members of City Council
FROM:	Anthony J. Bales, City Manager Grant Aungst, Community and Economic Development Director
COPY:	Mayor Ron Falconi
LEGISLATION:	**RES. NO. 92-15** - A resolution authorizing the City Manager to enter into a grant agreement with Lowbrow Customs, LLC - **1st Reading** (To be brought from Economic Development Committee, *Administration/Grant Aungst*)
BACKGROUND:	City Administration has been in discussions with a potential purchaser of an existing building in the City's industrial park regarding relocating the business to the City and potential upgrades to the existing structure and site, including additional staffing. Discussions involved economic development incentives that may be available.
PURPOSE AND EXPLANATION:	The City has in place an economic development program to promote the creation of jobs and stimulate economic growth. As part of the agreement, the City shall provide Lowbrow with an annual grant in an amount equal to ten percent of Municipal Income Tax Receipts, for each \$100,000 of annual employee payroll, provided such annual employee payroll exceeds \$700,000, not to exceed one hundred percent of Municipal Income Tax Receipts. Such grant shall be payable solely from City Non-Tax Revenues. The grant shall continue for five consecutive years. In order to receive and retain the grant Lowbrow shall retain all of its business operations in the City for a minimum period of ten years and maintain a minimum annual payroll of \$700,000 during such ten year period.
IMPLEMENTATION SCHEDULE:	Pending Council approval, as soon as the business receives occupancy permit from the City for business operations.
FINANCIAL INFORMATION:	Financial - 001-0490-54285 - \$18,500.00 - 001-0490-54285 - -
FINANCIAL SUMMARY:	Fiscal approval for this agreement and each applicable year will be done through an annual purchase order, subject to Council's appropriation and the applicable tax rate in existence at the time. The \$18,500 amount is the calcualted not to exceed maximum amount for the first year of the agreement provided all applicable conditions in the agreement are met, tax rates remain the same and sufficient appropriations have been passed by Council. The 2016 Budget is expected to be passed by Council in November or December of 2015.

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?

Administration is requesting two readings by City Council with suspension of the rules and passage by emergency to allow the purchaser the opportunity to finalize negotiations and proceed with purchase and relocation in a timely manner.

ADDITIONAL INFORMATION:

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 92-15

BY: Mr. Carl, Mrs. Hanek and Mr. Capretta

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A GRANT AGREEMENT WITH LOWBROW CUSTOMS, LLC.

WHEREAS: In accordance with applicable Ohio law, the City has developed a program to promote the creation of jobs and stimulate economic development in the City;

WHEREAS: The City is desirous of entering into a Grant Agreement with Lowbrow Customs, LLC to promote the creation of jobs and stimulate economic development in the City.

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

SECTION 1: That the City Manager, upon approval of the Law Director, is authorized and directed to enter into the Grant Agreement with Lowbrow Customs, LLC, as attached hereto as Exhibit "A".

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

PASSED: 1st Reading__________________________

2nd Reading__________________________

3rd Reading__________________________

ADOPTED: __________________ AYES ___________ NAYS ___________

ATTEST: ________________________
Clerk of Council
Barb Ortiz

GRANT AGREEMENT

THIS GRANT AGREEMENT (the "Agreement") is entered into by and between the City of Brunswick, Ohio, a municipal corporation duly organized and validly existing under the Constitution and laws of the State of Ohio (the "City"), and Lowbrow Customs, LLC, an Ohio limited liability company ("Lowbrow Customs").

RECITALS:

WHEREAS, in accordance with applicable Ohio law as detailed in Ohio Revised Code Section 718.15, as may be amended from time to time, the City has developed a program to promote the creation of jobs and stimulate economic development in the City; and

WHEREAS, the City hereby enters into this Agreement to promote the creation of jobs and stimulate economic development in the City.

NOW, THEREFORE, in consideration of the mutual covenants herein contained, and intending to be legally bound, the Parties hereto agree as follows:

A. Lowbrow Customs, LLC – Representations, Covenants and Warranties.

1) Lowbrow Customs, or a corporate entity affiliated with Lowbrow Customs, shall effectuate the purchase of the commercial real property located at 2873 Interstate Parkway, Brunswick, Ohio (the "Property") and relocate all business operations of Lowbrow Customs to the Property;

2) Lowbrow Customs shall cause any necessary renovations to the Property to be completed and commence business operations at the Property no later than January 1, 2016. The date that Lowbrow Customs commences business operations at the Property, and so notifies the City in writing, shall be known as the "Commencement Date".

3) In order to receive and retain the grants as described in Section B below, Lowbrow Customs shall retain all of its business operations in the City for a minimum period of ten (10) years and maintain a minimum annual employee payroll of $700,000.00 during such ten (10) year period. If Lowbrow Customs relocates all or any portion of its business operations outside of the corporate limits of the City prior to the expiration of the ten (10) year commitment or fails to maintain a minimum annual employee payroll of $700,000.00 during such ten (10) year period, any and all grants provided pursuant to this Agreement shall be deemed refundable and Lowbrow Customs shall repay the City the full value of all grants received hereunder immediately upon the relocation of all or any portion of its business operations outside of the corporate limits of the City or failure to maintain a minimum annual employee payroll of $700,000.00.

B. Grants.

1) The City shall provide Lowbrow Customs with an annual grant (the "Grant") in an amount equal to ten percent (10%) of Municipal Income Tax Receipts, as defined hereinbelow, for each $100,000.00 of annual employee payroll, provided such annual employee payroll exceeds $700,000.00, not to exceed one hundred percent (100%) of Municipal Income Tax Receipts. Such Grant shall be payable solely from City Non-Tax Revenues, as defined hereinbelow.

For example, in the event that the employee payroll of Lowbrow Customs for the first year of this Agreement is $800,000.00, then the Grant payable to Lowbrow Customs shall equal eighty percent (80%) of Municipal Income Tax Receipts actually received by the City for such year.

"Municipal Income Tax Receipts", as used herein, means the municipal income taxes actually received by the City during the twelve (12) month period commencing on the Commencement Date, and each twelve (12) months thereafter for the term of this Agreement, derived from the employees of Lowbrow Customs.

"Non-Tax Revenues", as used herein, means all moneys of the City which are not moneys raised by taxation, to the extent available for the purpose of making any payments required hereunder, including, but not limited to, the following: (a) grants from the United States of America and the State of Ohio; (b) payments in lieu of taxes now or hereafter authorized by State statute to the extent not pledged to pay debt charges on other City indebtedness; (c) fines and forfeitures which are deposited in the City's General Fund; (d) fees deposited in the City's General Fund for services provided and from properly imposed licenses and permits; (e) investment earnings on the City's General Fund; (f) investment earnings on other funds of the City that are credited to the City's General Fund; (g) proceeds from the sale of assets which are deposited in the City's General Fund; (h) gifts and donations; and (i) all rental payments which are deposited in the City's General Fund.

Nothing herein shall be construed as requiring the City to use or apply to the payment of its obligation hereunder any funds or revenues from any source other than Non-Tax Revenues; provided, however, that nothing herein shall be deemed to prohibit the City, at its sole discretion, from using, to the extent that it is authorized by law to do so, any other resources for the fulfillment of any of the terms, conditions or obligations of this Agreement. The obligation to make any

Grant hereunder shall terminate immediately if Lowbrow Customs ceases business operations within the corporate limits of the City or otherwise fails to fulfill its obligations under this Agreement.

2) The annual Grant set forth above shall continue for a period of five (5) consecutive years from the Commencement Date unless earlier terminated as set forth in this Agreement.

3) The Grant required hereunder shall be made to Lowbrow Customs upon the occurrence of the following: (a) the City's actual receipt of Municipal Income Tax Receipts; (b) the City's actual receipt of all necessary municipal tax returns from Lowbrow Customs; and (c) the City's receipt, review and approval of any requested supporting documentation as required herein.

Any Grant payment required hereunder shall made by check payable to Lowbrow Customs, to be forwarded by regular U.S. mail within ninety (90) days of filing all necessary municipal tax returns with the City, to the notice address provided in Section C below, as may be updated by written notice to the City from time to time.

C. Additional Covenants and General Conditions.

1) This Agreement is specifically conditioned upon enactment by the Brunswick City Council of a Resolution approving this Agreement.

2) Lowbrow Customs may not assign its rights under this Agreement without the express written consent of the City.

3) Lowbrow Customs agrees to provide the City with information reasonably

requested by the City to evaluate Lowbrow Customs' compliance with this Agreement and to calculate the amount due hereunder.

4) A notice, demand, or other communication that may be provided or is otherwise required under this Agreement shall be sufficiently given or delivered if it is mailed by registered or certified mail, postage prepaid, return receipt requested, or delivered personally as follows:

To the City:

City of Brunswick
Attn: City Manager
Brunswick City Hall
4095 Center Road
Brunswick, OH 44212

To Lowbrow Customs:

Mr. Tyler Malinky
2385 Ridge Rd
Hinckley, OH 44256

5) This Agreement shall be governed exclusively by and construed in accordance with the laws of the State of Ohio.

6) This Agreement may be executed in several counterparts, each of which shall be deemed to be an original but altogether shall constitute only one and the same instrument. Signatures or counterparts delivered by email, facsimile or other electronic means shall be deemed binding originals.

[SIGNATURE PAGE TO FOLLOW]

WHEREFORE, the Parties hereto have caused this Grant Agreement to be executed as of the dates indicated below.

CITY OF BRUNSWICK, OHIO

____
Anthony J. Bales, City Manager

Date:____________________________

LOWBROW CUSTOMS, LLC

Tyler Malinky
Tyler Malinky, Sole Member and President

Date: 9-16-15

Approved as to form:

____
Kenneth J. Fisher, Law Director

Date:____________________________

This Grant Agreement has been approved by Brunswick City Council per Resolution No. __________ adopted on ______________________, _____, 2015.

____
Barbara Ortiz, Clerk of Council

MAYOR
RON FALCONI

CITY MANAGER
ANTHONY J. BALES

CITY OF BRUNSWICK

COUNCIL
MICHAEL J. ABELLA, JR
ANTHONY P. CAPRETTA
VINCENT CARL
DAVID COLEMAN
PATRICIA HANEK
ALEX V. JOHNSON
BRIAN K. OUSLEY

To: Members of Council
From: Lynnette L. Ozanich, Assistant Finance Director
Date: October 9, 2015
Re: Analysis and Discussion of Audit and CAFR Cost Savings

The overall goal of the Finance Department is to ensure the City and its residents receive exceptional customer service and vastly benefit from our experience, knowledge, hard work, accountability, accuracy, skill sets, openness, flexibility, professionalism and teamwork. We have a shared base of practical and professional knowledge and we are open to and have previously implemented many new ideas to achieve efficiencies and cost savings. We are certainly proud to serve the City of Brunswick.

With that said, I would like to take this opportunity to share with you the following information. The Finance Department, along with the cooperation of many departments, as well as our audit firm and the Local Government Services of the Auditor of State, have been able to reduce our audit and related CAFR costs from $55,978.30 in 2002 to an average annual cost of $38,956.68 per year over the last 12 years. That is an annual average savings of $17,021.62 for a whopping cost savings of $204,259.44 over the last 12 years. I have included a chart below detailing the actual audit and related costs for the past 13 audit periods.

FY Audited	Audit/ Consulting Costs	CAFR Printing/Award Costs	Total Costs
2002#	54,584.80	1,393.50	55,978.30
2003*	42,150.88	983.73	43,134.61
2004	34,842.64	743.65	35,586.29
2005*	40,177.47	743.65	40,921.12
2006	36,319.47	743.27	37,062.74
2007	36,077.97	715.00	36,792.97
2008	38,612.03	685.34	39,297.37
2009	39,879.08	469.90	40,348.98
2010*	40,602.12	629.44	41,231.56
2011	37,893.50	655.14	38,548.64
2012*	41,451.00	635.06	42,086.06
2013*	37,007.50	635.06	37,642.56
2014*	34,201.50	625.76	34,827.26
* - Includes Single Audit Costs - Additional costs			
# - First Year Implementation of GASB 34 requirements - Additional costs			

The City has been very fortunate to have an extremely qualified staff who have timely and accurately coordinated the City's audit and compiled the City's financial statements; thus, keeping these costs extremely low. The combination of the Assistant Finance Director and the supervisory contract with Local Government Services has been determined to be the lowest and best cost option in the past. As such, we will continue a supervisory contract with the Auditor of State's Office/Local Government Services for the 2015 CAFR (prepared in 2016) at an estimated cost of $12,200, based on a previously agreed-upon contract.

Additionally, for the 2015 Audit/CAFR compilation, we would like to engage the services of James G. Zupka, CPA, Inc. The 2015 Audit, completed in 2016, represents the final year that the City is allowed to utilize the services of an outside audit firm. Beginning with the 2016 audit (completed in 2017), with the possibility of continuing for an undetermined number of years, the City will have Auditors from the Auditor of State's office. The cost for the 2015 audit, performed by Zupka, CPA, Inc., is estimated to be $26,964, provided the City does not require a Single Audit of any Federal programs. At this time, we do not anticipate needing such an Audit; however, we are requesting the authorization to include this item in our cost estimate. Should circumstances arise to necessitate a Single Audit, the additional cost would not exceed $3,780 without additional Council approval. It is important to note that the 2015 costs are anticipated to be higher than previous years due to requirements imposed by a new GASB statement, GASB 68, Accounting and Financial Reporting for Pensions. We expect this pronouncement to add 8 hours to our billable costs when compared to previous audits. Despite this additional audit item and an atmosphere of generally increasing costs, we are still well below costs experienced in the early 2000's.

The above information speaks volumes for the dedication and expertise of the City staff and demonstrates to the residents that their tax dollars are well spent. These types of savings allow the City to provide back other services to its residents that it otherwise could not.

We certainly work together to create a community of excellence.

Thank you.

CITY OF BRUNSWICK, OHIO
RESOLUTION NUMBER 94-15

By: Mrs. Hanek, Mr. Abella and Mr. Carl

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A ONE YEAR CONTRACT TO ENGAGE JAMES G. ZUPKA, CPA, INC. TO AUDIT THE CITY OF BRUNSWICK FOR THE FISCAL YEAR ENDING, DECEMBER 31, 2015 AND DECLARING AN EMERGENCY

WHEREAS: Pursuant to Ohio Revised Code Section 115.56 when the Auditor of State determines that the Auditor's office will not audit a public office, the Auditor shall contract with a certified public accountant, public accountant, or an official governmental audit organization to perform this audit on behalf of the Auditor of State's Office; and

WHEREAS: If the City expends more than $750,000 in federal assistance in any given fiscal year on or after January 1, 2015, the City will be subject to a federal single audit under the A-133 Audit Standards. The federal single audit is an addition to the regular audit pursuant to Ohio Revised Code Section 117 and will require a contract modification, if necessary; and

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That the City Manager is hereby authorized to enter into a one year agreement to engage James G. Zupka, CPA., Inc. to audit the basic financial statements of the City for the fiscal year ending December 31, 2015 for an annual cost not to exceed $26,964 with an option to modify the contract up to an additional $3,780 to conduct a federal single audit under the A-133 Audit Standards if the City of Brunswick expends more than $750,000 in federal awards for the fiscal year end December 31, 2015.

SECTION 2: This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety, welfare, and providing for the usual daily operation of a municipal department, and for the additional reason to comply with Ohio Revised Code Section 115.56. 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

CITY OF BRUNSWICK, OHIO
RESOLUTION NUMBER 94-15

ATTEST: ________________________________
Clerk of Council
Barbara J. Ortiz, CMC