

# **BRUNSWICK CITY SERVICES, UTILITIES, TECHNOLOGY & CABLE COMMITTEE**

## **Agenda APRIL 10, 2023 6:15 PM**

1. Discussion Items

**RES. NO. 25-2023** - An emergency resolution authorizing the City Manager to execute all necessary documents to accept the 2023 Energized Community Grant from NOPEC in the amount of \$91,390.00. - **1st Reading** (To be brought from the Services, Utilities, Technology & Cable Committee, *Administration/Grant Aungst*)

**RES. NO. 26-2023** - An emergency resolution authorizing participation in the Ohio Department of Transportation winter contract for road salt for the 2023-2024 winter season. - **1st Reading** (To be brought from the Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

2. General Discussion

3. Adjournment

## PROPOSED LEGISLATION



**DATE:** 4/10/2023

**TO:** Vice Mayor Nicholas Hanek and Members of City Council

**FROM:** Carl S. DeForest, City Manager  
Grant Aungst

**COPY:** Mayor Ron Falconi

**LEGISLATION:** **RES. NO. 25-2023** - An emergency resolution authorizing the City Manager to execute all necessary documents to accept the 2023 Energized Community Grant from NOPEC in the amount of \$91,390.00. - **1st Reading** (To be brought from the Services, Utilities, Technology & Cable Committee, *Administration/Grant Aungst*)

**BACKGROUND:** NOPEC has made available to all of the communities that participate with NOPEC a grant to implement energy efficiency or energy infrastructure projects that will benefit the community. This grant program is the sixth year of available grants. The 2018 grant was approved by Resolution 94-18; the 2019 grant was approved by Resolution 17-19; the 2020 grant was approved by Resolution 4-2020; the 2021 grant was approved by Resolution 4-2021; and the 2022 grant was approved by Resolution 7-2022.

**PURPOSE AND EXPLANATION:** The purpose of this grant is to allow for the improvement/upgrade of infrastructure to provide energy efficiencies.

**IMPLEMENTATION SCHEDULE:**

Immediately

**FINANCIAL INFORMATION:**

**FINANCIAL SUMMARY:**

The 2023 Energized Community Grant from NOPEC is in the amount of \$91,390.00. Eligible grant expenditures are to be charged to acct#336-2023-56800.

**RECOMMENDED ACTION:**

|                |     |
|----------------|-----|
| One Reading    | Yes |
| Two Readings   | No  |
| Three Readings | No  |

|                     |     |
|---------------------|-----|
| Emergency           | Yes |
| Suspension of Rules | Yes |

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

That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason to allow for receipt of grant funds as soon as possible to allow for the improvement/upgrade of infrastructure to provide energy efficiencies.

**ADDITIONAL  
INFORMATION:**

**RON MCVOY**  
Chairman

**CHUCK KEIPER**  
Executive Director

**BOARD OF DIRECTORS**

**RON MCVOY**  
Ashtabula County

**DAVID SCHEFFLER**  
Central Ohio

**JOHN ZEHENTBAUER**  
Columbiana County

**GEORGINE WELO**  
Cuyahoga County

**WILLIAM KOONS**  
Geauga County

**G. STUART O'HARA**  
Huron County

**HOLLIE BARTONE**  
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Mahoning County

**GRANT AUNGST**  
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**MICKEY MAROZZI**  
Portage County

**ANDREW SMALLSTEY**  
Richland County

**AARON MONTZ**  
Seneca County

**MARK BECKDAHL**  
Southwest Ohio

**JOE MAZZOLA**  
Stark County

**NICK MOLNAR**  
Summit County

**DOUG FRANKLIN**  
Trumbull County

January 30, 2023

Carl DeForest  
City Manager  
Brunswick  
4095 Center Road  
Brunswick, OH 44212

RE: IMPORTANT INFORMATION ABOUT YOUR COMMUNITY'S NOPEC GRANTS

Dear City Manager DeForest:

Congratulations! Brunswick has been awarded a NOPEC Energized Community (NEC) grant of \$91,390 for 2023. NOPEC\* and our supply partner NextEra Energy Resources value your community's membership and are awarding this grant to help your community continue your energy efficiency projects to achieve future savings on your utility bills. Please accept your 2023 NEC Grant award by completing your community profile by June 30, 2023.

As was announced at our General Assembly Meeting in November, the timing of the disbursement of 2023 NEC Grant funds is being adjusted slightly from previous years due to the current status of the electric aggregation. Please note that we expect more significant adjustments to 2024 NEC Grant levels as grants are based on the number of customers.

Please note important disbursement-related dates below:

| 2023 NEC Grant –Important Dates |          |                                         |                      |
|---------------------------------|----------|-----------------------------------------|----------------------|
| Year                            | Amount   | Available for Disbursement              | Deadline to Disburse |
| 2018-2021 Balance               | 0        | Available Now                           | November 30, 2023    |
| 2022 Balance                    | \$85,836 | Available Now                           | November 30, 2024    |
| 2023 Gas Award                  | \$24,627 | Available when 2023 Profile is approved | November 30, 2025    |
| 2023 Dual Aggregation Bonus     | \$17,968 | Available when 2023 Profile is approved | November 30, 2025    |
| 2023 Electric Award             | \$48,795 | October 1, 2023                         | November 30, 2025    |

As you can see, communities who are members of both NOPEC's electric and gas aggregations receive enhanced grant bonuses. We are ensuring that these bonus funds are made available to your community as soon as your 2023 profile is approved.

Later this week, you'll receive an e-mail with detailed instructions on how to access your community's grant information. NOPEC's Community Investment Manager, Jessica Renner, is available by email at [grants@nopecinc.org](mailto:grants@nopecinc.org) or by phone at 440-249-7072 if you have questions. Your Relationship Manager, Jose Delgado, is also available to help you with any questions.

We look forward to working with you!

Sincerely,



Chuck Keiper  
Executive Director

cc: Todd Fischer, Finance Director; Jose Delgado Relationship Manager

\*The NEC grant program is funded and administered by NOPEC, Inc., under agreement with Northeast Ohio Public Energy Council (NOPEC).



# Energized Community (NEC) Grant

The **NOPEC Energized Community (NEC) Grant Program** provides grants to NOPEC member communities for energy-related projects. Established by NOPEC Inc. and NextEra Energy, the primary goal of providing funds is to help implement energy savings or energy infrastructure measures.



## Ideas for 2023 Grant Projects

Grants can be used for **government, residential, and commercial properties**. Here are some examples of what you can do with your grant dollars:

- Lease or purchase of plug-electric vehicles
- Traffic signal upgrades
- Energy-efficient windows
- Solar-powered LED stop signs
- Energy-efficient air conditioner
- Electrical upgrades
- Generators
- Door replacement
- LED lighting upgrades
- Service garage insulation
- Energy-efficient metal roof system
- Installation of radius ceiling fans
- Energy efficient kitchen appliances

## Secure Your Grant Dollars

**Step 1:** Submit Profile at [nopecgrants.org](https://nopecgrants.org) — Due by June 30th, 2023

- A. Accept funds by passing community legislation
- B. Complete grant agreement

**Step 2:** Draw Funds — Due by November 30th, 2025

- A. Submit disbursement requests

## Questions?

Contact Jessica Renner, Community Investment Manager, at [grants@nopecinc.org](mailto:grants@nopecinc.org).

CITY OF BRUNSWICK, OHIO  
RESOLUTION NO. 25-2023

BY: Mr. Smith, Mr. Abella, and Mr. Kuczma

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS TO ACCEPT THE 2023 ENERGIZED COMMUNITY GRANT FROM NOPEC IN THE AMOUNT OF \$91,390.00.

WHEREAS: NOPEC has made a grant available to all participating communities to implement energy efficiency or energy infrastructure projects through the 2023 Energized Community Grant Program.

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

SECTION 1: The City Manager is hereby authorized, upon approval of the Law Director, to execute all necessary documents to accept the 2023 Energized Community Grant from NOPEC in the amount of \$91,390.00 to implement energy efficiency or energy infrastructure projects in the City.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason to allow for receipt of grant funds as soon as possible to allow for the improvement/upgrade of infrastructure to provide energy efficiencies. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

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PASSED: 1<sup>st</sup> Reading \_\_\_\_\_

Rules Suspended:

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

ADOPTED: \_\_\_\_\_

AYES \_\_\_\_\_ NAYS \_\_\_\_\_

ATTEST: \_\_\_\_\_  
Clerk of Council  
Laura E. Timura

## PROPOSED LEGISLATION



**DATE:** 4/10/2023

**TO:** Vice Mayor Nicholas Hanek and Members of City Council

**FROM:** Carl S. DeForest, City Manager  
Paul Barnett

**COPY:** Mayor Ron Falconi

**LEGISLATION:** **RES. NO. 26-2023** - An emergency resolution authorizing participation in the Ohio Department of Transportation winter contract for road salt for the 2023-2024 winter season. - **1st Reading** (To be brought from the Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

**BACKGROUND:** The ODOT Office of Contracts Purchasing Services provides the opportunity for municipal corporations to participate in the State's purchase of sodium chloride(road salt) for snow and ice removal.

**PURPOSE AND EXPLANATION:** This agreement would allow the City to purchase sodium chloride(road salt) through the ODOT contract. This provides an economy of scale that typically provides lower prices than the City can receive on its own and helps the City keep salt costs as low as possible. The City of Brunswick has participated in this program in the past years with benefit.

**IMPLEMENTATION SCHEDULE:** The participation agreement deadline to have submitted completed legislation and the committed quantity of sodium chloride is no later than May 1st, 2023.

**FINANCIAL INFORMATION:**

**FINANCIAL SUMMARY:** Per ton salt price and purchasing requirements would be based on the new ODOT contract that is yet to be determined. Purchases will be limited to the Council-adopted budget and the certified purchase order amounts in accordance with Ohio Revised Code Section 5705.41D. Account Code 117-0420-55300. Next season's estimate is currently at 2,750 tons but is subject to change based on weather/events/etc.

**RECOMMENDED ACTION:**

|              |     |
|--------------|-----|
| One Reading  | Yes |
| Two Readings | No  |

|                     |     |
|---------------------|-----|
| Three Readings      | No  |
| Emergency           | Yes |
| Suspension of Rules | Yes |

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

It is requested that legislation is passed by emergency measure with suspension of the rules for the immediate preservation of the public peace, property, health, safety, or welfare, and so that the legislation will be enacted and delivered to ODOT prior to their May 1st, 2023 deadline.

**ADDITIONAL  
INFORMATION:**

**RESOLUTION AUTHORIZING PARTICIPATION  
IN THE ODOT ROAD SALT CONTRACTS AWARDED IN 2023**

**WHEREAS**, the (INSERT POLITICAL SUBDIVISION NAME, COUNTY LOCATION) (hereinafter referred to as the "Political Subdivision") hereby submits this written agreement to participate in the Ohio Department of Transportation's (ODOT) annual road salt bid in accordance with Ohio Revised Code 5513.01(B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT road salt contract:

a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the road salt contract and acknowledges that upon award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and

b. The Political Subdivision hereby acknowledges that upon the Director of ODOT's signing of the road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and

c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision's participation in the road salt contract; and

d. The Political Subdivision's electronic order for Sodium Chloride (Road Salt) will be the amount the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and

e. The Political Subdivision hereby agrees to purchase a minimum of 90% of its electronically **submitted** salt quantities from its awarded salt supplier during the contract's effective period; and

f. The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT salt contract; and

g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Monday, May 1<sup>st</sup>, **by 5:00 p.m.** The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: [Contracts.Purchasing@dot.ohio.gov](mailto:Contracts.Purchasing@dot.ohio.gov) by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision's participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement.

**NOW, THEREFORE**, be it ordained by the following authorized person(s) that this participation agreement for the ODOT road salt contract is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation on the ODOT salt contract:

|       |                        |       |               |
|-------|------------------------|-------|---------------|
| _____ | (Authorized Signature) | _____ | Approval Date |
| _____ | (Authorized Signature) | _____ | Approval Date |
| _____ | (Authorized Signature) | _____ | Approval Date |
| _____ | (Authorized Signature) | _____ | Approval Date |
| _____ | (Authorized Signature) | _____ | Approval Date |

**THIS RESOLUTION MUST BE UPLOADED TO THE SALT PARTICIPATION WEBSITE BY NO LATER THAN MAY 1<sup>st</sup>,  
2023.**

PLEASE NOTE: THE DEPARTMENT WILL NOT ACCEPT TYPED SIGNATURES. PARTICIPATION AGREEMENTS SUBMITTED WITH TYPED SIGNATURES WILL BE INVALID AND INELIGIBLE FOR APPROVAL. YOU CANNOT SUBMIT A WORD DOCUMENT VERSION OF THIS PARTICIPATION AGREEMENT. NO EXCEPTIONS.

CITY OF BRUNSWICK, OHIO  
RESOLUTION NO. 26-2023

BY: Mr. Smith, Mr. Abella, Mr. Kuczma

AN EMERGENCY RESOLUTION AUTHORIZING PARTICIPATION IN THE  
OHIO DEPARTMENT OF TRANSPORTATION WINTER CONTRACT FOR  
ROAD SALT FOR THE 2023-2024 WINTER SEASON.

WHEREAS: Ohio Revised Code Section 5513.01(B) provides the opportunity for political subdivisions to participate in contracts of the Ohio Department of Transportation (“ODOT”) for purchase of supplies, including road salt; and

WHEREAS: The City has participated in ODOT contracts for road salt in past years, which participation minimizes road salt costs and price increases.

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

SECTION 1: The City Manager is hereby authorized and directed, upon the approval of the Law Director, to enter into all necessary agreements with ODOT for the purchase of road salt for the 2023-2024 winter season upon the following terms:

- a) The City agrees to be bound by all terms and conditions established by ODOT in the Road Salt Contract (the “Contract”) and acknowledges that upon award of the Contract by the Director of ODOT, the City will be bound by all such terms and conditions contained therein.
- b) The City hereby acknowledges that upon formal execution of the Contract by the Director of ODOT, a contract between the City and the awarded road salt supplier (the “Supplier”) shall be created.
- c) The City hereby agrees to be solely responsible for resolving all claims or disputes arising out of the participation in the Contract and agrees to hold ODOT harmless from any claims, actions, expenses or other damages arising therefrom.
- d) The City’s electronic order of Sodium Chloride (road salt) will be the amount the City agrees to purchase from the Supplier at the delivered price per ton as per the Contract.
- e) The City hereby agrees to purchase a minimum of 90% of its electronically submitted road salt quantities from Supplier during the effective period of the Contract.
- f) The City hereby agrees to place orders with and directly pay the Supplier on a net 30 basis for all road salt delivered pursuant to the Contract.
- g) The City hereby acknowledges that should the City wish to rescind its election to participate under the Contract, the City will do so no later than Monday, May 1, 2023 at 5:00 p.m. by sending a written email request to ODOT Office of Contract Sales, Purchase Section at [Contracts.Purchasing@dot.ohio.gov](mailto:Contracts.Purchasing@dot.ohio.gov). Upon receipt, ODOT shall respond

that it has received the rescission request and confirm removal of the City's participation in the Contract. The City hereby acknowledges that it is the sole responsibility of the City to ensure that ODOT has timely received this Resolution and/or any rescission request and ODOT shall not be held responsible or liable for failure to receive the City's request to participate in the Contract and/or any rescission request.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that this Resolution must be submitted to ODOT by May 1, 2023 to allow for participation in the Contract for the 2023-2024 winter season. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

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PASSED: 1<sup>st</sup> Reading \_\_\_\_\_

Rules Suspended: AYES \_\_\_\_\_ NAYS \_\_\_\_\_

ADOPTED: \_\_\_\_\_ AYES \_\_\_\_\_ NAYS \_\_\_\_\_

ATTEST: \_\_\_\_\_  
Clerk of Council  
Laura E. Timura