



BRUNSWICK CITY COUNCIL AGENDA

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

JULY 24, 2023
7:00 P.M.

1. Prayer and Pledge of Allegiance
2. Roll Call of Members
3. Correspondence
4. Approval of Regular Council Meeting Minutes dated July 10, 2023.
5. Mayor's Report:
 - (a) Proclamation in recognition of Cenco's 50th Anniversary
 - (b) Mayor's Update
6. Clerk of Council's Report
7. Council Committee Reports:
 - Economic Development Committee.....Mr. Lambert
 - Economic Development Committee Minutes dated July 10, 2023
 - Services, Utilities, Technology & Cable Committee.....Mr. Smith
 - Services, Utilities, Technology & Cable Committee Minutes dated July 10, 2023
 - Finance Committee.....Mr. Hanek
 - Safety & Environment Committee.....Mr. Kuczma
 - Planning & Zoning Committee.....Mr. Delsanter
 - Parks, Recreation & Community Committee.....Mrs. Piper
 - Parks, Recreation & Community Committee Minutes dated July 12, 2023
 - Building & Building Code Committee.....Mr. Abella
8. Other Committees, Boards and Commissions
 - (a) Committee-of-the-Whole Minutes dated July 10, 2023
9. Petitions from the Public on Legislation

10. Reading of Legislation and Action on Legislation:

a. 3rd Reading(s)

RES. NO. 47-2023 - An emergency resolution authorizing the City Manager to enter into an agreement with HDI-Enterprises to refinish the gymnasium floor at the Brunswick Community Recreation and Fitness Center in an amount not to exceed \$43,000.00. - **3rd Reading** (Parks, Recreation & Community Committee, *Administration/Taylor Petkovsek*)

ORD. NO. 51-2023 - An ordinance amending Section 1072.03 of the City of Brunswick Codified Ordinances by increasing fees for opening, closing and maintaining graves. - **3rd Reading** (Committee-of-the-Whole, *Administration/Paul Barnett*)

b. 2nd Reading(s)

RES. NO. 53-2023 - An emergency resolution authorizing the City Manager and City Engineer to submit a grant and loan application to the Ohio Public Works Commission Issue 1 Program for the Pepperwood Drive Reconstruction Phase 1 project. - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*)

c. 1st Reading(s)

ORD. NO. 55-2023 - An emergency ordinance amending Chapter 1060 of the City of Brunswick Codified Ordinances. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Todd Fischer*)

RES. NO. 56-2023 - An emergency resolution authorizing the City Manager to enter into an agreement with Stifel, Nicolaus & Company, Inc. for underwriting services in an amount not to exceed \$60,000.00. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

ORD. NO. 57-2023 - An emergency ordinance amending ordinances #103-2022, #9-2023, #19-2023 and #34-2023 to include amendments to the Appropriation Budget for the year ending December 31, 2023 as incorporated in Exhibit "A" attached hereto. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

ORD. NO. 58-2023 - An emergency ordinance to advance funds. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

ORD. NO. 59-2023 - An ordinance rezoning the 20.1561 acre parcel of real property located at 897 N. Carpenter Road and further identified as PPN 003-18B-27-260 from the R-R Rural Residential District to the R-L Low Density Residential District. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

RES. NO. 60-2023 - An emergency resolution determining to proceed to submit to the electors of the City of Brunswick the question of renewing an existing 1.2-mill tax levy for ten (10) years for the general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the City, pursuant to Sections 5705.19(g) and 5705.191 of the Revised Code. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Carl DeForest*).

RES. NO. 61-2023 - An emergency resolution declaring the official intent and reasonable expectation of the City of Brunswick on behalf of the State of Ohio (the borrower) to reimburse the City's OPWC Magnolia Drive Improvement Fund #374 for the Magnolia Drive Phase II improvements (OPWC Project #CI06AA) with the proceeds of tax-exempt debt of the State of Ohio - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*).

11. City Manager's Report
12. Open Forum
13. Unfinished Business
14. New Business
 - (a) Motion to recess for the month of August with the exception of being called back for a meeting if needed.
15. Adjournment

ECONOMIC DEVELOPMENT COMMITTEE

July 10, 2023

IN ATTENDANCE: Chairman Brandon Lambert, Committee Member Joseph Delsanter, Committee Member Nicholas Hanek, Keith Kuczma, Michael Abella Jr., Tim Smith, Kristy Piper, City Manager/Safety Director Carl DeForest, Law Director Kenneth Fisher, Community & Economic Development Director Grant Aungst, City Engineer Matt Jones, Assistant Clerk of Council Irene Jayapandian, News Media.

The meeting convened at 6:10 p.m.

Mr. Abella arrived at 6:16 p.m.

DISCUSSION ITEMS:

- a) Proposed penalty for plazas and centers that sign businesses that the City has a moratorium on opening

Mr. Aungst divulged that the City does not currently have any businesses in a moratorium that are being rented to.

Mr. Aungst continued that Exotic Smokes claims it is not selling any smoke products.

Mr. Lambert questioned what was stopping a business from obtaining a business license and selling smoke products.

Mr. Aungst replied that as long as the business does not sell smoke products as a majority, no laws prevent them from opening. He advised that the City should not create a system to audit businesses for the sale of smoke products.

Mr. Lambert agreed that the City is not in the business of auditing private corporations. He inquired about two other stores advertised as bargain bin retail stores but are selling smoke products.

Mr. Aungst revealed that the two businesses are considered wholesale stores instead of traditional retail.

Mr. Lambert asked Mr. Aungst to clarify the difference between wholesale stores and traditional retail.

Mr. Aungst explained that traditional retail stores are focused on a wide variety of items. In contrast, wholesale stores focus on the sale of items as they are received in shipments. Mr. Aungst disclosed that wholesale stores are a growing enterprise in the country.

Mr. Delsanter stated that certain demographics like going into wholesale stores. He added that many individuals like getting a bargain on products.

Mr. Hanek disclosed that many communities struggle with businesses that are branded as wholesale or retail stores but sell smoke products. He remarked that changing the definition of wholesale and retail may aid in this dilemma.

Mr. Lambert advised to be cautious about what businesses are allowed to open in Brunswick.

Mr. Aungst reasoned that plaza owners have the right to rent their own space.

Mr. Lambert agreed that there is no easy solution to this issue.

GENERAL DISCUSSION:

Mr. Aungst revealed that projects are moving along in industrial parks. The Administration is watching money and costs closely as there is strong chatter about more rate hikes, indicating more costs. There has been a slowing in inflation, but the workforce remains very tight.

Mr. Aungst announced that Knight Brewery and Confection Connection have opened and that new homes are being built and bought. The City is seeing upticks in interest in the commercial districts. At the same time, the Administration is working to enhance the already developed areas, and new restaurants are underway.

Mr. Aungst continued that the City is in the process of establishing the first Designated Outdoor Refreshment Area (DORA) in Medina County.

Mr. Aungst disclosed that it is still challenging to locate a workforce from entry-level to senior-level employees. The cost of gaining and retaining employees continues to climb, which is a big concern. Businesses are learning to grow without people, which is also a concern. Customers are using more online ordering and processing. Still, companies and other organizations will need to have more people in the Service Industry.

Mr. Aungst divulged that there is a new foundation within Medina County called County Forward Fund (CFF), which helps students in the county be made aware of options for great job opportunities, apprenticeships, and career paths not solely based on college degrees. The fund has a career coach that reaches every school in the county, funded through private funds. This year, the CFF funded 17 \$1,000 scholarships for students living and working in Medina County. These scholarships went towards personal PE materials, continuing education, gas, and more. The scholarships helped them get started on a path toward a career.

Mr. Aungst added that the housing market in Brunswick is still growing and remains of high interest to developers because the City has a high quality of life with plenty of work options and opportunities for growth. He concluded that the concern remains the cost of services, materials, and labor to perform tasks.

Mr. Delsanter asked if there were any events planned to introduce the DORA.

Mr. Aungst responded that there is still a process to implement the DORA. Council still has to accept the application for the DORA, and it has to go through legislation.

Mr. Lambert divulged that businesses in Brunswick Towne Center are prepared to have some programming to promote the DORA in 2024.

Mr. Delsanter remarked that it is great to see property owners invested in the DORA.

Mr. Lambert revealed that many property owners have been interested in the DORA for a long time.

Mr. Hanek reminded that part of the purpose of the DORA is to stress Towne Center as a community center. The DORA may help to spur events and create more community within the City. He added that he hopes the DORA will be a unique asset to the area.

Mr. Delsanter disclosed that cities outside of Brunswick often struggle with having a town square or focal point in which the community can be involved. He continued that the DORA may help the City to have multiple focal points of interest.

ADJOURNMENT:

Being no further business, Mr. Delsanter moved to adjourn at 6:24 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read 'Brandon Lambert', written over a horizontal line.

Brandon Lambert
Chairman

SERVICES, UTILITIES, TECHNOLOGY & CABLE COMMITTEE

July 10, 2023

IN ATTENDANCE: Chairman Tim Smith, Committee Member Michael Abella Jr., Committee Member Keith Kuczma, Nicholas Hanek, Kristy Piper, Joseph Delsanter, Brandon Lambert, City Manager/Safety Director Carl DeForest, Law Director Kenneth Fisher, Community & Economic Development Director Grant Aungst, City Engineer Matt Jones, Assistant Clerk of Council Irene Jayapandian, News Media.

The meeting convened at 6:24 p.m.

DISCUSSION ITEMS:

- a) **RES. NO. 53-2023** - An emergency resolution authorizing the City Manager and City Engineer to submit a grant and loan application to the Ohio Public Works Commission Issue 1 Program for the Pepperwood Drive Reconstruction Phase 1 project. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*)

Mr. Jones explained that in order for the Administration to apply for the Ohio Public Works Commission Issue 1 funding, there has to be a resolution authorizing the City Manager and City Engineer to submit an application. The target project this year is the reconstruction of Pepperwood Drive. The plan is to start at the southbound end of Pepperwood Drive by Wolff Drive and work northward. The application is due on September 8th, so few details are available for the project currently, but funds still need to be obtained.

Mr. Smith asked how much of Pepperwood Drive is being reconstructed.

Mr. Jones answered that the whole street would not be completed, but the goal is to complete most of it.

Mr. Kuczma questioned when the construction would start on Pepperwood Drive.

Mr. Jones replied that construction would not start until 2024. The funding becomes available on July 1, 2024; if the City receives the grant, the construction will begin after that.

Mr. Smith asked how the Magnolia Drive Reconstruction Project was coming along.

Mr. Jones answered that the Magnolia Drive project was done through the same process as the Pepperwood Drive project. Magnolia Drive will be reconstructed in 2024. The project is in the design stage and will be bid out in the spring of 2024 with the intention that it can be completed

during the school break. The treatment of the road will be similar to that of the eastern half of Skyview Drive, which is also what is intended for Pepperwood Drive.

Mr. Kuczma moved Resolution Number 53-2023 to tonight's Council Agenda of July 10, 2023, as an emergency with 2 readings. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was none.

ADJOURNMENT:

Being no further business, Mr. Kuczma moved to adjourn at 6:29 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'Tim Smith', with a stylized flourish at the end.

Tim Smith
Chairman

PARKS, RECREATION & COMMUNITY COMMITTEE

July 12, 2023

IN ATTENDANCE: Chairwoman Kristy Piper, Committee Member Keith Kuczma, Committee Member Tim Smith, Parks & Recreation Director Taylor Petkovsek, Liz Baloun, Kelly Gualdoni, Bryan Keller

The meeting convened at 6:00 p.m.

DISCUSSION ITEMS:

a) Freedom Celebration Review

Mrs. Piper commended Mrs. Petkovsek on all her efforts for the Freedom Celebration.

Mrs. Petkovsek reported that the Funkology concert on July 3rd was inside and was at capacity.

Mrs. Petkovsek explained that the fireworks on July 3rd cost \$15,000. A reserve of \$1,500 was set aside in case of rescheduling due to rain. This reserve was not needed and can now be used for the Recreation Center Christmas Party.

Mrs. Petkovsek added that approximately 70 people attended the Family Movie Night, depicting *The Sandlot*, on July 5th. She continued that Officer Mummert had all the equipment donated and had grant money available. The Recreation Center provided popcorn and lemonade to movie night participants.

Mrs. Petkovsek divulged that the Lewis and Clark Circus set up all their equipment, restrooms, and concessions for their event on July 8th and 9th. The City Electrician and Building Official completed an inspection before the event, and there were no concerns. The circus also promised to repair the asphalt where the stakes for their tent got hammered in. The circus still needs to send a report on attendance for the event.

b) Winter Holiday Event

Ms. Baloun asked if there was a set budget for the event.

Mrs. Petkovsek replied that there is a budget and that an additional \$1,500 would be added.

Ms. Baloun inquired if the City would use a Santa at the event.

Mrs. Petkovsek answered that it would be contracted out if the committee decided to have a Santa.

Mrs. Petkovsek mentioned that yearly events can get stale and have lower attendance.

Mr. Kuczma asked if children would be the target audience for the event.

Mrs. Petkovsek responded that there is a large senior population at the Recreation Center who should be considered because they appreciate community events.

Mrs. Petkovsek revealed that the last big Christmas event at the Recreation Center was in 2014 or 2015. The Division of Fire provided a large bounce house, and an organization came in with carnival-style games, which Recreation Center and carnival staff operated.

Mrs. Piper brought up Recreation Center events from 2022. She highlighted the *Nate the Great* performance, which was appropriate for all age groups.

Mrs. Petkovsek continued that there was a Santa Pool Party in 2014, which included an arts and crafts area. The whole recreation facility closed for the event.

Mr. Kuczma asked if the Recreation Center improvements would be completed by December so the public could see the progress when coming in for the event.

Mrs. Petkovsek indicated that all of the work would be completed by December.

Mrs. Piper added that using the Recreation Center for the Christmas event is a wonderful idea. She inquired if a Dive-In Movie could be this year's event.

Mrs. Petkovsek replied that this is possible and revealed that Dive-In Movies have happened in the past.

Mrs. Piper asked if the Administration had the budget for a large-scale event.

Mrs. Petkovsek answered that a full Recreation Center event would be the best option. She added that volunteers would be needed.

Mrs. Piper mentioned that many groups in the community are looking for volunteer hours and could be contacted.

Mr. Kuczma questioned if there would be a tree-lighting.

Mrs. Petkovsek revealed that she had received a call from Kimberlee Bublik about a tree-lighting event. Hoffman Tree Service has a client who wants a 30-40 foot Christmas tree removed from their yard. They are willing to cut the tree down, relocate it, stake it, and put it in a location of the City's choice. An electrician will also donate their time and services to string the tree with lights. Mrs. Petkovsek suggested having community members add or donate ornaments and have a community tree-lighting event.

Mrs. Piper inquired where the tree would be placed. Several areas were suggested, including a grassy area in front of Comfort Suites, as this is in the proposed Designated Outdoor Refreshment Area (DORA).

Mrs. Petkovsek responded that an event could be planned at Comfort Suites. Participating locations could make use of the DORA.

Mr. Kuczma asked where the City would get power for the tree lighting.

Mrs. Petkovsek suggested getting the power from Comfort Suites or a generator. She also indicated that Comfort Suites was private property, not owned by the City. She offered several other alternate locations, such as the grassy area in front of St. Mark's and the Recreation Center.

Mr. Smith reminded that there are islands in Brunswick Town Centre that could be used. However, there are concerns about spacing.

Mrs. Piper mentioned the loop around Vita Bella Salon as an option, but these areas are also privately owned. She asked if the tree lighting would be separate from the holiday event.

Mrs. Petkovsek replied that having two events was a successful model for the Brunswick Freedom Celebration and would be worth considering for holiday events.

Mr. Kuczma questioned if the event's purpose was to bring people to Brunswick Town Centre.

Mrs. Piper responded that the purpose would be to bring the community to Town Centre and utilize the DORA.

Ms. Gualdoni suggested adding vendors for arts and crafts. Pop-up booths could be located inside participating stores.

Mrs. Piper stated that the City could consider using a room at Comfort Suites for a craft show. She continued that there are already several local Christmas craft shows at Brunswick High School and at the Recreation Center that need to be considered.

Mr. Kuczma asked if the City could use Brunswick Lake as a location.

Mrs. Petkovsek answered that an option would be to contact Nathan Eppink about putting the tree by Brunswick Lake since it is a temporary setup.

Mr. Kuczma stated that having a tree in front of Comfort Suites could be confusing as to who the sponsor was. He added that Brunswick should have the event in the center of the City and suggested Brunswick Lake as the location. He concluded that he would like to see fireworks at the tree-lighting event.

c) Summer 2024 Planning

Mrs. Piper announced an idea for a summer event called BBQ Brunswick Brews and Q (Barbeque). The event would take place from July 19-21, 2024. The event would begin with a large parade and feature live music each day, craft beers, barbeque foods, and barbeque contests. It would conclude with a firework show. The event would be funded through corporate sponsorships and could be co-sponsored by the Brunswick Optimist Club. The club is already a nonprofit organization and could handle monetary sponsorships.

Mr. Smith indicated that he would discuss the event with the Optimist Club.

Mr. Keller voiced concerns about having fireworks so close to the Freedom Celebration.

Ms. Gualdoni suggested a drone show as an alternative to fireworks.

Mrs. Petkovsek added that the current plans for next summer include a firework show on July 3rd and a parade on July 4th with the VFW. These could be the events for the Freedom Celebration and the BBQ could follow. She further stated that she has participated in conferences where large-scale events similar to the BBQ have been discussed and are always successful. She mentioned that Valley City had an event in 2022 where Lager Heads sold beer. The City has several local breweries that could participate in the BBQ.

Mr. Keller suggested that his band, Funkology, plays at events similar to the proposed BBQ and that having alcohol available increases attendance. He continued that sponsors cover the costs of the entire

festival and recommended having one band play per night, as there are additional costs involved with switching bands.

Mr. Keller advised to consider having a separate concert series event that would appeal to other citizens in the City. Sponsorships could also cover this event's cost. He continued that he knows several local businesses that could be approached for sponsorships.

Mr. Keller stated that a covering on the Recreation Center stage would benefit bands.

Mr. Keller divulged that a weekly concert series could be held on Sunday evenings or during the week. He noted that bands typically start booking in November and December.

Mr. Smith disclosed that in June, St. Ambrose holds their festival, so the City could consider having the music concert series in July, with the Freedom Celebration being the kickoff. The summer concert series could have a concluding event featuring several bands at the end of August. Fireworks could also be at this event.

Mrs. Piper asked if the City would continue to have Family Movie Nights in the summer.

Mrs. Petkovsek replied that the movie nights could continue monthly on Friday nights.

Mrs. Piper questioned if the Lewis and Clark Circus could also return in the summer of 2024.

Mrs. Petkovsek answered that the City could always ask them to come back.

GENERAL DISCUSSION:

Mrs. Piper scheduled the next Parks, Recreation, and Community Committee Meeting on Tuesday, September 12th at 6:00 p.m., at the Brunswick Recreation Center.

Mr. Smith inquired about a location for the Disc Golf Course.

Mrs. Petkovsek recommended that he and the disc golf group speak with Vice Mayor Hanek and City Manager DeForest.

ADJOURNMENT:

Being no further business, Mr. Smith moved to adjourn at 6:47 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,



Kristy Piper
Chairwoman



COMMITTEE OF THE WHOLE

July 10, 2023

IN ATTENDANCE: Nicholas Hanek, Joseph Delsanter, Keith Kuczma, Michael Abella Jr., Tim Smith, Kristy Piper, Brandon Lambert, City Manager/Safety Director Carl DeForest, Law Director Kenneth Fisher, Community & Economic Development Director Grant Aungst, City Engineer Matt Jones, Assistant Clerk of Council Irene Jayapandian, News Media

The meeting convened at 6:29 p.m.

MOTION ITEMS:

- a) Request authorization to advertise for Request for Qualifications for Construction Manager at Risk for building of Fire Station at 1094 Hadcock Road

Mr. DeForest defined that a Construction Manager at Risk operates as the general contractor in a project. He noted that the manager would work with App Architecture to ensure that local materials are being used as much as possible and that the materials used will keep the cost of the overall facility at or below the budget.

Mr. DeForest added that the City is finalizing the contract with App Architecture to design the fire station and finalizing the contract for underwriting services. The Construction Manager at Risk is the final piece of the preliminary process.

Mr. DeForest remarked that the Administration went to great lengths to understand this process. He revealed that the Administration reviewed other cities, such as Wadsworth, to ensure that Brunswick's approach is as smooth as possible. The plan for the fire station is to start construction in the spring of 2024 and open the fire station the following spring.

Mr. Delsanter asked if only one design plan for the fire station layout would be presented.

Mr. DeForest replied that there may be minor variations in the plans, but due to the size of the property, the major aspects will be the same.

Mr. Delsanter noted that it is important that the fire station not only has good functionality but also has good street appeal as it is in a residential area.

Mr. Kuczma asked if the Board of Zoning Appeals or Planning Commission would discuss the design plans at their upcoming meetings.

Mr. Aungst clarified that the Board of Zoning Appeals would discuss the zoning variances regarding the fire station and that the Planning Commission would discuss what the fire station would look like.

Mr. Lambert moved to allow the City Manager to request authorization to advertise for Request for Qualifications for Construction Manager at Risk for building of Fire Station at 1094 Hadcock Road. Vote – 7 Ayes, 0 Nays.

- b) Motion authorizing the City Manager to advertise for public bids for the 2023 Storm Sewer Slip Lining Program.

Mr. Jones remarked that the Division of Service and the Sanitary Engineer's Office have done slip-lining through smaller programs. However, this program is a preemptive approach to replace pipes in bad condition before they start to leak and crack.

Mr. Jones continued that the goal of the program is to replace 2,300 linear feet of pipes in 12-15 inch storm sewers. The sewers are on small sections of various streets: Boston Road, Holly Drive, Thorpe Circle, Fox Grove, Cherry Lane, and Charlotte Drive. An alternate bid will also be added to the program to do some additional work on Holly Drive. The budget for the program is about \$180,000 and will come out of the Storm Water Utility Fund.

Mr. Delsanter asked if the culvert on Holly Drive is still conditionally sound.

Mr. Jones responded that the culvert is unrelated to the storm sewers but he would look into it.

Mr. Smith inquired how the list of storm sewers to repair is generated.

Mr. Jones replied that the Division of Service came up with the list. It is based on areas that contain sinkholes. He added that the Division of Service has a camera to see the pipe's condition. The Division of Engineering then looks at the list compiled from the Division of Service and chooses sewers that are good candidates for repair.

Mr. Smith followed up and asked if he should contact the Division of Service to add to the list for the next round of repairs.

Mr. Jones instructed Mr. Smith to contact the Division of Service and mentioned that they would do an initial investigation to see if the area is a good candidate for slip lining in the future.

Mrs. Piper moved to authorize the City Manager to advertise for public bids for the 2023 Storm Sewer Slip Lining Program. Vote – 7 Ayes, 0 Nays.

REVIEW LEGISLATION:

- a) **RES. NO. 54-2023** - An emergency resolution declaring it necessary to renew an existing 1.2-mill tax levy for the purpose of providing for the general construction, reconstruction, resurfacing, and repair of streets, roads and bridges in the City for a period of ten (10) years, pursuant to Sections 5705.03, 5705.19(G) and 5705.191 of the Revised Code. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration, Ken Fisher*)

Mr. Hanek disclosed that the levy must be put on the November 7th ballot if it is to be called a renewal and that the timing is very tight to do so.

Mr. Fisher revealed that the current 1.2-mill tax levy expires in 2023. To move forward for placement on the November 7th ballot as a renewal, Council must adopt this resolution as an emergency with suspension of the rules to allow the Medina County Auditor to determine and certify the total current tax evaluation of all property in the City and the property tax revenue reproduced by the proposed tax renewal levy. The evaluation must be received by Council before a second piece of legislation is passed to allow for certification for the November 7th ballot prior to the August 9, 2023 filing deadline. He added that this levy will not harbor any additional tax burdens to taxpayers.

Mr. Hanek explained that it may be hard for Council to explore other levy options because time is very limited.

Mr. Abella inquired if there would be an additional burden on taxpayers whose property value has risen.

Mr. Fisher answered that there would be no additional burden even if their property value has increased.

Mr. Delsanter agreed that doing a renewal levy at this time is economically prudent. He continued that the downside of doing a renewal levy is that it will raise less dollar value than it has for the past decade because of the change in the economy. He added that the City may have to wait to do more projects because it is making less revenue.

Mr. Abella added that at the time of the original road levy, Council believed that there was a price that residents were willing to give to the roads. Mr. Abella continued that, at this time, that price still stands. He revealed that Council does not want to increase the tax burden on residents, and reassessing the levy can be done at a later time.

Mr. Kuczma asked if this resolution was to get the revenue figures from the levy and if the following resolution would put the levy on the ballot.

Mr. Fisher clarified that this resolution is to get the tax evaluation certification from the Medina County Auditor, and the subsequent resolution will be to put the levy on the ballot and meet the August 9th filing deadline.

Mr. Lambert moved Resolution Number 54-2023 to tonight's Council Agenda of July 10, 2023, as an emergency with suspension of the rules. Vote – 7 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was none.

EXECUTIVE SESSION:

Mr. Delsanter moved to go into Executive Session to discuss the subject of pending or imminent court action, seconded by Mr. Lambert. Roll Call – Ayes – 7, Mr. Hanek, Mr. Lambert, Mr. Smith, Mr. Abella, Mr. Delsanter, Mr. Kuczma, Mrs. Piper. Nays – 0

Mr. Abella moved to adjourn from Executive Session. – Vote – 7 Ayes, 0 Nays.

The Committee-of-the-Whole reconvened.

ADJOURNMENT:

Being no further business, Mrs. Piper moved to adjourn the Committee of the Whole Meeting at 6:59 p.m. Vote – 7 Ayes, 0 Nays.

Submitted Respectfully,



Irene Jayapandian
Assistant Clerk of Council

PROPOSED LEGISLATION



DATE: 7/24/2023

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Taylor Petkovsek

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 47-2023** - An emergency resolution authorizing the City Manager to enter into an agreement with HDI-Enterprises to refinish the gymnasium floor at the Brunswick Community Recreation and Fitness Center in an amount not to exceed \$43,000.00. - **3rd Reading** (Parks, Recreation & Community Committee, *Administration/Taylor Petkovsek*)

BACKGROUND: On March 27, 2023, City Council approved a motion for the Brunswick Community Recreation & Fitness Center to request proposals for gymnasium floor refinishing. Motion was approved 7-0. Request for proposals were advertised on 4/11 and 4/18 with a closing date of 5/8. Two proposals were received.
Review committee score sheets included. Awarded to HDI-Enterprises.

The BCRFC basketball gymnasium floor is original to the facility opening in 1991. Annually, for the last decade at a minimum, we have been performing annual maintenance on the floor. The annual maintenance is a light scrub, and applying two coats of water-based urethane. Based on the age of the original wood floor, we must invest in a full gym floor sanding, painting and finishing. This work is the next best option below a new basketball gymnasium floor. The work that would be completed is; sand the gym floor with coarse, medium fine and extra fine grades of sandpaper, boards that are warped or damaged will be replaced, apply oil base gym floor sealer, paint basketball, pickleball and a new logo, install new baseboards. This would extend the life of our gymnasium floor for potentially another 30 years.

**PURPOSE AND
EXPLANATION:**

IMPLEMENTATION

SCHEDULE: 1st reading: 6/26
2nd reading: 7/10
3rd reading: 7/24
Would plan for work in August

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

Gymnasium floor refinishing has been budgeted in the Capital Improvement Fund - Account #300-0522-56250. In an amount not to exceed \$43,000.00.

The original budget included \$40,000 for this project plus an additional \$3,000 in unused appropriations related to the playground improvement project.

**RECOMMENDED
ACTION:**

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

If emergency or suspension of the rules, why the request?
Recommending 3 readings with emergency. Due to the gymnasium schedule (youth fall basketball league and men's league) we are requesting 3 readings with emergency so that the work could be completed in August 2023 and be ready for youth/adult programming in the Fall.

**ADDITIONAL
INFORMATION:**



HDI Enterprises LLC
10133 US 641 N.
Puryear, TN 38251
O: 731-247-5552
F: 731-247-5554
C: 731-363-5142
HDI-Enterprises.com
Thomas@hid-enterprises.com

Proposal

PROJECT: Brunswick Community Recreation and Fitness Center RFP#2023-001 Gymnasium Refinishing
3637 Center Rd.
Brunswick, Oh 44212

TO: City of Brunswick Director of Parks and Recreation
4095 Center Rd.
Brunswick, Oh 44212

FROM: HDI Enterprises LLC - Thomas Kopriva (Operations Manager)
10133 Hwy 641 N
Puryear, Tn 38251

SCOPE: Refinish and Repair Gymnasium Floor Approx. 8910 sq.ft.

TO BE COMPLETED FOR THE TOTAL SUM OF:

Forty three thousand dollars and zero cents \$43,000.00

Please acknowledge this document to act as and be considered now and from now henceforth a/the Proposal From HDI Enterprises LLC to provide the following to: City of Brunswick :

Sand Gym floor down to bare wood per MFMA guidelines, repair up to one thousand sq.ft. Of damaged wood, seal with 2 coats of oil based sealer, paint games lines (1) one main basketball court, (2) two crossing side basketball courts, (2) two volleyball courts and (3) three pickleball courts and 2 color center court logo, contained within center court, as designed by owner after award. If more than 2 colors are desired please add an additional \$1500.00 per color. Apply 2 coats of oil based finish. Furnish and install 4" black bases around perimeter of floor and furnish and install 6" metal thresholds.

Terms: To be paid per bid docs.

Only such work as described above or attached hereto or sent separately such as specs, installation instructions, drawings, renderings and or plans that are made note of or mentioned above will be provided. Which supersedes all previous if any proposals or agreements verbal or written. Unless otherwise agreed upon in writing the all scopes will be performed with strict accordance to attached Specs and installation instructions which will at all times be approved and or recommended by manufacturer and will be in accordance with all MFMA standards. HDI Enterprises LLC is an Approved Licensed MFMA Sports Flooring Contractor which can be easily confirmed by visiting www.MFMA.org.

SUBMITTED BY:  **DATE:** 5-4-2023

PRINT: Thomas Kopriva Jr. HDI Enterprises LLC

APPROVED: _____

PRINT: _____

PROPOSAL SIGNATURE FORM

This page, signed by an officer of the offering company or a designated agent empowered to bind that entity in a contract with the City of Brunswick, is required to accompany the proposal submitted for consideration. If signed by someone other than an officer, complete and submit the Proposal Signature Affidavit along with this form.

I, the undersigned, having carefully examined the Request for Proposals (RFP), propose to furnish services in accordance therewith as set forth in the attached proposal.

I hereby certify that, to the best of my knowledge, this submission is complete and all statements made therein are true and accurate.

I also affirm I am duly authorized to sign and submit this response on behalf of the Company named below.

By my signature below, I attest that I have read, understand, and agree to the terms, conditions, and requirements set forth in the RFP, including any special terms and conditions incorporated in the solicitation documents.

Failure to sign and return this form shall result in the rejection of the accompanying proposal.

OFFEROR INFORMATION:

COMPANY NAME:

HDI Enterprises LLC

ADDRESS:

10133 Hwy 641 N

CITY, STATE, ZIP:

Puryear, Tn 38251

PHONE: 731-247-5552

EMAIL: Thomas@hdi-enterprises.com

AUTHORIZATION TO PROPOSE:


Signature (Manually signed in ink)

Thomas Kopriva Jr.
Name (print)

5-4-2023
Date

Operations Manager
Title

PROPOSAL SIGNATURE AFFIDAVIT

COUNTY OF: HENRY

STATE OF: TENNESSEE

Kimberly Rogers, being duly sworn deposes and says that he/she is
(NAME OF AFFIANT)*

Contract Admin of HDI ENTERPRISES LLC
(TITLE) (COMPANY)

a corporation organized and existing under and by virtue of the laws of the State of
TENNESSEE and having its principle office at

10133 Hwy 641 N Puryear, TN 38251
(NUMBER AND STREET) (CITY/STATE) (ZIP CODE)

Affiant further says that he/she is familiar with the records, minute books and by-laws of

HDI Enterprises LLC; Affiant further says that
(NAME OF COMPANY)

THOMAS KOPRIVA JR is OPERATIONS MANAGER
(NAME OF PERSON SIGNING PROPOSAL/CONTRACT) (TITLE)

of the corporation, is duly authorized to submit a proposal for BRUNSWICK Community Recreation & Fitness Center Gym Floor Refinishing
(CONTRACT OR PROJECT NAME)

for said corporation by virtue of

By laws
(STATE WHETHER A PROVISION OF BY-LAWS OR A RESOLUTION OF THE BOARD OF DIRECTORS. IF BY RESOLUTION, GIVE DATE OF ADOPTION.)

[Signature]
(SIGNATURE OF AFFIANT)*

AFFIANT MUST BE SOMEONE OTHER THAN THE INDIVIDUAL SIGNING THE PROPOSAL/CONTRACT.

Sworn to before me and subscribed in my presences this 4 day of May, 2023.

Stefanie Collins
(NOTARY PUBLIC)

My Commission Expires: 03/05/26



Jamee S. Gerrick

From: Thomas Kopriva <thomas@hdi-enterprises.com>
Sent: Monday, May 22, 2023 10:03 AM
To: Jamee S. Gerrick; Kim Rogers
Subject: Re: Gymnasium Floor Refinishing Project

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Good Morning. I hope all is well!.. Just getting close to d day with our baby boy coming soon. Im pretty sure he will be coming early. I have a few site visits I need to make over the next couple days but want to make sure I get these answered before leaving.

Thank you for your submitted proposal for our Gymnasium Floor Refinishing Project. Our RFP Selection Committee is requesting the following information:

1. Photographic materials displaying previous experience completing similar jobs. pics in the following email
2. Detailed information displaying the price structure and how the financial figures within your proposal were built. We resand alot of floors on a annual basis. We have a average amount of time that it takes us to complete these by square foot so essentially applied that figure to the square footage of this project and come up with our contract price. One of our Forman's lives about a hour away from this facility and is anxious to be apart of this project so we bid a little lower than normal and threw in the center court logo as a cherry on the cake to make it easier for you to select us. The last time we were out there we noticed there was a area under the basketball goals that was a little soft and may be in need of replacing so we included a allowance up to 1k sq feet to cover this repair and any others that we may find . We have alot of this wood in stock and repairing those areas are rather simple for us so we didnt attach any extra dollars to that. *Worst part of court*
3. An anticipated timeline for when the project can begin on your company's schedule as well as a projection for the length or time the job would take to be completed. We have openings in June as early as the first week at this point. The job duration would be 2 weeks or less

Much better than 6-7 weeks...

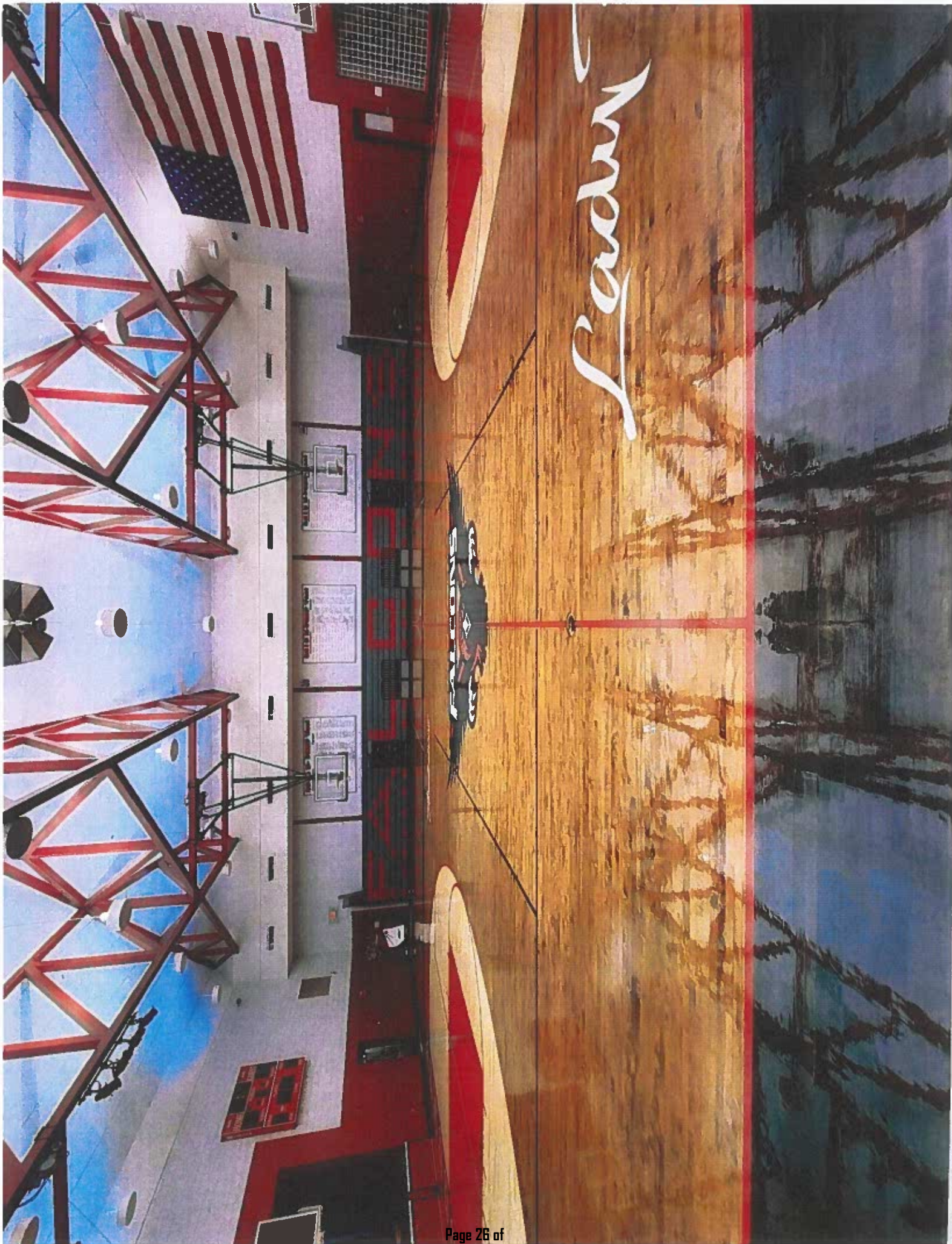
Thomas F. Kopriva Jr.











HOME OF THE LADY FALCONS & FALCONS

HOME OF THE LADY FALCONS & FALCONS



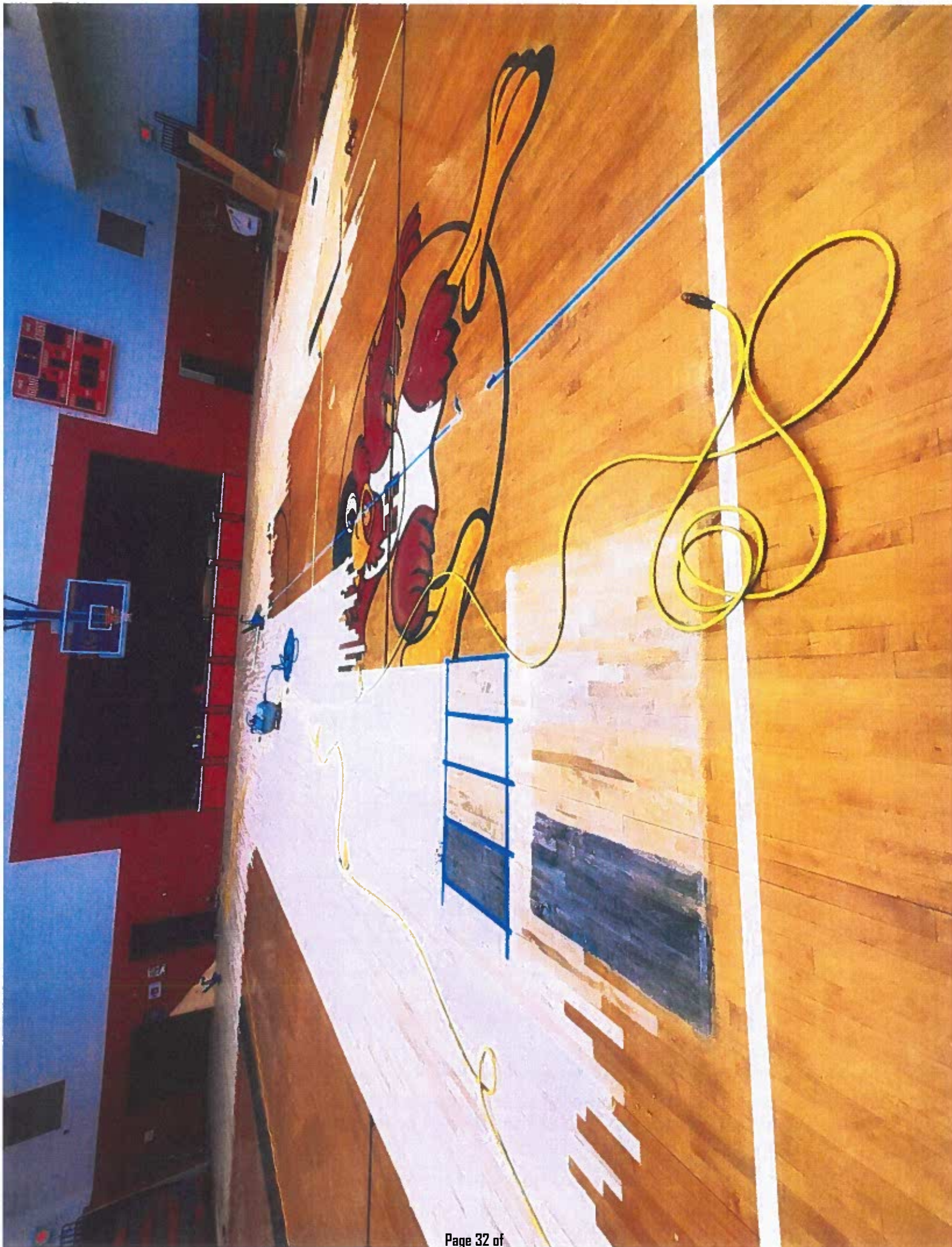
Go Big
RED



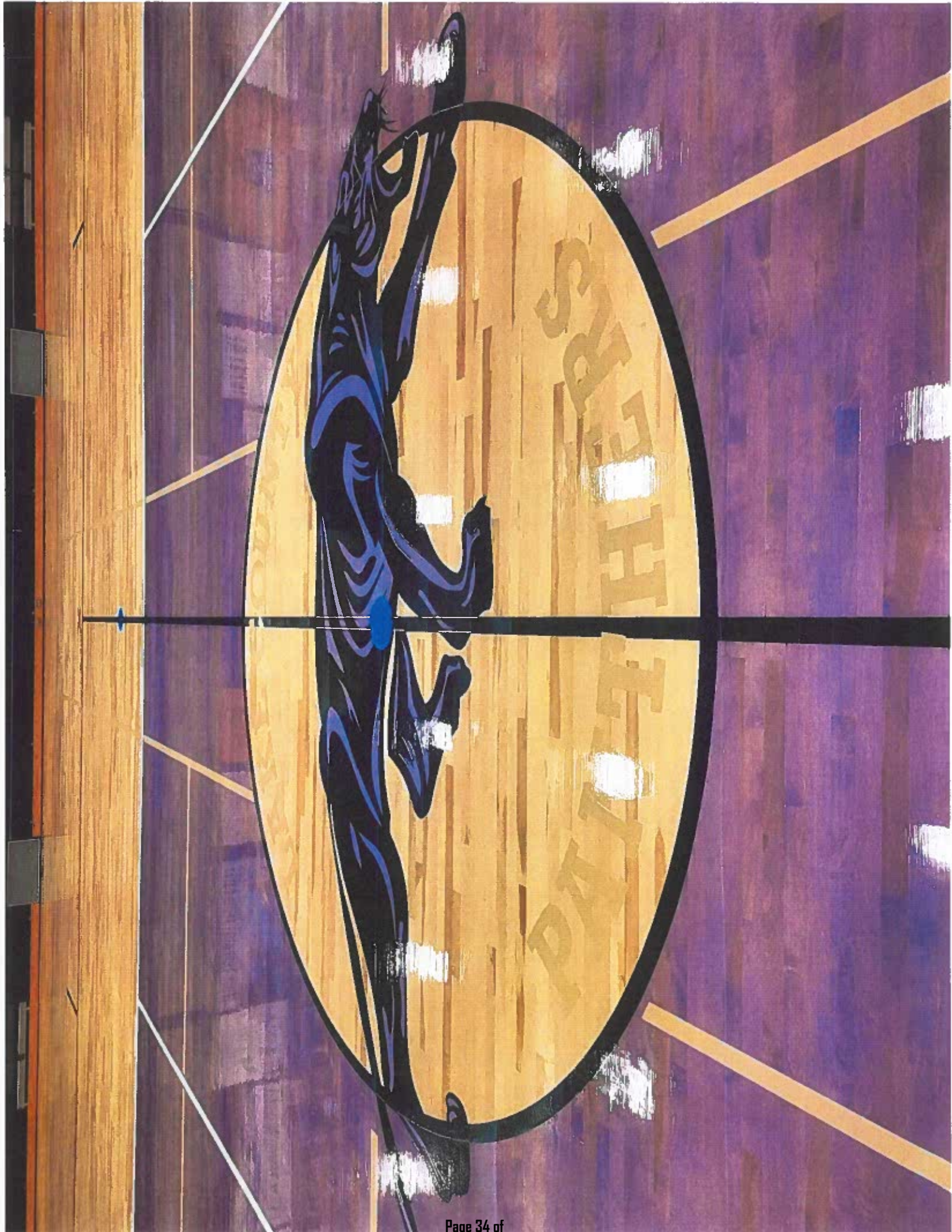












2023 Gymnasium Floor Refinishing Project
RFP 2023-001

Submitted By: HDI - Enterprises LLC
Scored By: Jared Dingess
Date Scored: 5-26-2023

	SCORING		
	NO (0 pts)	MEETS (3 pts)	EXCEEDS (5 pts)
Proposer submitted the designated written information to the City		X	
Prior experience of the Proposer in completing similar gymnasium floor resurfacing projects			X
Proposer's pricing structure		X	
Proposer's ability to meet anticipated completion date			X

Additional Comments:

- Availability and job duration are both fantastic. A couple weeks of down time in the middle of summer when the rec center generally has lower population.
- Previous job photographs look much more on par with the job we are proposing.
- Language of Thomas Kopriva (operations manager) sounded a lot more positive and enthusiastic to take on the job.

2023 Gymnasium Floor Refinishing Project
RFP 2023-001

Submitted By: HDI-Enterprises LLC
Scored By: Taylor Pethorsek
Date Scored: 5/27/23

	SCORING		
	NO (0 pts)	MEETS (3 pts)	EXCEEDS (5 pts)
Proposer submitted the designated written information to the City		✓	
Prior experience of the Proposer in completing similar gymnasium floor resurfacing projects			✓
Proposer's pricing structure			✓
Proposer's ability to meet anticipated completion date			✓

18/20

Additional Comments:

The additional information HDI-Enterprises supplied as requested was detailed and explained pricing structure. Included information about price structure in #2 suggested ^{how} why prices was determined. Better timeline to get job done.

2023 Gymnasium Floor Refinishing Project
RFP 2023-001

Submitted By: HDI Enterprises

Scored By: Samee Gerrick

Date Scored: 5/27/23

	SCORING		
	NO (0 pts)	MEETS (3 pts)	EXCEEDS (5 pts)
Proposer submitted the designated written information to the City		✓	
Prior experience of the Proposer in completing similar gymnasium floor resurfacing projects		✓	
Proposer's pricing structure			✓
Proposer's ability to meet anticipated completion date			✓

Additional Comments:

HDI provided a detailed layout of pricing including possible add-ons and repairs. HDI had a very exciting timeline for project from start to finish

2023 Gymnasium Floor Refinishing Project
RFP 2023-001

Submitted By: Cincinnati Floor Company

Scored By: Taylor Pethorsek

Date Scored: 5/27/23

	SCORING		
	NO (0 pts)	MEETS (3 pts)	EXCEEDS (5 pts)
Proposer submitted the designated written information to the City		✓	
Prior experience of the Proposer in completing similar gymnasium floor resurfacing projects		✓	
Proposer's pricing structure		✓	
Proposer's ability to meet anticipated completion date		✓	

12/20

Additional Comments:

provided all requested information.

price was competitive

timeline to complete seems long

**2023 Gymnasium Floor Refinishing Project
RFP 2023-001**

Submitted By: Cincinnati Floor Company
Scored By: Jamie Gerbick
Date Scored: 5/27/23

	SCORING		
	NO (0 pts)	MEETS (3 pts)	EXCEEDS (5 pts)
Proposer submitted the designated written information to the City		✓	
Prior experience of the Proposer in completing similar gymnasium floor resurfacing projects		✓	
Proposer's pricing structure		✓	
Proposer's ability to meet anticipated completion date		✓	

Additional Comments:

CFC did not include any pricing or potential costs for paint. Proposal is for a blank floor. CFC has a very long projection for gym shut-down time.

**2023 Gymnasium Floor Refinishing Project
RFP 2023-001**

Submitted By: Cincinnati Floor Company
Scored By: Jared Dingess
Date Scored: 5-26-2023

	SCORING		
	NO (0 pts)	MEETS (3 pts)	EXCEEDS (5 pts)
Proposer submitted the designated written information to the City		X	
Prior experience of the Proposer in completing similar gymnasium floor resurfacing projects		X	
Proposer's pricing structure		X	
Proposer's ability to meet anticipated completion date	X		

Additional Comments:

- No visible inclusion of finish around the exterior edges of the gym, which is important to the overall look and feel.
- Time frame: Not starting the project until August, and additionally requiring 6-7 weeks seems quite extensive
- Excluding basically any stain or graphics from the initial proposal makes the "sand and finish" figure seem a bit steep. Especially considering the job would visually look and seem unfinished.
- Images of previous jobs submitted looked really good, but we unfortunately aren't working with the finances of the university.

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 47-2023

BY: Mrs. Piper, Mr. Kuczma, Mr. Smith

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH HDI-ENTERPRISES TO REFINISH THE GYMNASIUM FLOOR AT THE BRUNSWICK COMMUNITY RECREATION AND FITNESS CENTER IN AN AMOUNT NOT TO EXCEED \$43,000.00.

WHEREAS: The City of Brunswick received two (2) bids to refinish the gymnasium floor at the Brunswick Community Recreation and Fitness Center, in accordance with public bidding requirements; and

WHEREAS: The two (2) received public bids were opened on May 8, 2023 with HDI-Enterprises determined to be the lowest and best bidder.

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

SECTION 1: That the City Manager, with the approval of the Law Director, is hereby authorized and directed to enter into an Agreement with HDI-Enterprises, the lowest and best bidder, to refinish the gymnasium floor at the Brunswick Community Recreation and Fitness Center in an amount not to exceed \$43,000.00.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that immediate passage is necessary for completion of the project in August of 2023. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____

AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Laura E. Timura

PROPOSED LEGISLATION



DATE: 7/24/2023

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Barnett

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 51-2023** - An ordinance amending Section 1072.03 of the City of Brunswick Codified Ordinances by increasing fees for opening, closing and maintaining graves. - **3rd Reading** (Committee-of-the-Whole, *Administration/Paul Barnett*)

BACKGROUND: The last change to the City Codified Ordinance of Cemeteries was January 13, 2020. There have been no cost increases since 2020.

PURPOSE AND EXPLANATION: The purpose of these changes are to adjust the rates charged for services to align them with the cost increases for the 2023 thru 2025 maintenance contract. The rates have not changed since 2020 and will be too low to cover the costs to provide

IMPLEMENTATION SCHEDULE: 3rd reading and a 30-day waiting period.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: This legislation would include increased charges as noted in the attachment(proposed changes to Codified Ordinance Section 1072). These charges are recorded as receipts/revenue on the City's books.

RECOMMENDED ACTION:

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

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

**ADDITIONAL
INFORMATION:**

1
CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 51-2023

BY: Committee-of-the-Whole

AN ORDINANCE AMENDING SECTION 1072.03 OF THE CITY OF
BRUNSWICK CODIFIED ORDINANCES BY INCREASING FEES FOR
OPENING, CLOSING AND MAINTAINING GRAVES.

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

SECTION 1: That Section 1072.03 of the Codified Ordinances is hereby amended to read as follows:

“1072.03 CHARGES FOR OPENING, CLOSING AND MAINTAINING GRAVES.

Except as may from time to time be provided by Council in exceptional and meritorious cases, the following charges shall be in effect for the opening and closing of graves and the maintenance thereof:

Residents:

Adult (weekdays)	\$670.00
Adult (weekends and holidays)	\$770.00
Newborn/Infant (up to 3 years of age)	No charge
Cremations	\$670.00

Non-Residents:

Adult (weekdays)	\$770.00
Adult (weekends and holidays)	\$870.00
Newborn/Infant (up to 3 years of age)	No charge
Cremations	\$870.00”

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Laura E. Timura

Cemetery Internment and Perpetual Maintenance

Revised 6-19-23

City of Brunswick					
Open and Close Graves	Existing Codified Ordinance	Proposed Codified Ordinance	Cost Paid to Contractor Without Ongoing Maint. Cost	City of Wadsworth	City of Medina
Residents					
Adult Weekdays	\$550.00	\$670.00	\$570.00	\$800.00	\$500.00
Adult Weekends and Holidays	\$700.00	\$770.00	\$670.00	\$1,900.00	\$750.00
Infant Weekdays	\$300.00	\$0.00	\$570.00	\$500.00	\$250.00
Infant Weekends and Holidays	\$600.00	\$0.00	\$670.00	\$1,100.00	\$500.00
Cremations	\$300.00	\$670.00	\$570.00	\$325.00	\$250.00
Non-Residents					
Adult Weekdays	\$600.00	\$770.00	\$570.00	\$800.00	\$500.00
Adult Weekends and Holidays	\$850.00	\$870.00	\$670.00	\$1,400.00	\$750.00
Infant Weekdays	\$350.00	\$0.00	\$570.00	\$500.00	\$200.00
Infant Weekends and Holidays	\$600.00	\$0.00	\$670.00	\$1,100.00	\$500.00
Cremations	\$325.00	\$870.00	\$570.00	\$325.00	\$250.00

PROPOSED LEGISLATION



DATE: 7/24/2023

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Matt Jones

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 53-2023** - An emergency resolution authorizing the City Manager and City Engineer to submit a grant and loan application to the Ohio Public Works Commission Issue 1 Program for the Pepperwood Drive Reconstruction Phase 1 project. - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*)

BACKGROUND:

**PURPOSE AND
EXPLANATION:**

The proposed project will be a major rehabilitation of Pepperwood Drive north of Wolff Drive. Exact project limits will be determined based upon the amount of the award granted by OPWC and future Council appropriations. This project would be funded by a combination of Ohio Public Works Commission and local funds.

IMPLEMENTATION

SCHEDULE: The application deadline is in early September 2023. Should the application be successful, the project would be targeted for a mid-2024 start once funds become available.

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

Funding for this project will depend upon the amount of award granted by OPWC and approval of future Council appropriations. Once more information is received, the financial information will need to be evaluated. Furthermore, it is likely that a newly established OPWC Pepperwood Drive Improvement Fund and other OPWC funding legislation will also be required at a future date (FY 2024) in order to accept any grant or loan funding.

**RECOMMENDED
ACTION:**

One Reading	Yes
Two Readings	Yes
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 providing for the usual operation of a municipality, and for the further reason that this application can be submitted to OPWC in advance of the early September 2023 application deadline.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 53-2023

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

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER AND CITY ENGINEER TO SUBMIT A GRANT AND LOAN APPLICATION TO THE OHIO PUBLIC WORKS COMMISSION ISSUE 1 PROGRAM FOR THE PEPPERWOOD DRIVE RECONSTRUCTION PHASE 1 PROJECT.

WHEREAS: The Pepperwood Drive Reconstruction Phase 1 Project (the “Project”) is to be funded by a combination of Ohio Public Works Commission Issue 1 Program grant funds (the “Grant Funds”) with the remainder by local funds (the “Local Funds”); and

WHEREAS: The Grant and Loan Application must be submitted by early September of 2023.

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

SECTION 1: The City Manager and City Engineer are hereby authorized to submit a Grant and Loan Application to the Ohio Public Works Commission Issue 1 Program for financial assistance for the Project.

SECTION 2: In the event Grant Funds are awarded for the Project, acceptance of same by the City shall be contingent upon Council appropriating necessary amounts to meet the Local Funds contribution.

SECTION 3: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that the grant applications must be submitted by the early September of 2023 deadline. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading July 10, 2023

2nd Reading _____

Rules Suspended:

AYES _____ NAYS _____

ADOPTED: _____

AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Laura E. Timura

PROPOSED LEGISLATION



DATE: 7/24/2023

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Todd Fischer

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 55-2023** - An emergency ordinance amending Chapter 1060 of the City of Brunswick Codified Ordinances. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Todd Fischer*)

BACKGROUND: During the 2023 budget proposal, the Finance Director informed City Council that refuse rates had not increased since the new hauler contract went into effect on July 1, 2019. The Administration also recommended that refuse rates be increased by \$1.95/month, effective April 1, 2023, to account for various annual fixed cost increases imposed by the hauler since July 1, 2020. All annual fixed cost increases imposed by the hauler were made in accordance with the contract terms and Codified Ordinance Section 1060.03 which stipulates that each resident shall pay their pro-rata share of the costs of the refuse program/costs. At a subsequent Committee-of-the-Whole meeting held on December 12, 2022, a motion to increase refuse rates by \$1.95/month, effective April 1, 2023, was adopted. The rates were subsequently amended and billed by the City in accordance with Section 1060.03. On July 10, 2023, it was noted that certain language contained in Codified Section 1060.05 waiver of charges should have been updated accordingly but was inadvertently missed during this process. This proposed piece of legislation shall correct that administrative oversight made plus correct other small grammatical errors.

PURPOSE AND

EXPLANATION: See background above.

IMPLEMENTATION

SCHEDULE: The administration is requesting one reading with emergency and suspension of the rules on July 24, 2023. If passed, this legislation will correct the administrative oversight and update the language in the Codified Ordinance Section 1060 to be consistent with the C-O-W motion adopted on December 12, 2022.

**FINANCIAL
INFORMATION:**

FINANCIAL

SUMMARY:

**RECOMMENDED
ACTION:**

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

If emergency or suspension of the rules, why the request?
An emergency is requested in order to correct an administrative oversight. This will update the language in the Codified Ordinance Section 1060 to be consistent with the C-O-W motion adopted on December 12, 2022.

**ADDITIONAL
INFORMATION:**

1
CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 55-2023

BY: Committee-of-the-Whole

AN EMERGENCY ORDINANCE AMENDING CHAPTER 1060 OF THE CITY OF BRUNSWICK CODIFIED ORDINANCES.

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

SECTION 1: That Chapter 1060 of the Codified Ordinances is hereby amended to read as follows:

“1060.01 ACCUMULATIONS OF GARBAGE, RUBBISH AND RECYCLABLES.

No person shall accumulate garbage, rubbish or recyclables on private property for a longer period than that covered by the weekly pickup periods of the contract hauler.

1060.02 CONTRACT OR PERMIT REQUEST.

(a) No person shall collect garbage, rubbish or recyclables within the City without first obtaining a valid permit or entering into a valid contract with the City as provided for in these ordinances or the resolutions of the City.

(b) A permit may be issued by the Director of Public Service, without fee, under either of the following conditions:

(1) For hauling of rubbish, bulk rubbish, construction waste or recyclables only from the premises of the permittee for a twenty-four-hour period.

(2) For the removal of specifically enumerated items that were previously discarded as rubbish, bulk rubbish, construction waste or recyclables provided the permittee can produce written permission from the owner of said materials indicating transference of the property to the permittee, fully describing said items to be removed, and assurance that said removal will not create conditions that are hazardous to the public. The permit shall be valid for only a twenty-four-hour period and must include a description of items to be removed.

(c) Notwithstanding any other provision of these Codified Ordinances, the hours of garbage, rubbish or recyclables collection with the City of Brunswick shall be between the hours of 7:00 a.m. and 7:00 p.m., Monday through Saturday, except as such hours may be extended by the City Manager.

1060.03 SERVICE CHARGES.

(a) Residences. There shall be a monthly charge to each householder for the weekly collection, transportation and disposal of residential solid waste, yard waste and recyclables. The monthly charge shall include each resident's pro rata share of the contract hauler's current charge to the City under the contract and a service charge for billing, collecting and managing the monthly

charge. The monthly charge shall be billed quarterly in advance. A penalty of eighteen percent (18%) shall be charged on all accounts delinquent in excess of ten days after the expiration of the billing period.

(b) Billing. The City, through the office of the Director of Finance, shall make the billing charges and collections set forth in subsection (a) hereof.

(c) Notice. Notice of any hearing pertaining to rates for services rendered under this chapter shall be given to all interested persons at least seven days before the date set for such hearing. The kind of notice, the place of hearing and all facts connected with or relating to such hearing shall be regulated by Council.

(d) Financial Reports. A financial statement of profit and loss shall be filed with the Director of Public Service by contract haulers for each calendar year, within ninety days after the close of such year.

(e) Delinquent Accounts. The previous balance of delinquent amounts shall be shown once each year on the July billing and shall be stamped "FINAL NOTICE." If payment is not received within thirty days, the Director of Finance shall make a written return to the County Auditor and such amounts, when allowed, shall be entered upon the tax duplicate, shall be a lien upon the land from the date of entry and shall be collected as other taxes and returned to the City with the General Fund.

1060.04 UNCOLLECTED GARBAGE, RUBBISH AND RECYCLABLES.

Fermenting, putrefying or odoriferous garbage in containers or dumped in the open is hereby declared to be a nuisance. Rubbish or recyclables stored in receptacles or containers or in piles on premises in possession of the party responsible therefore for a period exceeding thirty days is also declared to be a nuisance. Such nuisances are prohibited, and the person responsible for either or both of them shall be subject to the penalty provided in Section [1060.99](#).

1060.05 WAIVER OF CHARGES.

Effective April 1, 2023, any homeowner, in the City, that has been granted a Homestead Exemption as of January 1, 2007, as certified by the County Auditor, shall be exempt from the regular garbage and rubbish service collection charges except for a charge of thirteen dollars and thirty cents (\$13.30) per month. Any homeowner in the City who has not previously obtained a Homestead Exemption as of January 1, 2007, shall be charged a monthly rate as provided in Section [1060.03](#).

1060.06 HOURS FOR PLACING GARBAGE, RUBBISH AND RECYCLABLES OUT FOR PICK-UP.

Garbage, rubbish and recyclables are to be set out no earlier than 4:00 p.m. the day before the regularly scheduled pick-up date. All carts are to be removed from the right-of-way no later than 8:00 p.m. the day of the regularly scheduled pick-up date.

1060.06 GARBAGE, RUBBISH AND RECYCLABLE RULES AND REGULATIONS.

The curbside garbage, rubbish and recyclable collection program will utilize carts provided by the City. No other containers will be permitted. The rules and regulations for the program shall be as established, from time to time, by the Service Director.

1060.99 PENALTY.

Whoever violates or fails to comply with any of the provisions of this chapter or the rules and regulations as established by the Service Director is guilty of a minor misdemeanor and shall be fined not more than one hundred and fifty dollars (\$150.00) per offense. A separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues.”

SECTION 2: That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, welfare and safety of the City and to match the Committee-of-the-Whole motion adopted on December 12, 2022. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes.

PASSED: 1st Reading _____

RULES SUSPENDED: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
 Clerk of Council
 Laura Timura

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 7/24/2023

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Todd Fischer

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 56-2023** - An emergency resolution authorizing the City Manager to enter into an agreement with Stifel, Nicolaus & Company, Inc. for underwriting services in an amount not to exceed \$60,000.00. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

BACKGROUND: On May 2, 2023, the electorate approved Issue 7 (4,033 Votes For - 2,233 votes against) to issue \$12 million in bonds for the purpose of constructing, furnishing, equipping and otherwise improving a new fire station and preparing, equipping and otherwise improving its site.

On May 8, 2023, City Council authorized the City Manager to obtain Requests for Proposals or "RFQs" for municipal underwriting services.

The official election results, including Issue 7, were certified by the Board of Elections on May 23, 2023.

On June 1, 2023, the RFQ packet for underwriting Services was officially published.

On June 16, 2023, the City received 11 different RFQs for underwriting services by the deadline.

The City's team subsequently met, discussed and scored the 11 RFQs. The City's team also shared and received verbal and independent input from the City's municipal advisor, Sudsina & Associates LLC. during this process.

Stifel, Nicolaus & Company, Inc. received the highest and best score based on the 11 qualifications received. Therefore, the Administration is now requesting City Council's authorization for the City Manager to enter into an agreement with Stifel, Nicolaus & Company, Inc. for underwriting services not to exceed \$60,000 on the \$12 million proposed bond issue for a new fire station. Although the bonds are not expected to be issued until sometime in 2024, the Administration would like to secure an agreement at least 6 months in advance of any bond issue. This additional time will help the City better

meet its timeline and goals to release an official statement, present up-to-date financial and economic information to credit agencies, seek a potential credit rating increase, market the bonds, etc.

**PURPOSE AND
EXPLANATION:**

See background and reason for emergency above.

**IMPLEMENTATION
SCHEDULE:**

See Recommendation for emergency above.

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

Not to exceed a total cost of \$60,000 for underwriting services performed. Underwriting services will be associated with the \$12 million of bonds for the construction of a new fire station as approved by the electorate.

**RECOMMENDED
ACTION:**

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

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

Recommendation for emergency and suspension of the rules in order to enter into an agreement asap. The reason for the emergency is to give the Administration as much time as possible to synch up the financial package for the construction of a new fire station and when the money is needed.

**ADDITIONAL
INFORMATION:**

Underwriting costs are expected to be charged at the time of the bond sale and taken directly from the proceeds. The issuance of bonds is also not expected to occur until sometime in 2024, after the construction manager at risk is secured and around the time that the architectural design of the building is completed with construction timelines and anticipated draws.

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 56-2023

BY: Mr. Hanek, Mr. Abella, Mr. Lambert

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH STIFEL, NICOLAUS & COMPANY, INC. FOR UNDERWRITING SERVICES IN AN AMOUNT NOT TO EXCEED \$60,000.00.

WHEREAS: On May 2, 2023, the electorate of the City of Brunswick approved Issue 7 (4,033 to 2,233) for the issuance of \$12,000,000.00 in bonds for the purpose of constructing, furnishing, equipping and otherwise improving a new fire station and the site associated therewith;

WHEREAS: On May 8, 2023, City Council authorized the City Manager to obtain Requests for Proposals (RFQs) for municipal underwriting services;

WHEREAS: On May 23, 2023, the official election results for Issue 7 were certified by the Medina County Board of Elections;

WHEREAS: On June 1, 2023, the RFQ packet for underwriting services was officially published;

WHEREAS: On June 16, 2023, the City received eleven (11) RFQs for underwriting services;

WHEREAS: Consistent with applicable law and per review and input from the City's independent municipal advisor Sudsina & Associates LLC, the City's ranking team met, discussed and scored the received RFQs; and

WHEREAS: Stifel, Nicolaus & Company, Inc. received the highest and best score based upon the eleven (11) RFQs received.

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

SECTION 1: That the City Manager, with the approval of the Assistant Law Director, is hereby authorized and directed to enter into an Agreement with Stifel, Nicolaus & Company, Inc. for underwriting services in an amount not to exceed \$60,000.00.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that immediate passage is necessary to allow the Administration sufficient time to finalize the financial package (including presentment of updated financial and economic information to credit agencies, seek potential credit rating increases, and market the bonds) to meet applicable construction timelines and goals. Therefore, the same shall be in full

force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Laura E. Timura

**REQUEST FOR QUALIFICATIONS
FOR
UNDERWRITING SERVICES**

**City of Brunswick
4095 Center Road
Brunswick, Ohio 44212**

**Carl DeForest
City Manager**

**RFQ Number: 2023-001
Release Date: June 1, 2023**

REQUEST FOR QUALIFICATIONS
UNDERWRITING SERVICES
THE CITY OF BRUNSWICK, OHIO

I. INTRODUCTION

The City of Brunswick, Ohio (the “City”) is requesting STATEMENTS OF QUALIFICATIONS for the purpose of evaluating qualified bond underwriters to meet current and future debt financing requirements.

The City currently has one anticipated bond issue identified. On May 2, 2023, the electorate, through an affirmative vote, approved the issuance of bonds for the purpose of constructing, furnishing, equipping and otherwise improving a fire station and preparing, equipping and otherwise improving its site in the principal amount of \$12,000,000 to be repaid annually over a maximum of twenty years through an annual levy of property taxes outside of the ten-mill limitation. The issuance of bonds is currently anticipated to be needed in early 2024 after the design is completed and around the time construction documents are being developed.

II. SCOPE OF SERVICES

The underwriter will assist the City in the structuring, marketing and sale of negotiated bonds to meet the financing requirements of specific projects. The sale of the bonds will coincide with the financing needs of specific projects. The underwriter will report to the City’s internal financing team that consists of the Finance Director, City Manager, Law Director and other City staff or members of the City’s financing team, as required.

Services expected of the underwriter will include the following:

1. Assist in the structuring of the bond issue, including critical areas such as capitalizing interest, redemption provisions, and serial versus term bonds. Also advise on the issuance of short-term debt during initial construction phase.
2. Marketing and underwriting of the bonds or any related short-term debt. The City will expect the underwriter to recommend a marketing plan that results in the most favorable bond terms to the City, and to prepare a pre-pricing analysis document for timely discussion prior to the bond sale. A marketing plan would address current outstanding market conditions. The marketing plan would also address the merits of retail versus institutional sale, given market preferences at the time of the sale.
3. Analyze and advise as to the possibility of credit enhancing the bonds, or having the bonds rated by the rating services, depending on the financing.
4. Assist in preparation of the Official Statement, Continuing Disclosure Agreement and other necessary bond disclosure documents.
5. Participate in meetings as requested, including due diligence, presentations to City Council, and other strategic planning meetings.

III. REQUEST FOR QUALIFICATIONS QUESTIONS

The response should emphasize services or comparative transactions that will be relevant to the City of Brunswick. The underwriter shall provide a clear, concise Statement of Qualifications that will address the underwriter’s ability and experience in complying with the scope of services requirements set forth above.

1. Give a brief description of the firm. Please indicate your firm's commitment to the municipal industry and demonstrate your firm's performance in Ohio.
2. List by name and title the senior finance person, the person from trading/underwriting, and also the principal associates who would work with the City. Identify the contact person who will have primary account responsibility. Provide qualifications, experience, and office location and phone number for each.
3. Describe your firm's particular expertise in structuring and underwriting bonds of the types referenced in the introduction of this Request for Qualifications. Give examples of how this expertise has been utilized to the advantage of issuers and how it may relate to the City.
4. Describe your firm's retail and institutional distribution capabilities and geographic areas of distribution. Describe any industry surveys or recent reports that support your claims of capital market penetration relative to your firm's competitors. Describe the firm's underwriting committee approval procedure within your firm.
5. Briefly describe any attributes that distinguish your firm from others offering similar services that would prove helpful to the City in our selection process.
6. Describe the level and types of insurance carried, including the deductible amount, to cover errors and omissions, improper judgments, or negligence.
7. Describe any pending investigation of the firm or enforcement or disciplinary actions taken within the past three years by the SEC or other regulatory bodies.
8. Provide a list of three municipal references, including name, address, telephone number, and type of financing completed for these clients during the past three years.
9. Describe your firms' process and involvement in the preparation of your client's Official Statement and other necessary bond documents.
10. Provide a list (as an exhibit) of issues relevant to the City of Brunswick for which the firm has participated in underwriting since January 2021. Please provide the following information: date of issue, issue ratings, type of financing, your firm's role in the transaction, and a breakdown of the underwriters' gross spread components and management fee splits.

IV. STATEMENT OF QUALIFICATIONS SUBMITTAL

- ♦ Firms desiring to respond should submit three copies of the Statement of Qualifications not to exceed ten pages. Item #10 can be in addition to the ten pages of the Statement of Qualifications. Statements of Qualifications must be in a sealed envelope marked "Underwriter Request for Qualifications" and be received by the City of Brunswick's Office of Administrative Services no later than **10:00 a.m., local time on Friday June 16, 2023**. Please send to:

Office of Administrative Services
City of Brunswick
4095 Center Road
Brunswick, Ohio 44212

Reference: Underwriter Request for Qualifications

- ♦ Responding firms will be reviewed for conformance to the above requirements and each vendor will be evaluated based on their qualifications to provide the requested professional services. The selection committee's recommendation will be forwarded to City Council for final approval. As part of this evaluation, the City may request and hold interviews with individual firms. The City expects to enter into contract negotiations with the firm ranked most qualified to perform the services needed. The City reserves

the right to enter into more than one contract or use a team of underwriters to best fit the needs and circumstances of each financing. Statements of Qualifications received in response to this request will be placed on file by the City, and firms submitting a statement of qualifications shall be deemed a pre-qualified firm for consideration for any future bond issuances over the next five years.

- ♦ General questions may be directed to Todd R. Fischer, Finance Director at 330-273-8003.

PROPOSED LEGISLATION



DATE: 7/24/2023

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Todd Fischer

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 57-2023** - An emergency ordinance amending ordinances #103-2022, #9-2023, #19-2023 and #34-2023 to include amendments to the Appropriation Budget for the year ending December 31, 2023 as incorporated in Exhibit "A" attached hereto. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

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

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

IMPLEMENTATION SCHEDULE: Discuss at the July 24, 2023, Finance Committee meeting and move to the July 24, 2023, Council agenda as an emergency with the suspension of the rules.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: The total financial impact of this legislation is a net **decrease** to the overall City appropriation budget by \$175,381.73. The largest components of the net decrease, in no particular order, relate to:

1) Reduction of \$362,810.50 in available capital improvement fund appropriations so that these funds can later be appropriated next year for the U.S. Army Corp of Engineers Section 219 Grant if funded by Congress in 2024 or beyond. Currently, the City has been awarded a \$4,510,000 grant for stormwater and water quality projects that will also require a match of 25% or \$1,503,333.33. The grant has been awarded. However, it has not yet been funded through Congress. Regardless of when the grant funding at the

federal level will occur, the City is working on a funding plan package for 2024 and beyond that will ultimately identify and set aside the needed local match and provide additional funds to cover some of the grant expenditures until reimbursed. A large portion of the financial package needed is expected to be included in the City Manager's 2024 budget proposal and this is the first step to identify some available funds for that process.

2) Reduction of \$70,804 in combined appropriations in the Police and Fire funds due to House Bill 512 not being adopted by the State Legislature. H.B. 512 would have increased employer contribution rates for the Ohio Police & Fire Pension Fund over several years. The estimated costs of H.B. 512 were originally included in the 2023 budget proposal but are now no longer needed.

3) Reduction of \$56,928.67 in local cost appropriations relating to the OPWC Old Eagle Project. The project has been completed and the remaining appropriations are no longer needed.

4) Increase of \$121,500 relating to a CDBG Grant Award received through Medina County for the resurfacing of McKinley & Garfield roads. The actual construction costs, excluding engineering and inspection costs, are expected to be limited to the grant award. A corresponding estimated receipt will also be included in the City's Certificate of Estimated Resources.

5) \$100,000 increase in capital set-aside funds for the Division of Fire as a result of increased estimates for emergency medical billing revenues. Set aside funds are not expenditures but rather moving cash from one purpose to another to plan for a future event. The movement of these funds from one purpose to another is required to be budgeted and will be offset with a corresponding transfer-in receipt included on the City's Certificate of Estimated Resources Form. These capital set asides will help departments with their financial planning and be an added tool in helping them achieve their 5-year goals/planned capital purchases. Please note: the majority of set aside funds for the Division of Fire originate from emergency billing revenues.

6) \$75,000 increase for professional and ongoing legal services not included in the original 2023 budget.

All other items not specifically listed in this summary are detailed with a description and listed amounts in the attached Exhibit B.

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

Exhibit B is provided for informational and review purposes only.

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

**RECOMMENDED
ACTION:**

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

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

**ADDITIONAL
INFORMATION:**

EXHIBIT A

July 24, 2023

Fund Number	Fund Name / Department	Personal Service	Other	Total
General Fund				
001	General Fund			
	City Council	189,566.00	85,435.00	\$ 275,001.00
	Mayor	106,422.00	94,727.00	\$ 201,149.00
	City Manager	196,467.00	138,877.00	\$ 335,344.00
	Information Technologies	181,122.00	507,410.86	\$ 688,532.86
	Engineering	24,972.00	674,285.00	\$ 699,257.00
	Building Department	353,822.00	271,710.00	\$ 625,532.00
	Cemetery Maintenance	-	22,765.00	\$ 22,765.00
	Janitorial Contract	-	21,627.00	\$ 21,627.00
	City Hall Building & Grounds	5,673.00	64,649.00	\$ 70,322.00
	Administrative Services	93,566.00	59,366.69	\$ 152,932.69
	Economic Development	116,999.00	248,776.00	\$ 365,775.00
	Animal Control	78,667.00	71,440.00	\$ 150,107.00
	Law Department	196,271.00	350,392.00	\$ 546,663.00
	Finance Department	266,697.00	230,195.86	\$ 496,892.86
	Income Tax Department	209,648.00	258,327.00	\$ 467,975.00
	Parks & Recreation Director	78,925.00	63,674.00	\$ 142,599.00
	General Fund Administration	-	1,338,126.63	\$ 1,338,126.63
	Planning Division/Community Development	73,269.00	73,746.00	\$ 147,015.00
	Board of Building Appeals	501.00	1,220.00	\$ 1,721.00
	Board of Zoning Appeals	1,196.00	4,597.00	\$ 5,793.00
	Board of Civil Service	11,468.00	66,335.00	\$ 77,803.00
	Board of Ethics	5,600.00	4,645.00	\$ 10,245.00
	Board of Charter Review	-	-	\$ -
	Board of Commemorative Affairs	-	18,270.00	\$ 18,270.00
	General Fund Transfers / Advances	-	27,732,507.65	\$ 27,732,507.65
001	Total General Fund	\$ 2,190,851.00	\$ 32,403,104.69	\$ 34,593,955.69
Special Revenue Funds:				
110	Court Computerization Fund	5,539.00	14,670.00	\$ 20,209.00
111	FEMA Grant Fund	-	-	\$ -
114	Police Fund	4,707,518.00	4,998,151.37	\$ 9,705,669.37
115	Fire Fund	2,668,467.00	6,874,258.40	\$ 9,542,725.40
117	Street Repair & Maintenance Fund	1,310,904.00	2,840,468.27	\$ 4,151,372.27
118	State Highway Fund	-	131,000.00	\$ 131,000.00
119	Law Enforcement Fund	-	33,449.92	\$ 33,449.92
120	Brunswick Transit Alternative (BTA) Fund	-	45,000.00	\$ 45,000.00
123	Brunswick Area Television (BAT) Fund	171,916.00	271,607.42	\$ 443,523.42
127	Parks Fund	206,930.00	502,217.86	\$ 709,147.86
129	Department of Justice Federal Grant Fund	-	229,109.09	\$ 229,109.09
130	DUI Enforcement & Education Fund	-	10,800.00	\$ 10,800.00
131	Recreation Center Fund	401,731.00	631,456.05	\$ 1,033,187.05
133	Home Improvement Grant Fund (CDBG)	-	43,131.46	\$ 43,131.46
140	Local Fiscal Recovery Fund	186,625.00	114,426.15	\$ 301,051.15
141	Opiod Settlement Fund	-	32,634.08	\$ 32,634.08
Enterprise Funds:				
223	Refuse Fund	73,185.00	2,995,329.00	\$ 3,068,514.00
224	Storm Water Management Fund	34,196.00	1,252,357.24	\$ 1,286,553.24
Capital Improvement Funds:				
300	General Permanent Improvement Fund	-	4,019,541.60	\$ 4,019,541.60
332	Road Levy Fund	-	2,671,609.05	\$ 2,671,609.05
333	Road Improvement Fund	-	4,093,819.84	\$ 4,093,819.84
334	Traffic Control Fund	-	-	\$ -

335	Public Square Fund	-	-	\$	-
336	City Building Improvement Fund	-	268,616.00	\$	268,616.00
337	EPA Grant Fund		1,500,000.00	\$	1,500,000.00
339	Fire Improvement Fund	-	-	\$	-
341	Park Improvement Fund	-	1,061,040.00	\$	1,061,040.00
347	North Carpenter Road Improvement Fund	-	1,877,351.06	\$	1,877,351.06
348	Boston Road Improvement Fund	-	93,519.24	\$	93,519.24
353	I-71 / Rt. 303 Enhancement Fund	-	-	\$	-
360	Brunswick Lake Improvement Fund	-	600,762.05	\$	600,762.05
371	OPWC Laurel Road Improvement Fund		-	\$	-
372	OPWC Old Eagle Drive Improvement Fund		508,785.17	\$	508,785.17
373	OPWC Skyview Drive Improvement Fund	-	904,396.98	\$	904,396.98
374	OPWC Magnolia Drive Improvement Fund	-	1,650,000.00	\$	1,650,000.00
Self Insurance Fund:					
600	Self Insurance Fund	-	3,618,628.00	\$	3,618,628.00
Debt Service Funds:					
771	General Obligation Bond Retirement Fund	-	-	\$	-
782	Special Assessment BRF: Laurel Road (2006)	-	37,037.50	\$	37,037.50
783	Special Assessment BRF: Brunswick Lake - Dam	-	18,948.83	\$	18,948.83
784	Special Assessment BRF: Brunswick Lake - Dredging	-	11,826.19	\$	11,826.19
Agency Funds:					
881	General Trust Agency Fund	-	777,112.50	\$	777,112.50
882	Unclaimed Money Agency Fund	-	20,000.00	\$	20,000.00
885	Flexible Spending Agency Fund	-	140,000.00	\$	140,000.00
886	Non-Residential 3% Building Permit Agency Fund	-	35,000.00	\$	35,000.00
887	Residential 1% Building Permit Agency Fund	-	10,000.00	\$	10,000.00
Grand Total				\$	89,299,027.01

City of Brunswick, Finance Office

"Exhibit B" : Schedule of Amendments to the Permanent Budget #4 - For informational purposes only

For the Budget Year Ending December 31, 2023

7/24/2023

Fund Name / Account Name	Account Number	Appropriation Adjustment Amount	Description
General (#001)			
CBO	001-0430-51000	(15,818.00)	The costs associated with a 2 month overlap plan to fill and train a CBO replacement was not needed. Costs were included in the Original 2023 budget.
PERS	001-0430-52223	(3,797.00)	The costs associated with a 2 month overlap plan to fill and train a CBO replacement was not needed. Costs were included in the Original 2023 budget.
MEDITAX	001-0430-52226	(230.00)	The costs associated with a 2 month overlap plan to fill and train a CBO replacement was not needed. Costs were included in the Original 2023 budget.
WORKER'S COMP - BUILDING	001-0430-52274	(475.00)	The costs associated with a 2 month overlap plan to fill and train a CBO replacement was not needed. Costs were included in the Original 2023 budget.
E.D. INDUCEMENT PROGRAM	001-0490-54285	(30,000.00)	Expiration of an Economic Inducement Grant in 2023.
PROFESSIONAL SERVICES	001-0600-54233	75,000.00	Increased legal services for ongoing and various issues not included in the original budget and as estimated as of July 14, 2023. Subject to change.
REPAIR AND MAINTENANCE	001-0880-54243	15,500.00	Anticipated costs to raze damaged barn on City property - North Carpenter.
STREET LIGHTS	001-0880-54271	13,600.00	30% cost increases incurred starting June 2023 for bypass generation charges. City may be able to add traffic lights to consortium to bring costs down.
TRANSFER OUT TO FUND #333	001-0999-99909	(4,339.27)	Budgeted transfer no longer needed after fund balance reserve calculation was completed.
TRANSFER OUT TAX ALLOCATION	001-0999-99950	8,750.00	Increase distribution to the Capital Improvement Fund based on current income tax revenue estimate being 2.5% above Prior Year.
General Fund Total		58,190.73	
Court Computer Fund (#110)			
INSURANCE	110-0210-54272	(1,500.00)	Original insurance cost estimate was too high. Costs allocated to other accounts.
Court Computer Fund Total		(1,500.00)	
Police Fund (#114)			
LIEUTENANT PS	114-0520-51113	960.00	8 week overlap plan in 2023 for Police Chief's position.
SERGEANTS PS	114-0520-51114	800.00	8 week overlap plan in 2023 for Acting Lieutenant assistance per CBA \$2.50/hour.
DEFERRED COMP	114-0520-52222	48.00	8 week overlap plan in 2023 for Police Chief's position & Acting Lieutenant assistance.
MEDITAX	114-0520-52226	26.00	8 week overlap plan in 2023 for Police Chief's position & Acting Lieutenant assistance.
POLICE OP&F PENSION	114-0520-52227	559.00	8 week overlap plan in 2023 for Police Chief's position & Acting Lieutenant assistance.
POLICE OP&F PENSION	114-0520-52227	(57,117.00)	H.B. 512 to increase employer contribution rates to OP&F did not pass. Costs were included in the 2023 original budget proposal.
WORKER'S COMP	114-0520-52274	53.00	8 week overlap plan in 2023 for Police Chief's position & Acting Lieutenant assistance.
EQUIPMENT SERVICE CONTRACT	114-0520-54253	10,995.00	Gray Key License subscription renewal costs reimbursed at 100% by Medina County (Intergovernmental Revenue offset). \$0 effect on fund balance.
Police Fund Total		(43,676.00)	
Fire Fund (#115/952)			
OHIO POLICE & FIRE PENSION	115-0510-52227	(13,687.00)	H.B. 512 to increase employer contribution rates to OP&F did not pass. Costs were included in the 2023 original budget proposal.
NO MEDICAL COVERAGE	115-0510-52232	300.00	Qualifying event for employee in Jan 2023 and did not take family health insurance until a different qualifying event occurred in July 2023.
HOSPITALIZATION	115-0510-52275	9,584.01	Employee elected family insurance after qualifying event occurred in July 2023.
RESCUE COLLECTION FEES	115-0510-54260	4,306.25	Increase appropriations for collection fees to match increase in estimated revenue. Current contract is for 6.625% of revenue collected.
EMS SUPPLY GRANT	115-0510-55255	755.10	EMS Grant award July 1, 2023 - Dec 31, 2023 received. Rec = Exp.
FIRE PREVENTION SUPPLIES	115-0510-55289	1,500.00	\$1,500 donation received for Fire related supplies.
TRANSFER OUT TO CAPITAL #952	115-0510-99999	100,000.00	Increase transfer Out line for future capital purchases as a result of increased EMS billing revenue estimates.
Fire Fund Total		102,758.36	
Opioid Settlement Fund (#141)			
JANSEN OPIOID SETTLEMENT PURCH SERVICES	141-0439-54254	7,084.35	Opioid Settlement #3 recently received from Jansen and related disbursement for recovery/support not included in the original 2023 budget.
Total Opioid Settlement Fund		7,084.35	
Capital Projects Improvement Fund (#300)			
CAPITAL BUILDING/PROPERTY IMPROVEMENTS	300-0522-56250	(362,810.50)	Reduce appropriations in 2023 so these funds can be later appropriated for US Army Corp Grant if funded by Congress in 2024 or beyond. The available excess appropriated funds comes after setting aside a contingency for the trails Phases II & III projects and local match for EPA Grant.
Capital Projects Improvement Fund Total		(362,810.50)	
Road Capital Projects Fund (#333)			
CONSTRUCTION- MCKINLEY/GARFIELD	333-0318-56881	121,500.00	County CDBG Contribution to McKinley/Garfield resurfacing Project. Gross-up receipt and expense to occur up to grant max of \$121,500.
ENGINEERING -OLD EAGLE DR	333-0489-56883	(52,202.62)	Reduce 2023 current appropriations for local costs since the project has been completed.
CONTINGENCY - OLD EAGLE DR	333-0489-56884	(4,726.05)	Reduce 2023 current appropriations for local costs since the project has been completed.
Road Capital Projects Fund Total		64,571.33	

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 57-2023

By: Mr. Hanek, Mr. Abella, Mr. Lambert

AN EMERGENCY ORDINANCE AMENDING ORDINANCES #103-2022, #9-2023, #19-2023 AND #34-2023 TO INCLUDE AMENDMENTS TO THE APPROPRIATION BUDGET FOR THE YEAR ENDING DECEMBER 31, 2023 AS INCORPORATED IN EXHIBIT “A” ATTACHED HERETO.

WHEREAS: Ordinance #103-2022 adopted appropriations for 2023; and Ordinances #9-2023, #19-2023 and #34-2023 regarding amendments to the 2023 appropriation budget, were previously adopted by Council; and

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

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

WHEREAS: In order to properly budget in accordance with State law for expenditures presently anticipated it is necessary to amend Ordinances #103-2022, #9-2023, #19-2023 and #34-2023.

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

SECTION 1: Ordinances #103-2022, #9-2023, #19-2023 and #34-2023 are hereby amended to reflect the appropriations as attached hereto and incorporated herein as Exhibit “A.”

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

PASSED: 1st Reading _____

RULES SUSPENDED: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Laura E. Timura

PROPOSED LEGISLATION



DATE: 7/24/2023

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Todd Fischer

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 58-2023** - An emergency ordinance to advance funds. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

BACKGROUND: In order to comply with the Ohio Revised Code Section 5705 advances may become necessary as certain financial situations arise. An advance is the temporary movement of money from one fund to another fund that will be repaid upon the completion of an anticipated event. The process of advancing funds is required by law in certain financial situations and is audited under the direction of the Auditor of State for compliance every year. Advance legislation is generally presented two to three times a year or more, if deemed necessary.

PURPOSE AND EXPLANATION: Refer to background section.

IMPLEMENTATION SCHEDULE: Discuss at the July 24, 2023 Finance Committee meeting and move to the July 24, 2023 Council agenda as an emergency with suspension of the rules.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: Advances do not have a financial impact on the City funds as a collective whole. Advances are merely the movement of money from one fund to another and are defined in Ohio Revised Code Section 5705 and in the Auditor of State Compliance Supplement. Advances are required to be included in the City's adopted budget and are also required to be approved by City Council.

RECOMMENDED ACTION:

One Reading	Yes
Two Readings	No
Three Readings	No

Emergency	Yes
Suspension of Rules	Yes

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

Recommended approval as an emergency with suspension of the rules. Emergency clause necessary to allow funding to be in place to administer plans and/or purchase orders for various projects, grants, etc.

**ADDITIONAL
INFORMATION:**

None.



CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 58-2023

By: Mr. Hanek, Mr. Abella, Mr. Lambert

AN EMERGENCY ORDINANCE TO ADVANCE FUNDS.

WHEREAS: The City of Brunswick wishes to return previously advanced monies from the Department of Justice Federal Grant Fund #129 to the General Fund #001 since the 2021-JG-A02-6712 Community Engagement grant has been completed and all grant reimbursements have been received, and;

WHEREAS: The City of Brunswick wishes to return previously advanced monies from the OPWC Old Eagle Drive Improvement Fund #372 to the General Fund #001 since the Old Eagle Drive OPWC improvement project has been completed and all grant reimbursements have been received.

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That the following funds are hereby advanced:

FROM: Department of Justice Federal Grant Fund (#129)
TO: General Fund (#001)
AMOUNT: \$10,000.25

FROM: OPWC Old Eagle Drive Improvement Fund (#372)
TO: General Fund (#001)
AMOUNT: \$497,165.00

SECTION 2: This ordinance 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 further reason that proper funding sources be advanced. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Laura E. Timura

PROPOSED LEGISLATION



DATE: 7/24/2023

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 59-2023** - An ordinance rezoning the 20.1561 acre parcel of real property located at 897 N. Carpenter Road and further identified as PPN 003-18B-27-260 from the R-R Rural Residential District to the R-L Low Density Residential District. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: The Planning Commission held a public hearing at their meeting on July 13, 2023 and recommended approval to City Council to rezone a 20.156100-acre parcel for property located at 897 North Carpenter Road, from the existing R-R Rural Residential District to the R-L Low Density Residential District, in conjunction with the preliminary subdivision plan, to construct a single-family cluster development consisting of 26 homes.

PURPOSE AND EXPLANATION: The rezoning and preliminary subdivision plan are subject to City Council approval, pursuant to Section 6.02(c)(6) of the City of Brunswick Charter and Section 1224.04(d) of the Subdivision Regulations.

IMPLEMENTATION SCHEDULE:

Immediately.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Recommend approval.

**ADDITIONAL
INFORMATION:**

PRELIMINARY
SUBDIVISION PLAN

FOR
CARPENTER GLEN
CITY OF BRUNSWICK, COUNTY OF MEDINA, STATE OF OHIO

SITE INFORMATION:
SITE LOCATION: 897 CARPENTER ROAD, BRUNSWICK, OHIO
PARCEL: 003-18B-27-280
PARCEL AREA: 20.1 AC GROSS
0.5 AC EXISTING ROW
19.6 AC NET AREA

PARCEL OWNER: TRIBAN INVESTMENT LLC
EXISTING ZONING: R-R RURAL RESIDENTIAL DISTRICT
PROPOSED ZONING: R-L LOW DENSITY RESIDENTIAL DISTRICT
PROPOSED DEVELOPMENT ZONING:
R-L CONDITIONALLY PERMITTED USE:

SINGLE FAMILY CLUSTER DEVELOPMENT (CHAPTER 1284)
CONVENTIONAL SINGLE FAMILY DWELLINGS

- PER CODE
- | | | | |
|--------------------------------|----------------------|-------|------------------------|
| -MIN. DEVELOPMENT AREA: | 15 AC | SHOWN | 20.1 AC |
| -MAX. DENSITY: | 2.2 D.U./AC (43) | | 1.3 D.U./AC (26 UNITS) |
| -MIN. OPEN SPACE: | 30% (6.03 AC) | | 32% (6.54 AC) |
| -MIN. LOT AREA: | 13,800 SF | | 13,892 SF |
| -MIN. LOT FRONTAGE: | 85' | | 85' |
| -MIN. FRONT YARD: | 40' | | 40' |
| -ADJACENT SAME FRONT YARD: | 35 TO 45' | | 35 TO 45' |
| -MIN. REAR YARD: | 35' | | 35' |
| -MIN. SIDE YARD, SIDE GARAGE: | 15' & 5' | | 15' & 5' |
| -MIN. BUILDING SEPARATION: | 26' | | 26' |
| -MIN. DISTANCE DRIVEWAY TO PL: | 20' | | 20' |
| -REQUIRED DRIVEWAY MATERIAL: | CONCRETE | | CONCRETE |
| -PARKING: PER CHAPTER 1276 | MIN. 4 (2 GARAGE) | | 4 (2 GARAGE) |
| -LANDSCAPING: PER CHAPTER 1282 | 1282.05 STREET TREES | | |

LAYOUT NOTES:
-PROPOSED LOTS: 26
-PROPOSED LINEAR FEET OF ROAD: 1,465 LF
-REQUIRED 40' FRONT YARD DEPTH AVERAGE. NO MORE THAN THREE FRONT YARDS IN A ROW MAY BE THE SAME DEPTH. FRONT YARD DEPTHS ARE TO VARY FROM 35' TO 45'. LAYOUT COMPLETES.
SITE NOTES:
-GAS WELLS: NO WELLS ON SITE, PER ODNR GIS
-FLOODPLAINS: NO FLOODPLAIN ON SITE, PER FEMA FLOOD HAZARD VIEWER
ENVIRONMENTAL INFORMATION: PER HW AQUATIC RESOURCES MAP, JULY 2022
-WETLAND IMPACT: 0.498 AC OF TOTAL FILL



LOCATION MAP



NO SCALE

DEVELOPER:
KNEZ HOMES
7555 FREDIE DRIVE
PAINESVILLE, OHIO 44071
440-346-0098

DESIGN ENGINEER:
DAVEY RESOURCE GROUP, INC.
1310 SHARON COPLEY ROAD
P.O. BOX 37
SHARON CENTER, OHIO 44274
TRAVIS G. CRANE, P.E.
330-930-8004

SUBMITTAL INDEX	DATE
1	05/26/2023



Davey Resource Group
1310 SHARON COPLEY ROAD, P.O. BOX 37
SHARON CENTER, OHIO 44274
(PH)408.330.9304 (FAX) 330.933.7300

SCALE (IN FEET)
1 inch = 80 ft.



CARPENTER GLEN
PRELIMINARY SUBDIVISION PLAN

PROJECT
NUMBER

2605

DATE

2023-05-26

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 59-2023

BY: Mr. Delsanter, Mr. Lambert, Mrs. Piper

AN ORDINANCE REZONING THE 20.1561 ACRE PARCEL OF REAL PROPERTY LOCATED AT 897 N. CARPENTER ROAD AND FURTHER IDENTIFIED AS PPN 003-18B-27-260 FROM THE R-R RURAL RESIDENTIAL DISTRICT TO THE R-L LOW DENSITY RESIDENTIAL DISTRICT.

WHEREAS: Upon application of the property owner to rezone the 20.1561 acre parcel of real property located at 897 N. Carpenter Road and further identified as PPN 003-18B-27-260 (the "Property") from the R-R Rural Residential District to the R-L Low Density Residential District, on July 13, 2023, the Planning Commission held a public hearing on the requested rezoning; and

WHEREAS: On July 13, 2023, the Planning Commission voted to recommend approval to City Council of the proposed rezoning of the Property from the R-R Rural Residential District to the R-L Low Density Residential District as necessary for and in conjunction with the proposed development of the Property with twenty-six (26) single-family cluster units to be known as Carpenter Glen per submitted Preliminary Subdivision Plan.

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

SECTION 1: That upon application of the property owner, the 20.1561 acre parcel of real property located at 897 N. Carpenter Road and further identified as PPN 003-18B-27-260 is hereby rezoned from the R-R Rural Residential District to the R-L Low Density Residential 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
Laura E. Timura

PROPOSED LEGISLATION



DATE: 7/24/2023

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Carl DeForest, Todd Fischer

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 60-2023** - An emergency resolution determining to proceed to submit to the electors of the City of Brunswick the question of renewing an existing 1.2-mill tax levy for ten (10) years for the general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the City, pursuant to Sections 5705.19(g) and 5705.191 of the Revised Code. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Carl DeForest*).

BACKGROUND: At an election held on May 6, 2014, the electors of the City of Brunswick approved a 1.2-mill tax levy pursuant to Sections 5705.19(G) and 5705.191 of the Revised Code for the purpose of providing for the general construction, reconstruction, resurfacing, and repair of streets, roads and bridges in the City, for a period of ten (10) years; and

The authority to levy that 1.2-mill tax will expire with the levy on the 2023 duplicate for collection in calendar year 2024; and

This Council has determined that the renewal of that tax upon its expiration is necessary for the general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the City of Brunswick, Ohio; and

On July 10, 2023, this Council adopted Resolution No. 54-2023 pursuant to Section 5705.03 of the Revised Code declaring it necessary to renew the City's existing 1.2-mill tax levy for the purpose of general construction, reconstruction, resurfacing, and repair of streets, roads and bridges in the City of Brunswick, Ohio, a copy of which Resolution was certified to the Medina County Auditor; and

In accordance with that Resolution and Section 5705.03(B) of the Revised Code, on July 12, 2023, the Medina County Auditor certified (on DTE 140R) that (i) the property tax revenue that will be produced by the stated millage (1.2 mills), assuming the taxable value of the City remains constant throughout the life of the levy, is calculated to be \$852,000, (ii) the total taxable value of the City used in calculating the estimated property tax revenue is \$1,111,343,480 and (iii) the millage required for the requested levy is 1.2 mills per \$1 of taxable value, which amounts to \$26.00 for each \$100,000 of the County

Auditor's appraised value;

If the City Council is desirous of submitting this question to the electors on November 7, 2023 and absent from any scheduled special meetings, this legislation will require a separate suspension of the rules and adoption of an emergency in order to meet the August 9, 2023 Board of Election filing deadline; and,

The filing with the Medina County Board of Elections on or before August 9, 2023, must include:

- 1) A certified copy of this resolution, and
- 2) The resolution of necessity (adopted on July 10), and
- 3) The related County Auditor's Certificate (dated July 12, 2023), and
- 4) Suggested forms of notice of election and ballot language

The City will request an acknowledgment receipt from the Board of Elections.

**PURPOSE AND
EXPLANATION:**

Same as background

**IMPLEMENTATION
SCHEDULE:**

Recommended with emergency and suspension of the rules on July 24, 2023 to allow adequate time to file any and all the necessary paperwork with the Board of Elections and meet the deadlines of submission for the upcoming November Ballot.

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

This legislation is only to submit the question to the electorate and file that information with the Board of Elections. If approved by the electorate, subsequent authorization of tax rate and tax budget legislation would follow.

**RECOMMENDED
ACTION:**

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

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

Recommended with emergency and suspension of the rules on July 24, 2023 to allow adequate time to file any and all the necessary paperwork with the Board of Elections and meet the deadlines of submission for the upcoming November Ballot.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 60-2023

BY: Committee-of-the-Whole

**AN EMERGENCY RESOLUTION DETERMINING TO PROCEED TO
SUBMIT TO THE ELECTORS OF THE CITY OF BRUNSWICK THE
QUESTION OF RENEWING AN EXISTING 1.2-MILL TAX LEVY FOR
TEN (10) YEARS FOR THE GENERAL CONSTRUCTION,
RECONSTRUCTION, RESURFACING AND REPAIR OF STREETS,
ROADS AND BRIDGES IN THE CITY, PURSUANT TO SECTIONS
5705.19(G) AND 5705.191 OF THE REVISED CODE.**

WHEREAS, at an election held on May 6, 2014, the electors of the City of Brunswick approved a 1.2-mill tax levy pursuant to Sections 5705.19(G) and 5705.191 of the Revised Code for the purpose of providing for the general construction, reconstruction, resurfacing, and repair of streets, roads and bridges in the City, for a period of ten (10) years; and

WHEREAS, the authority to levy that 1.2-mill tax will expire with the levy on the 2023 duplicate for collection in calendar year 2024; and

WHEREAS, this Council has determined that the renewal of that tax upon its expiration is necessary for the general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the City of Brunswick, Ohio; and

WHEREAS, on July 10, 2023, this Council adopted Resolution No. 54-2023 pursuant to Section 5705.03 of the Revised Code declaring it necessary to renew the City's existing 1.2-mill tax levy for the purpose of general construction, reconstruction, resurfacing, and repair of streets, roads and bridges in the City of Brunswick, Ohio, a copy of which Resolution was certified to the Medina County Auditor; and

WHEREAS, in accordance with that Resolution and Section 5705.03(B) of the Revised Code, on July 12, 2023, the Medina County Auditor certified (on DTE 140R) that (i) the property tax revenue that will be produced by the stated millage (1.2 mills), assuming the taxable value of the City remains constant throughout the life of the levy, is calculated to be \$852,000, (ii) the total taxable value of the City used in calculating the estimated property tax revenue is \$1,111,343,480 and (iii) the millage required for the requested levy is 1.2 mills per \$1 of taxable value, which amounts to \$26.00 for each \$100,000 of the County Auditor's appraised value;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Brunswick, County of Medina, State of Ohio, two-thirds of all members of said Council elected thereto concurring, that:

Section 1. This Council finds, determines and declares that the amount of taxes that may be raised by the City of Brunswick within the ten-mill limitation by levies on the current tax list and duplicate will be insufficient to provide an adequate amount for the necessary requirements of this City, and that it is necessary to levy a tax in excess of that limitation for the purpose of general construction, reconstruction, resurfacing and repair of streets, roads and bridges in the City of Brunswick, Ohio, being a purpose set forth in Section 5705.19(G) of the Revised Code, and specifically that it is necessary to renew in its entirety the existing 1.2-

mill tax levy approved by the voters of the City at an election on May 6, 2014, for that purpose for a period of ten (10) years.

Section 2. The question of renewing the City's existing 1.2-mill ad valorem property tax levy outside the ten-mill limitation for the purpose of general construction, reconstruction, resurfacing, and repair of streets, roads and bridges in the City of Brunswick, Ohio, for a period of ten (10) years beginning with the tax list and duplicate for the year 2024, the proceeds of which levy first would be due and collected and made available to the City in calendar year 2025, shall be submitted under the provisions of Sections 5705.19(G) and 5705.191 of the Revised Code to the electors of the City of Brunswick at an election to be held therein on November 7, 2023, as authorized by law. That election shall be held at the regular places of voting in this City as established by the Board of Elections of Medina County, or otherwise, within the times provided by law and shall be conducted, canvassed and certified in the manner provided by law. A majority vote is required for passage of that levy.

Section 3. The Clerk of Council be and is hereby authorized and directed to give or cause to be given notice of that election as provided by law.

Section 4. The Clerk of Council be and is hereby directed to deliver or cause to be delivered to the Medina County Board of Elections before the close of business on Wednesday, August 9, 2023: (i) a certified copy of Resolution No. 54-2023, adopted on July 10, 2023, (ii) a copy of the related County Auditor's certification of current tax valuation and revenue referred to in the fifth preamble to this Resolution (and if that certificate is later replaced or reissued by the County Auditor, then the replaced or reissued version) and (iii) a certified copy of this resolution.

Section 5. This Council finds and determines that all formal actions of this Council and of any of its committees concerning and relating to the adoption of this Resolution were taken, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were held, in meetings open to the public, in compliance with the law.

Section 6. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City and for the further reason that it is necessary that this Resolution be effective immediately so that it can be timely filed with the Board of Elections, in order submit the question of the levy to the electors at an election on November 7, 2023; wherefore, this Resolution shall be in full force and effect from and immediately after its adoption by the required number of votes, otherwise, at the earliest time permitted by law.

PASSED: 1st Reading _____

RULES SUSPENDED:

AYES _____ NAYS _____

ADOPTED: _____

AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Laura E. Timura

PROPOSED LEGISLATION



DATE: 7/24/2023

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Todd Fischer

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 61-2023** - An emergency resolution declaring the official intent and reasonable expectation of the City of Brunswick on behalf of the State of Ohio (the borrower) to reimburse the City's OPWC Magnolia Drive Improvement Fund #374 for the Magnolia Drive Phase II improvements (OPWC Project #CI06AA) with the proceeds of tax-exempt debt of the State of Ohio - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*).

BACKGROUND: The City of Brunswick has received a \$665,000 OPWC Grant award and a \$160,000, 0% OPWC Loan to help offset costs for the improvement of Magnolia Drive Phase II. OPWC generally requests that City Council approve a resolution declaring the official intent to use proceeds of tax-exempt debt of the State of Ohio for the 0% loan portion. The loan, once finalized, is expected to be repaid over 20 years.

PURPOSE AND EXPLANATION: Same as background

IMPLEMENTATION SCHEDULE: Recommended with emergency and suspension of the rules on July 24, 2023, so that the Finance Director can file a copy of this Resolution with OPWC. Once filed, the City will then be eligible for reimbursement of certain project expenditures from the State of Ohio tax exempt debt. The grant portion is accessed first and the loan portion second after the grant portion has been exhausted.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: The City of Brunswick has received a \$665,000 OPWC Grant award and a \$160,000, 0% OPWC Loan to help offset costs for the improvement of Magnolia Drive Phase II. OPWC generally requests that City Council approve a resolution declaring the official intent to use proceeds of tax-exempt debt of the State of Ohio for the 0% loan portion. The loan amount, once finalized and supported by eligible project costs, is expected to be repaid over the subsequent 20 years and comes from the City's Road Improvement Fund

#333. The OPWC portion of expenditures will be reported in the City's OPWC Magnolia Drive Improvement Fund #374. Any matching local costs and loan repayments will be paid from the City's Road Improvement Fund #333. Posted expenditures are subject to sufficient Council appropriations being in place annually pursuant to ORC 5705.

**RECOMMENDED
ACTION:**

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

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

Recommended with emergency and suspension of the rules on July 24, 2023, so that the Finance Director can file a timely copy of this Resolution with OPWC. Once filed, the City will then be eligible for reimbursement of certain project expenditures from the State of Ohio tax exempt debt. The grant portion is accessed first and the loan portion second after the grant portion has been exhausted.

**ADDITIONAL
INFORMATION:**



CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 61-2023

By: Mr. Hanek, Mr. Abella, Mr. Lambert

AN EMERGENCY RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF BRUNSWICK ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE THE CITY'S OPWC MAGNOLIA DRIVE IMPROVEMENT FUND #374 FOR THE MAGNOLIA DRIVE PHASE II IMPROVEMENTS (OPWC PROJECT #CI06AA) WITH THE PROCEEDS OF TAX-EXEMPT DEBT OF THE STATE OF OHIO.

WHEREAS: The City of Brunswick wishes to improve Magnolia Drive approximately 2,650 lineal feet from approximately 50 feet east of Judita Drive to Sunflower Drive.

THE COUNCIL OF THE CITY OF BRUNSWICK ON BEHALF OF THE STATE OF OHIO RESOLVES:

SECTION 1: The City of Brunswick reasonably expects to receive a reimbursement for the Magnolia Drive Phase II Improvements as set forth in Appendix A of the Project Agreement with the proceeds of bonds to be issued by the State of Ohio.

SECTION 2: The maximum aggregate principal amount of bonds, other than for costs of issuance, expected to be issued by the State of Ohio for reimbursement to the City of Brunswick is \$160,000.

SECTION 3: The Fiscal Officer of the City of Brunswick is hereby directed to file a copy of this Resolution with the Ohio Public Works Commission and ensure its available for inspection and examination of all persons interested therein.

SECTION 4: The City of Brunswick finds and determines that all formal actions concerning and relating to the adoption of this Resolution were taken in an open meeting and that all deliberations of this City and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION 5: This resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety, welfare, and for the further reason to comply with the State of Ohio Public Works Commission guidelines. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Laura E. Timura