



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

SEPTEMBER 25, 2023

1. Prayer and Pledge of Allegiance
2. Roll Call of Members
3. Correspondence
4. Approval of Regular Council Meeting Minutes dated September 11, 2023.
5. Mayor's Report:
 - (a) Proclamation in recognition of Wonder Years Child Care's grand re-opening
 - (b) Mayor's Update
6. Clerk of Council's Report
7. Council Committee Reports:
 - Economic Development Committee.....Mr. Lambert
Economic Development Committee Minutes dated September 11, 2023
 - Services, Utilities, Technology & Cable Committee.....Mr. Smith
Services, Utilities, Technology, & Cable Committee Minutes dated September 11, 2023
 - Finance Committee.....Mr. Hanek
 - Safety & Environment Committee.....Mr. Kuczma
Safety & Environment Committee Minutes dated September 11, 2023
 - Planning & Zoning Committee.....Mr. Delsanter
Planning & Zoning Committee Minutes dated September 11, 2023
 - Parks, Recreation & Community Committee.....Mrs. Piper
Parks, Recreation, & Community Committee Minutes dated September 12, 2023
 - Building & Building Code Committee.....Mr. Abella

8. Other Committees, Boards and Commissions

(a) Committee-of-the-Whole Minutes dated September 11, 2023

9. Petitions from the Public on Legislation

10. Reading of Legislation and Action on Legislation:

a. 3rd Reading(s)

ORD. NO. 45-2023 - An ordinance establishing Chapter 1292 of the City of Brunswick Codified Ordinances to regulate electric vehicle charging stations. - **3rd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

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. – **3rd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

b. 2nd Reading(s)

RES. NO. 69-2023 - A resolution authorizing the City Manager to enter into a municipal engineering consulting services agreement with Chagrin Valley Engineering, LTD. for the provision of professional municipal engineering services and designating Matthew M. Jones, P.E., as Consulting Municipal Engineer. - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

c. 1st Reading(s)

ORD. NO. 75-2023 - An emergency ordinance terminating the temporary moratorium on the acceptance and processing of applications for zoning, occupancy and/or permit approvals for electric vehicle charging stations in all zoning districts of the City and the issuance of such approvals.- **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 76-2023 - An ordinance approving the final plat for the Market Highlands Glenmont Drive extension in the Market 42 Special Planning District No. 8, subject to final engineering approval and any other conditions imposed by Council. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

RES. NO. 77-2023 - An emergency resolution authorizing the City Manager to purchase two (2) LUCAS 3 Chest Compression Systems from Stryker Medical in an amount not to exceed \$39,492.44. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Greg Glauner*)

RES. NO. 78-2023 - An emergency resolution in support of the proposed repealment of Ohio Revised Code Section 5501.60 as contemplated by S.B. No. 155 and H.B. No. 276. - **1st Reading** (To be brought from Committee of the Whole, *Administration/Kenneth Fisher*)

ORD. NO. 79-2023 - An emergency ordinance establishing a temporary moratorium on the acceptance and processing of applications for zoning, occupancy and/or building permit approvals for establishments that intend to engage in retail sales and/or distribution of tobacco products, vapor products, alternative nicotine products and/or electronic smoking devices in all zoning districts of the City and the issuance of such approvals. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 80-2023 - An emergency ordinance to formally close the Ohio Environmental Infrastructure Program Section 594 Federal Grant Fund (#345). – **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

RES. NO. 81-2023 - An emergency resolution authorizing the City Manager to enter into an agreement with Deborah A. Hite for the purchase of a 0.0754 acre perpetual easement for the Plum Creek Greenway Phase 2 Project in the amount of \$15,000.00. - **1st Reading** (To be brought from Committee of the Whole, *Administration/Matt Jones*)

RES. NO. 82-2023 - An emergency resolution authorizing the City Manager to enter into an agreement with TEC Communications for the purchase of a primary Quantum SAN solution from TEC Communications in an amount not to exceed \$61,959.00. – **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Robert Marok*)

11. City Manager's Report

12. Open Forum

13. Unfinished Business

14. New Business

(a) Consideration of liquor permit transfer from Free Enterprises Inc. to True North Energy, LLC. located at 3240 Center Road, Brunswick, OH 44212.

15. Adjournment

ECONOMIC DEVELOPMENT COMMITTEE

September 11, 2023

IN ATTENDANCE: Chairman Brandon Lambert, Committee Member Joseph Delsanter, Committee Member Nicholas Hanek, Keith Kuczma, Michael Abella Jr., Kristy Piper, Tim Smith (via phone), City Manager/Safety Director Carl DeForest, Law Director Kenneth Fisher, Community & Economic Development Director Grant Aungst, Service Director Paul Barnett, Street Superintendent Paul Magovac, Finance Director Todd Fischer, Police Chief Brian Ohlin, Fire Chief Greg Glauner, City Engineer Matt Jones, Clerk of Council Laura Timura, News Media.

The meeting convened at 5:51 p.m.

Mr. Smith joined the meeting by audio at 5:51 p.m.

GENERAL DISCUSSION:

Mr. Aungst commented that the economy is moving along in the City. He stated that Mission BBQ and First Watch are moving to the City. He added that footers have been dug in for Culver's, who recently presented to the Planning Commission.

Mr. Aungst continued that Controlled Access is building their addition. Brunswick Auto Mart is also constructing their expansion, which will be a Parts Division. They will start remodeling their store by this year's end. All construction building is still going up and moving along. A new company, Castech, is entering the community. They have purchased property in the industrial park and are working to clean it up. They will present to the Planning Commission in the next couple of months. Cleveland Furniture has opened, and Market 42 Spirits believes it will have everything up and running by May or June of 2024. Sunbelt Commercial is looking to build a new facility in the industrial park and presented it to the Planning Commission last Thursday.

Mr. Aungst noted that interest rates remain up, but they appear stable.

Mr. Aungst revealed that the Designated Outdoor Refreshment Area (DORA) has been well-received.

Mr. Aungst disclosed that industrial companies are stable and busy but still looking for entry-level staffing and other personnel.

Mr. Aungst divulged that the City is watching for potential automotive strikes. If this does happen, it will be a big hit to Brunswick.

Mr. Aungst reported that there is a strong interest in both multi-family and single housing. Calls from developers who are looking to build homes are constantly coming. Overall, Brunswick is stable with positive signs. We have strong projects in the near future with continued strong interest in Brunswick.

Mr. Aungst noted the City runs as a NOPEC and ESID City. NOPEC utilizes PACE (Property Assessed Clean Energy) financing. Between \$100,000 and \$1,000,000, the current range for

interest rates is 2.5% - 4%, which is many points below the current market. NOPEC also has a Saving Through Efficiency Program (STEP). This is for \$5,000 - \$125,000, which accounts for up to 75% of the need at a 3% interest rate. For smaller amounts, loans are available for desirable rates. If any business owns its building and has questions, they should contact Mr. Aungst.

Mr. Aungst commented that all the work done years ago with ESID was because of the advantages of capital stack, in which various sources of capital are stacked on top of each other to enhance community development. Council should expect to see legislation shortly for some companies looking to use PACE financing as it has to come in front of the legislative body to be approved.

Mr. Lambert asked where the City is at with modifying parking requirements.

Mr. Aungst replied that the Administration has been researching parking codes pertaining to the City. He revealed that the City is working with consultants to update the entire Codified Ordinances. Mr. Aungst revealed that, during that process, he has had lots of conversations throughout the region and in different parts of the country regarding parking codes. Most individuals are telling the City that they like its parking code.

Mr. Aungst reasoned that leaving parking to a business will lead to massive amounts of parking spots. Otherwise, companies will believe they will not need as many spots and create a log jam. He advised that changing the parking code arbitrarily would put the City in a real bind.

Mr. Lambert noted that he would be okay with the City being flexible with parking variances.

Mr. Delsanter added that he wished there were provisions in the parking code when the City was constructing Brunswick Town Center as there could have been more imagination to what was done in that development. He agreed that having a flexible tone to that code would help businesses that are not certain of how many spots they will need.

Mr. Hanek agreed with Councilman Lambert that there should be some guidance and flexibility. He added that the City should consider how this applies to Special Planning Districts and promote flexibility in those areas.

ADJOURNMENT:

Being no further business, Mr. Delsanter moved to adjourn at 6:02 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read 'Brandon Lambert', enclosed within a large, loopy oval shape.

Brandon Lambert
Chairman

SERVICES, UTILITIES, TECHNOLOGY & CABLE COMMITTEE

September 11, 2023

IN ATTENDANCE: Committee Member Michael Abella Jr., Committee Member Keith Kuczma, Nicholas Hanek, Kristy Piper, Joseph Delsanter, Brandon Lambert, Tim Smith (via phone), City Manager/Safety Director Carl DeForest, Law Director Kenneth Fisher, Community & Economic Development Director Grant Aungst, Service Director Paul Barnett, Street Superintendent Paul Magovac, Finance Director Todd Fischer, Fire Chief Greg Glauner, Police Chief Brian Ohlin, City Engineer Matt Jones, Clerk of Council Laura Timura, News Media.

The meeting convened at 6:03 p.m.

DISCUSSION ITEMS:

- a) **RES. NO. 69-2023** - A resolution authorizing the City Manager to enter into a municipal engineering consulting services agreement with Chagrin Valley Engineering, LTD. for the provision of professional municipal engineering services and designating Matthew M. Jones, P.E., as Consulting Municipal Engineer. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

Mr. Barnett revealed that the Chagrin Valley Engineering (CVE) contract is expiring at the end of the year. CVE has been the City's engineering firm since 2004, and Matt Jones has been the City Engineer since 2015. The Administration would like to continue with the contract, with a slight increase, for the next two years.

Mr. Smith noted that CVE has always done an excellent job with the City. He asked if the City ever goes out for bids regarding the contract or if it automatically renews the contract.

Mr. Barnett replied that, once in a while, the City will go out to bid. A few years ago, the City got prices from other engineering firms that do the type of work the City requires. CVE's prices were dramatically lower than other engineering firms. Mr. Barnett advised that it is in the City's best interests to maintain the contract with CVE.

Mr. Kuczma inquired what the typical length of the contract is.

Mr. Barnett answered that the contract has almost always been two years.

Mr. Abella mentioned that CVE's experience with the City's streets and sewers makes it efficient and easy for them to do work, which is a huge benefit to the City.

Mr. Barnett added that it would be an extremely long learning curve if another engineering firm took over.

Mr. Delsanter revealed that the City went from an internalized engineering program to contracting with CVE twenty years ago. He continued that engineers from CVE have committed to the community, not just the experience.

Mr. Kuczma moved Resolution Number 69-2023 to tonight's Council Agenda of September 11, 2023, for 3 readings. Vote – 2 Ayes, 0 Nays.

Mr. Barnett announced that Mr. Magovac would be the new Service Director starting December 15, 2023.

- b) **RES. NO. 72-2023** - An emergency resolution authorizing the City Manager to enter into an agreement with Set in Stone Contracting, LLC for the 2023 Catch Basin Repair Program in an amount not to exceed \$83,340.00 - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*)

Mr. Jones stated that this resolution pertains to the annual Catch Basin Repair Program. This program is to repair the structures and concrete boxouts around them. The primary purpose of the program is to fix broken catch basins. The program received three bids, and Set in Stone Contracting, LLC was the lowest bid.

Mr. Jones added that the work will start before the end of the month.

Mr. Abella questioned if Mr. Jones sent out a list of which catch basins are included in the program.

Mr. Jones replied that he would send the list to all of Council.

Mr. Hanek commented that the notice to residents could have been better. He continued that he would like to see an improvement as the City continues to work with Set in Stone Contracting.

Mr. Delsanter disclosed that a resident was going in for cardiac surgery and could not park in front of their home due to the work being done. He commended Set in Stone Contracting for addressing the situation promptly.

Mr. Jones stated that he would ensure residents are given proper notice in the future.

Mr. Kuczma moved Resolution Number 72-2023 to tonight's Council Agenda of September 11, 2023, as an emergency with suspension of the rules. Vote – 2 Ayes, 0 Nays.

- c) **RES. NO. 73-2023** - An emergency resolution amending Resolution No. 9-2022 by increasing the not to exceed amount for the purchase of a new 8-ton truck body with snow/ice package from Henderson Products for the Service Department by \$9,790.00 from \$87,711.00 to \$97,501.00. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

Mr. Barnett informed that when the City purchases a snow plow, it buys a chassis and body. In January 2022, the City ordered a Peterbilt chassis and truck body from Henderson Products. Henderson Products took the City's order but later said they would not build the chassis for the City or any other government entity as the cost of a chassis for the government is lower than the cost for the private sector. After contacting Henderson Products again, the chassis is now being manufactured.

Mr. Smith asked how the price increase factors into the budget that the City has established in advance.

Mr. Barnett replied that the body is bought through a purchasing agreement with Sourcewell. When the prices go up, the Division of Finance ensures that money is budgeted for the purchases before they are brought to Council. If money is not budgeted, legislation regarding budget modifications is brought before Council first.

Mr. Kuczma moved Resolution Number 73-2023 to tonight's Council Agenda of September 11, 2023, as an emergency with suspension of the rules. Vote – 2 Ayes, 0 Nays.

- d) **RES. NO. 74-2023** - An emergency resolution authorizing the City Manager to enter into an agreement with Inliner Solutions, LLC for the 2023 Storm Sewer Slip Lining Program in an amount not to exceed \$149,065.00. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*)

Mr. Jones divulged that this is a new program that the City hopes to start implementing annually. The program will involve running liners inside existing storm sewers. The ideal candidate for this process would be a storm sewer with a series of failed joints. By relining the storm sewer, the City can extend the pipe's life without digging up the road or ground around it. There will be a good extension in service life and saving of costs because of this program.

Mr. Jones added that two bids were received for this program. Inliner Solutions, LLC came in with the lowest bid. The work would start on November 1st and would take about 45 days.

Mr. Abella inquired if Mr. Jones knew which sewers would be worked on in the program.

Mr. Jones responded that he would send out the list to Council.

Mr. Smith asked how much pipe is lined for \$149,000.

Mr. Jones replied that 2,300 feet of pipe is being lined. The work is being done on six or seven streets.

Mr. Barnett added that the City is doing hydro-excavation of joints. The number of joints being fixed would have taken one of the City's crews 2 - 2.5 years. The program will make a big difference.

Mr. Smith noted that one of the sewers on Wolff Drive has been sinking for years. It was fixed once but is now sinking again.

Mr. Kuczma moved Resolution Number 74-2023 to tonight's Council Agenda of September 11, 2023, as an emergency with suspension of the rules. Vote – 2 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was none.

ADJOURNMENT:

Being no further business, Mr. Kuczma moved to adjourn at 6:22 p.m. Vote – 2 Ayes, 0 Nays.

Respectfully submitted,



Tim Smith
Chairman

SAFETY & ENVIRONMENT COMMITTEE

September 11, 2023

IN ATTENDANCE: Chairman Keith Kuczma, Committee Member Kristy Piper, Committee Member Joseph Delsanter, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., City Manager/Safety Director Carl DeForest, Law Director Kenneth Fisher, Community & Economic Development Director Grant Aungst, Service Director Paul Barnett, Street Superintendent Paul Magovac, Police Chief Brian Ohlin, Fire Chief Greg Glauner, Finance Director Todd Fischer, City Engineer Matt Jones, Clerk of Council Laura Timura, News Media

The meeting convened at 5:21 p.m.

DISCUSSION ITEMS:

a) SPIDR Tech Notification System

Chief Ohlin explained that SPIDR Tech is a software that the City has been using for about four to six months. The essence of the technology is that anyone who calls the Division of Police for whatever reason gets a text notification that documents the date and time they called and sends them a reference number regarding their case.

Chief Ohlin added that the software also invites the caller to complete a survey about how the Division of Police responded to the call.

Chief Ohlin continued that in the instance of a criminal case, updates such as who the detective assigned to the case is, the status of the case, if suspects have been identified, if an arrest was made, and if the case was sent to the prosecutor for review are sent to the individual. He added that, for victims of crime, the software sends information about resources the City has for victims.

Chief Ohlin revealed that the technology sends the Division of Police comments from the public about how they are doing. He added that most of the remarks from the public have been very positive.

Mr. Kuczma discussed his experience with the technology, saying he received updates when he called the police for a situation.

Chief Ohlin noted that he reads all of the comments from the public, places them in the respective officers' evaluation files, and lets their direct supervisors know if there were any comments, good or bad. The vast majority of the feedback has been good.

Mr. Kuczma asked what percentage of callers respond to the survey.

Chief Ohlin responded that 30% of residents participate in the survey, which is higher than the expected 20% response rate.

b) **ORD. NO. 64-2023** - An emergency ordinance establishing Chapter 446 of the City of Brunswick Codified Ordinances to regulate Unmanned Aircraft Systems - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin*)

Chief Ohlin mentioned that this ordinance relates to drones and their use in the City. It has been indicated that there has been a fair amount of complaints over the last year about drone activity.

Chief Ohlin clarified that there are legal ways that people with proper training and license can operate a drone, as drones are used in many instances of business and public safety. This legislation revolves around drones being used in what is perceived to be harassment, trespassing, or something that does not have a legitimate purpose. When the Division of Police receives these complaints, there has not been a way to address them appropriately. After reaching out to the Division of Law, this ordinance, similar to one passed in Cleveland, was proposed.

Mr. Delsanter revealed that he had received a nuisance comment from a resident in the Grafton Road area. In this case, individuals allegedly used a drone to trespass onto the complainant's property. He hopes that this ordinance will give the City some power in enforcing the issue. He asked how this differs from the City's ordinance regarding aircraft flying.

Chief Ohlin answered that the difference may be that the Unmanned Aircraft System is defined in this ordinance, which will allow more effective enforcement when needed.

Chief Ohlin revealed that there have been seven complaints in the last year regarding drones being used as a nuisance or harassment, but there have not been many ways to regulate them.

Mr. Fisher added that the ordinance would bring the City's regulations subject to the Federal Aviation Administration's (FAA) regulations.

Mr. Delsanter questioned how police officers could tell the difference between the drone being used as a nuisance and being used as a hobby.

Chief Ohlin responded that the Division of Police will train internally to update officers on the changes. He continued that each complaint will be investigated, and statements and evidence will be collected to create a case.

Mr. Fisher explained that the purpose of the ordinance is so that the Division of Police has the ability to issue citations, but only in situations where the citation would be justified.

Mr. Lambert asked Mr. Fisher how far property rights extend vertically.

Mr. Fisher replied that property rights do extend vertically but not into airspace.

Mr. Lambert inquired why the complaints regarding drones could not be prosecuted under current trespassing, harassment, and disturbance laws.

Mrs. Fisher replied that this ordinance introduces specifics that will aid the Division of Police in enforcing violations.

Mrs. Piper asked why the ordinance was an emergency.

Chief Ohlin answered that it is an emergency due to the ongoing and recurring nature of the complaints.

Mr. DeForest added that the burden of proof is the State's responsibility, and the City needs language in its ordinances that it can point to expressly.

Mr. Delsanter moved Ordinance 64-2023 to tonight's Council Agenda of September 11, 2023, as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

- c) **RES. NO. 71-2023** - An emergency resolution authorizing the City Manager to execute all necessary documents to accept a Safety Intervention Grant from the Bureau of Workers' Compensation for the Division of Fire. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Greg Glauner*)

Chief Glauner mentioned that the Division of Fire received a grant to purchase two LUCAS Chest Compression Systems. These machines perform chest compressions for a patient in full cardiac arrest. The total cost of the systems is \$39,492.44. The grant would cover \$29,619.33, leaving the City responsible for paying \$9,873.11. The grant was awarded on September 1, 2023, and the City has 90 days to utilize the funds.

Chief Glauner divulged that in his time working for the City, countless individuals in full arrest were brought back to life for complete recovery or organ donations using the chest compression systems.

He stated that the City currently has two machines the frontline squad uses. He disclosed that there have been times when all four squads are on the road simultaneously, which warrants the need for more chest compression machines. He is requesting an emergency with suspension of the rules given the time frame of purchasing the devices in relation to the grant funds.

Mr. Delsanter moved Resolution 71-2023 to tonight's Council Agenda of September 11, 2023, as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was none.

ADJOURNMENT:

Being no further business, Mr. Delsanter moved to adjourn at 5:40 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,



Keith Kuczma
Chairman

PLANNING & ZONING COMMITTEE

September 11, 2023

IN ATTENDANCE: Chairman Joseph Delsanter, Committee Member Brandon Lambert, Committee Member Kristy Piper, Nicholas Hanek, Keith Kuczma, Michael Abella Jr., City Manager/Safety Director Carl DeForest, Law Director Kenneth Fisher, Community & Economic Development Director Grant Aungst, Service Director Paul Barnett, Street Superintendent Paul Magovac, Police Chief Brian Ohlin, Fire Chief Greg Glauner, Finance Director Todd Fischer, City Engineer Matt Jones, Clerk of Council Laura Timura, News Media

The meeting convened at 5:41 p.m.

DISCUSSION ITEMS:

- a) **RES. NO. 65-2023** - An emergency resolution approving the creation of a Designated Outdoor Refreshment Area (DORA). - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)
- b) **ORD. NO. 66-2023** - An emergency ordinance amending Section 454.04 of the City of Brunswick Codified Ordinances. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)
- c) **ORD. NO. 67-2023** - An emergency ordinance amending Chapter 612 of the City of Brunswick Codified Ordinances. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

Mr. Delsanter informed that all three pieces of legislation directly address the Designated Outdoor Refreshment Area (DORA).

Mr. Aungst explained that this legislation creates an area where individuals are permitted to use DORA cups under the Ohio Revised Code (ORC) to meander through the DORA property. He showed Council the proposed DORA signs, which include a QR code that will take the individual to an online source showing a map, rules, and regulations of the DORA when scanned.

Mr. Aungst continued that Ordinances 66-2023 and 67-2023 account for parking lot loitering and open containers, respectively.

Mr. Delsanter stated that information regarding the DORA should be sent to residents south of Brunswick Lake as they believe inebriated individuals will be loitering around their neighborhoods.

Mr. Aungst revealed that he asked the Police and Fire Chiefs to contact their colleagues in cities utilizing a DORA. He disclosed that there are over 100 other cities that have DORAs. Generally, people are not becoming significantly impaired and wandering around. He added that the Division of Police will diligently enforce the DORA.

Mr. Delsanter insisted that publicly mentioning the DORA is necessary. He continued that there are perceptions that the DORA will not enhance the quality of outdoor life.

Mr. Aungst explained various restrictions surrounding the DORA, such as an individual bringing their own alcohol, that the Division of Police will enforce.

Mr. Lambert asked if the Division of Police would allow a learning period with some leniency.

Mr. Aungst answered that the leniency period would be at the discretion of the Division of Police. He added that there will be many signs around the DORA so that the public will be aware.

Mr. Hanek commented that the DORA has proven to be an economic development generator in areas where they have been implemented. He continued that the DORA is a tool to encourage more activity at Brunswick Town Center. He concluded that the DORA can be expanded and contracted based on how well it works in the City.

Mr. Kuczma asked if any information would be given to the businesses to let them know they are participating in the DORA.

Mr. Aungst replied that each business participating in the DORA will be given a DORA sign to be displayed on their window.

Mrs. Piper moved Resolution Number 65-2023, Ordinance Number 66-2023, and Ordinance Number 67-2023 to tonight's Council Agenda of September 11, 2023, as an emergency with suspension of the rules. Vote – 2 Ayes, 0 Nays, 1 Abstain (Mr. Lambert).

- d) RES. NO. 68-2023** - An emergency resolution authorizing the City Manager to reimburse the City of Medina an amount not to exceed \$43,131.46 from the City of Brunswick HOME Program income for an eligible private rehabilitation project as part of the PY 2022 CHIP Program. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

Mr. Aungst stated that the City is working with Medina for this program. By rules, the City's funds must be used first in the program. Since the project is estimated to cost \$65,000, the initial funds will come from the City of Brunswick HOME Program income. The remaining funds will come from the City of Medina.

Mrs. Piper moved Resolution Number 68-2023 to tonight's Council Agenda of September 11, 2023, as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was none.

ADJOURNMENT:

Being no further business, Mrs. Piper moved to adjourn at 5:50 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,



Joseph Delsanter
Chairman

PARKS, RECREATION & COMMUNITY COMMITTEE

September 12, 2023

IN ATTENDANCE: Chairwoman Kristy Piper, Committee Member Keith Kuczma, Parks & Recreation Director Taylor Petkovsek, Liz Baloun, Bryan Keller, Tracy Harrison.

The meeting convened at 6:02 p.m.

Mr. Kuczma moved to excuse Mr. Smith for just cause. Vote – 2 Ayes, 0 Nays.

DISCUSSION ITEMS:

a) Brunswick Holiday Party

Mrs. Petkovsek reported that a contract has been sent to Santa. She remarked that she is waiting for the return of the agreement.

Ms. Baloun indicated that Santa was good to go and that elves would also come with Santa.

Mrs. Petkovsek reported that Nate the Great was available and that she would send him a contract. She continued that she had received two quotes for carnival-style games. A five-game contract was approximately \$900. This price does not include volunteer workers or prizes. Prizes would likely be ordered through the Oriental Trading Company. Mrs. Petkovsek concluded that she would set up the games contract and write a purchase order to Oriental Trading for prizes.

Mrs. Piper remarked that volunteers could be solicited through the Optimist Club, VOFT, National Honor Society, Scouts, and Key Club. She noted that she would contact them.

Ms. Baloun recommended ten volunteers for the games.

Mrs. Piper inquired about the expected number of guests.

Mrs. Petkovsek suggested between 150-250 people.

Mrs. Piper recommended a cookie decorating station. She added that she would ask if GFS could donate the cookies, frosting, and sprinkles. The cookie decorating station will require six volunteers.

Mr. Kuczma advised to have 25 volunteers for the entire event.

Mrs. Piper stated that she would like Christmas Cookies, mini sandwich platters, fruit and veggie trays, cheese and crackers, bottled water, coffee, tea, and hot chocolate for the event. She revealed that a donation letter would be sent to Giant Eagle, Meijer, and Marcs asking for food donations. She continued that Human Bean and Starbucks would be sent donation letters for beverages.

Mr. Kuczma offered that donations for plates, forks, napkins, and cups should also be advertised.

Mrs. Piper divulged that she would inquire with local music groups if they would like to perform at the event.

Mrs. Piper asked Mrs. Petkovsek about food safety and preparation guidelines.

Mrs. Petkovsek answered that food should be ordered through a business with a quote and purchase order. There are strict rules on food preparation and packaging.

Mrs. Petkovsek continued that she would create and share a donation letter and create a flyer to share with the public.

Ms. Harrison recommended that the event be shared on the electronic sign located off Center Road and that the information be included in the school announcements.

b) Brunswick BBQ Festival

Mrs. Petkovsek suggested the following timeline for events: concert and fireworks on July 3rd, movie night or circus on July 5th, and the parade and barbeque on July 7th.

Mrs. Petkovsek noted that the fireworks budget has been increased from \$15,000 to \$20,000.

Mrs. Petkovsek continued that a volunteer group is organizing the parade led by Sheila Watson. The parade route will be from Brunswick Middle School to Brunswick High School.

Mrs. Petkovsek stated that she requested \$4,000 in the proposed budget for the BBQ. Businesses would also be contacted to sponsor the festival.

Ms. Harrison voiced concerns about having the barbeque on a Sunday following a parade.

Mrs. Piper inquired about the DORA hours.

Mr. Keller recommended that one band perform from 4:00 p.m. - 8:00 p.m. He added that a smaller group, such as Island Troy, could play before the band earlier in the day.

Mrs. Piper divulged that she would speak with Councilman Lambert to notify him of the suggestion to have a one-day festival.

Mrs. Petkovsek revealed that she would update the committee after she meets with Nate from the Medina County Parks Department.

c) Summer Concert Series 2024

Mrs. Piper proposed a six-week, Wednesday evening music concert series with the following dates: July 3rd, July 10th, July 17th, July 24th, July 31st, and August 7th. The concerts would take place on the Recreation Center outdoor stage except in cases of inclement weather, in which case the indoor stage would be used.

Mr. Keller offered that the times of the concerts should be 6:00 p.m. - 8:00 p.m. or 6:30 p.m. - 8:30 p.m. He recommended that bands that play in other cities be contacted as these bands have large followings. He continued that the price per person would be \$100, and a sound person could be an additional cost. The total cost would be \$800 - \$1,000 per band.

Mrs. Petkovsek revealed that she requested \$6,000 in the budget proposal for the Summer Concert Series. Sponsors could also be used to fund the concert series. She added that the Recreation Center could provide light refreshments.

Mr. Keller noted that he would contact bands to schedule for the concert series. He stated that he would have some band names available before the next meeting.

GENERAL DISCUSSION:

Mrs. Piper announced that the next Parks, Recreation & Community Committee meeting would be on October 10th at 6:00 p.m.

ADJOURNMENT:

Being no further business, Mr. Kuczma moved to adjourn at 7:01 p.m. Vote – 2 Ayes, 0 Nays.

Respectfully submitted,



Kristy Piper
Chairwoman



COMMITTEE OF THE WHOLE

September 11, 2023

IN ATTENDANCE: Nicholas Hanek, Joseph Delsanter, Keith Kuczma, Michael Abella Jr., Kristy Piper, Brandon Lambert, Tim Smith (via phone), City Manager/Safety Director Carl DeForest, Law Director Kenneth Fisher, Community & Economic Development Director Grant Aungst, Service Director Paul Barnett, Street Superintendent Paul Magovac, Police Chief Brian Ohlin, Fire Chief Greg Glauner, Finance Director Todd Fischer, City Engineer Matt Jones, Clerk of Council Laura Timura, News Media

The meeting convened at 6:22 p.m.

Mr. Kuczma moved to excuse Mr. Smith for just cause. Vote – 6 Ayes, 0 Nays.

DISCUSSION ITEMS:

- a) Review and approve the Council's Office 2024 Budget

Mr. Hanek thanked Mrs. Timura for her work on preparing the budget.

Mr. Delsanter moved to approve the Council's Office 2024 Budget. Vote – 6 Ayes, 0 Nays.

MOTION ITEMS:

- a) Motion authorizing the City Manager to advertise for bid of Trash and Recycle Curbside Collection for a period of 5 years with an option up to 3 years. The contract would begin July 1, 2024.

Mr. Barnett explained that the Administration has talked with Republic about enacting an option year because the current contract is five years with five 1-year options. The current contract was bid before COVID-19, and Republic is not interested in renewing for the option years because of increased costs. Because of this, the City will have to go out to bid. The Administration has been having further conversations with Republic to renew the contract with a slight price increase.

Mr. Barnett reasoned that, in the meantime, the City wants to have the ability to start the process of going out to bid because the specifications are intense, and the contractor needs to be on board.

Mr. Abella commented that the contract should remain the same as residents can take out any garbage they want at any particular time and have extra bags. Those provisions need to stay the same.

Mr. Barnett noted that the Administration plans to keep all of Republic's services and specifications. The City may come up with some language regarding damages, but other than that, the terms will be the same. He added that the Administration has not had any internal conversations with the City Manager on decreasing the level of service.

Mr. Delsanter stated that Republic wanted a commitment from the City so they could invest in the automated trucks. He asked if Republic has gotten their return on investment.

Mr. Barnett replied that they have. He noted that vendors will bid their equipment cost over a five-year period.

Mr. Delsanter asked how many other vendors can service Brunswick in the way that Republic has.

Mr. Barnett answered that there are three or four that can. He continued that he reached out to Waste Management to see if they could provide curbside pickup services for the City.

Mr. Delsanter inquired if this was a good opportunity to examine the City's flow control commitment.

Mr. Barnett responded that it is an opportunity to work with the contractor on the costs if flow control goes away. The flow control commitment has to be with Medina County to make that problem go away.

Mr. Delsanter asserted that Republic's costs are increasing due to how far they have to travel. Republic would not have had to travel so far if the City had not been stuck in a flow control problem. He concluded that he would like to see options from which the City could benefit, including a solution closer to the City.

Mr. Hanek explained that flow control occurs when the City's garbage is stuck going to the south of the county. There are inflated costs based on how flow control in the county works.

Mr. Delsanter moved to authorize the City Manager to advertise for bid of Trash and Recycle Curbside Collection for a period of 5 years with an option up to 3 years. The contract would begin July 1, 2024.
Vote – 6 Ayes, 0 Nays.

- b) Motion to authorize the City Manager to execute the first amendment to the loan agreement between the Ohio Department of Transportation, the City of Brunswick and the Northeast Ohio Areawide Coordinating Agency for the North Carpenter Road Reconstruction Project.

Mr. Fischer divulged that the Attorney General's Office has looked at the current agreement between the Ohio Department of Transportation (ODOT), the City of Brunswick, and the Northeast Ohio Areawide Coordinating Agency (NOACA) for the North Carpenter Road Construction Project. The timeline in the original loan agreement has expired, so the Division of Finance wants to update the agreement to what ODOT certified as the last project date. He noted that this is important because the loan needs to go towards that project and be distributed.

Mr. Abella moved to authorize the City Manager to execute the first amendment to the loan agreement between the Ohio Department of Transportation, the City of Brunswick and the Northeast Ohio Areawide Coordinating Agency for the North Carpenter Road Reconstruction Project. Vote – 6 Ayes, 0 Nays.

- c) A motion to go out to bid for janitorial services for the Brunswick Community Recreation and Fitness Center and the Police Department/City Hall.

Mr. DeForest revealed that the City currently has a contract that expires at the end of February 2024, and the Administration is looking for authorization to bid for a new cleaning contract for the Recreation Center, Police Department, and City Hall.

Mr. Abella moved to go out to bid for janitorial services for the Brunswick Community Recreation and Fitness Center and the Police Department/City Hall. Vote – 6 Ayes, 0 Nays.

REVIEW LEGISLATION:

- a) **RES. NO. 70-2023** - An emergency resolution commending Janet McCollom for her years of service to the City of Brunswick. - **1st Reading** (To be brought from Committee-of-the-Whole, *Council/Nicholas Hanek*)

Mr. Hanek noted that Mrs. McCollum has worked for the City for 42 years. He added that commending employees for government service is worth doing.

Mr. Delsanter moved Resolution Number 70-2023 to tonight's Council Agenda of September 11, 2023, as an emergency with suspension of the rules. Vote – 6 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. DeForest divulged that the Administration started having budget meetings in preparation for the 2024 budget. He advised that Council set up a meeting in November to go over the 2024 budget.

Mr. Hanek announced that the Committee-of-the-Whole meeting regarding the 2024 budget would be on November 20th at 6:15 p.m.

Mr. Kuczma asked Mr. DeForest if there were any updates on getting a bike rack for the front of City Hall.

Mr. DeForest answered that the Administration has ordered it, and it should be in the ground within a month.

Mr. Smith mentioned that Bike Medina County also has bike racks available for purchase.

EXECUTIVE SESSION:

Mr. Abella moved to go into Executive Session to discuss the subject of pending or imminent court action, seconded by Mr. Kuczma. Roll Call – Ayes – 6, Mr. Hanek, Mr. Lambert, Mr. Abella, Mr. Delsanter, Mr. Kuczma, Mrs. Piper. Nays – 0

Mr. Kuczma moved to adjourn from Executive Session. – Vote – 6 Ayes, 0 Nays.

The Committee-of-the-Whole reconvened.

ADJOURNMENT:

Being no further business, Mr. Abella moved to adjourn the Committee of the Whole Meeting at 7:01 p.m. Vote – 6 Ayes, 0 Nays.

Submitted Respectfully,



Irene Jayapandian
Assistant Clerk of Council

PROPOSED LEGISLATION



DATE: 9/25/2023

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. 45-2023** - An ordinance establishing Chapter 1292 of the City of Brunswick Codified Ordinances to regulate electric vehicle charging stations. - **3rd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: Legislation is proposed to regulate electric vehicle charging stations on residential and non-residential properties.

PURPOSE AND EXPLANATION: Legislation is necessary to create Chapter 1292 of the City of Brunswick Codified Ordinances, which provides definitions of a plug-in electric vehicle (PEV); electric vehicle charging station; and electric vehicle supply equipment (EVSE), in addition to permitted locations and screening for the above.

IMPLEMENTATION SCHEDULE: Immediately.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Recommend adoption of the proposed legislation.

**ADDITIONAL
INFORMATION:**

1
CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 45-2023

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

AN ORDINANCE ESTABLISHING CHAPTER 1292 OF THE CITY OF
BRUNSWICK CODIFIED ORDINANCES TO REGULATE ELECTRIC
VEHICLE CHARGING STATIONS.

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

SECTION 1: That Chapter 1292 of the Codified Ordinances titled “Electric Vehicle Charging Stations” is hereby established to read as follows:

“1292.01 DEFINITIONS.

- (a) “PEV” means a plug-in electric Vehicle or Motor Vehicle, as defined in Codified Ordinance Chapter 402, that can utilize an external source of electricity (such as a wall socket that connects to the power grid) to store electrical energy within its onboard rechargeable battery packs, to power an electric motor and help propelling the wheels.
- (b) “Charging Station” means a PEV battery charging station located on a public or private parking space which permits the transfer of electric energy (by conductive or inductive means) to a battery or other storage device in a PEV. Charging Stations are outlined as follows:
 - (1) AC Level 1 chargers use a standard 120V household outlet, but provide slow charging speeds, usually a minimum of 24 hours.
 - (2) AC Level 2 charging stations require a 240V outlet and charge in approximately four to ten hours.
 - (3) AC Level 3/DC Level 2, known as DC Fast Charging Stations, charge in approximately 30 to 45 minutes.
- (c) “EVSE” means an electric vehicle supply equipment, as defined in the National Electric Code, is the installation and/or maintenance of AC Level 1, AC Level 2 and AC Level 3/DC Level 2 Charging Stations. Any required building permits, electrical permits or other applicable permits shall be obtained prior to the location, construction, installation, or operation of EVSE in the City of Brunswick.

1292.02 PEV CHARGING STATIONS/EVSE ON RESIDENTIAL PROPERTY.

- (a) PEV Charging Stations/EVSE shall be permitted in all residential districts and residential Special Planning Districts, subject to the following regulations:
 - (1) PEV Charging Stations/EVSE on residential properties shall not be located within the front, side or rear setbacks of the subject property.

- (2) Residential properties with more than five exterior PEV Charging Stations/EVSE shall provide adequate screening thereof from adjacent residential properties/uses with landscaping, fencing, or a combination thereof and achieve at least 50% opacity at installation.
- (3) PEV Charging Stations/EVSE shall only be utilized by the residents of the subject property or their invited guests without charge.
- (4) A certificate of zoning compliance issued by the Division of Building shall be required for PEV Charging Stations/EVSE located on residential properties.

1292.03 PEV CHARGING STATIONS/EVSE ON NON-RESIDENTIAL PROPERTY.

- (a) PEV Charging Stations/EVSE shall be conditionally permitted in the GW-C Gateway Commercial District, C-G General Commercial District, C-N Neighborhood Commercial District, C-H Highway Interchange Commercial District, I-L Light Industrial District, and commercial portions of Special Planning Districts, subject to the following regulations:

- (1) PEV Charging Stations/EVSE located at new/used car dealerships in the C-G General Commercial and C-H Highway Interchange Districts or Automobile Filling Stations are permitted to be approved administratively by the Division of Building. Government-owned or operated properties located in any Zoning District may also be approved administratively by the Division of Building.

- (2) Properties with five or less PEV Charging Stations/EVSE that do not have overhead canopies shall be conditionally permitted as follows:

- A. Conditional use approval pursuant to Chapter 1274 and site plan approval pursuant to Chapter 1278.

- B. PEV Charging Stations/EVSE shall not be located within the front yard setback of the applicable zoning district and shall be located the greater of ten feet or the required setback in the applicable zoning district from the side or rear property lines. PEV Charging Stations/EVSE shall be located no less than thirty feet from property line of any adjacent residential zoning district.

- C. If a for-fee public PEV Charging Station/EVSE is installed, only AC Level 2 and AC Level 3/DC Level 2 PEV Charging Stations/EVSE shall be permitted.

- D. The height of PEV Charging Station/EVSE shall not exceed six feet. All connections must be retractable and stored so as not to impede the parking space.

- E. The size of a PEV Charging Station/EVSE shall not exceed four square feet.

(3) Properties with more than five PEV Charging Stations/EVSE, or PEV Charging Stations/EVSE that include overhead canopies, shall be permitted per the following:

- A. Conditional use approval pursuant to Chapter 1274 and site plan approval pursuant to Chapter 1278.
- B. PEV Charging Stations/EVSE shall not be located within the front or rear setbacks of the applicable zoning district and shall be located no less than thirty feet from the property line of any adjacent residential zoning district. PEV Charging Stations/EVSE shall be permitted within the side yard setback in a location so as not to obstruct vehicular or pedestrian circulation and shall be located a minimum of ten feet from the side property line. All PEV Charging Stations/EVSE shall be installed within a landscaped island.
- C. PEV Charging Stations/EVSE located adjacent to residential properties/uses or within the side yard setback shall be screened with landscaping, fencing, or a combination thereof and achieve a least 50% opacity at installation.

1292.04 PARKING.

Parking spaces designated for PEV Charging Stations/EVSE shall not apply to the required minimum number of parking spaces in Chapter 1276, with the exception of new/used car dealerships. Parking space identification for PEV Charging Stations/EVSE shall be installed as follows: "Electric vehicle charging station" and "\$100 fine for non-electric vehicles".

1292.05 SIGNAGE.

Signage shall be located only on the PEV Charging Station/EVSE and shall not exceed two square feet. Video monitors shall not exceed one square foot. No poles or signage shall be located above the height of the base PEV Charging Station/EVSE unit.

1292.06 HOURS OF OPERATION.

PEV Charging Stations/EVSE shall be permitted to be open only during normal business hours of the establishment where they are located.

1292.07 LIGHTING.

Lighting shall be installed in compliance with Section 1276.14(a), whereby a minimum 0.6 footcandle level shall be provided for PEV Charging Stations/EVSE and associated pedestrian areas.

1292.08 PERMITS/INCOME TAX.

The property owner shall be responsible for obtaining necessary PEV Charging

Station/EVSE station permits from the Division of Building and register with the City of Brunswick Tax Department. The City Income Tax form must also be completed and filed with the application.

1292.09 MAINTENANCE.

The property owner shall be responsible for the continued maintenance of the PEV Charging Station/EVSE. If the PEV Charging Station/EVSE is non-operational for a period of greater than three months, it shall be removed within thirty days. Testing of the PEV Charging Station/EVSE shall be performed on-demand as requested by the Division of Building.

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

PROPOSED LEGISLATION



DATE: 9/25/2023

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. - **3rd Reading** (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' |
| -FRONT YARD VARIATION: | 35 TO 45' | | 35 TO 45' |
| -ADJACENT SAME FRONT YARD: | 35' | | 35' |
| -MIN. REAR YARD: | MAX. 3 LOTS | | 3 LOTS |
| -MIN. SIDE YARD, FRONT GARAGE: | 15' & 5' | | 15' & 5' |
| -MIN. SIDE YARD, SIDE GARAGE: | 26' | | 26' |
| -MIN. BUILDING SEPARATION: | 20' | | 20' |
| -MIN. DISTANCE DRIVEWAY TO PL: | 5' | | 5' |
| -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	
SUBMITTAL	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: 9/25/2023

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Barnett

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 69-2023** - A resolution authorizing the City Manager to enter into a municipal engineering consulting services agreement with Chagrin Valley Engineering, LTD. for the provision of professional municipal engineering services and designating Matthew M. Jones, P.E., as Consulting Municipal Engineer. - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

BACKGROUND: Chagrin Valley Engineering currently holds this agreement which expires December 31, 2023 as per Resolution 69-2020.

PURPOSE AND EXPLANATION: The purpose of this action is to acquire the services of a Professional Engineer to act as the Cities Consulting Municipal Engineer and to have under contract an engineering firm to provide professional support for all engineering functions.

IMPLEMENTATION

SCHEDULE: This agreement commences January 1, 2024.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

If this contract is approved, expenses associated with this contract and/or each individual project would be required to be submitted in a purchase order request and follow the contract terms. All purchase orders cannot be certified unless there are sufficient Council appropriations in place at the time. For additional financial information, refer to the proposed contract for rate structure.

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:**

**PROPOSAL FOR THE PROVISION OF
MUNICIPAL ENGINEERING CONSULTING SERVICES
TO THE CITY OF BRUNSWICK, OHIO**

This agreement is set between the City of Brunswick, Ohio (City) and Chagrin Valley Engineering, Ltd. (CVE), for the provision of Municipal Engineering Consulting Services.

Section 1. Chagrin Valley Engineering, Ltd. (CVE) with Matthew M. Jones P.E., a Partner of Chagrin Valley Engineering Ltd., duly licensed as a Professional Engineer, is hereby designated as the Consulting Municipal Engineer for the City of Brunswick, Ohio for a term beginning January 1, 2024 and ending December 31, 2025 at the pleasure of the City Manager, upon the terms, provisions and conditions thereafter set forth herein and ratified by the City Council.

Section 2. That said Consulting Municipal Engineer in conjunction with Chagrin Valley Engineering, Ltd. shall furnish services to this City, as required by the City, through the City Council or its designee, including the following services covered by the compensation as described in Section 4 of this Agreement. Services involving the use of additional staff members shall be compensated as described with Section 3 of this agreement:

- (A) Act as a technical consultant and advisor on engineering matters referred by the City Manager.
- (B) Advise the City in matters relating to resident's problems pertaining to engineering as they may relate to public sewers, public water supplies, drainage patterns and building grades.
- (C) Assist the City on municipal engineering matters. The Consulting Municipal Engineer shall also act as the Floodplain Administrator of the National Flood Insurance Program for the City of Brunswick.
- (D) Attend Council meetings and other meetings as requested by the City Manager or City Council. The monthly retainer amount presented in Section 4 is based upon the regular attendance of the Consulting Municipal Engineer or a designated CVE staff member at Planning Commission meetings and City Council Work Session meetings. Attendance by a designated CVE staff member in place of the Municipal Consulting Engineer at meetings will not be billed in addition to the retainer amount.
- (E) Preparation of preliminary sketches and estimates, concerning the advisability of proceeding with public improvements such as pavement improvements, storm water collection, water distribution, or other infrastructure improvements contemplated by the City Manager.
- (F) Performing such other duties as is normally required of Consulting Municipal Engineers not requiring the use of additional staff members such as field crews, etc.

Section 3. For services in connection with the construction of public improvements as described above, Chagrin Valley Engineering, Ltd., shall receive compensation as a percentage of the actual cost of construction of all improvements authorized by City Council and under its control. The percentages paid shall be as follows:

<u>COST OF CONSTRUCTION</u>	<u>FEE</u>
\$ 0 - \$150,000	Hourly
\$ 150,001 - \$250,000	\$ 18,750 plus 8.7% of the amount over \$150,001
\$ 250,001 - \$500,000	\$ 26,000 plus 7.6% of the amount over \$250,001
\$ 500,001 - \$1,000,000	\$ 45,000 plus 6.7% of the amount over \$500,001
\$1,000,001 - \$5,000,000	\$ 78,000 plus 6.1% of the amount over \$1,000,001
\$5,000,001 - \$10,000,000	\$322,000 plus 5.5% of the amount over \$5,000,001

The fees provided in this subsection shall cover engineering services including complete detailed plans and specifications, preparation of monthly and final estimates for contractor's payments and providing an Engineer for construction management to administer the construction contract. The above schedule of fees does not cover various supplementary services. Supplemental services not included within the presented fee schedule are, but not limited to: wetland delineations, stream quality assessments, preparation and acquisition of U.S. Army Corps of Engineers / Ohio Environmental Protection Agency wetland or stream fill permits, property, boundary, or right-of-way surveys, topographic surveys, profile surveys, grade stakes for construction, inspection of construction, laboratory inspection of materials, review of material submittals for use in construction, cost of test borings, or other subsurface exploration, traffic studies, or calculations of special assessments. These supplementary services may be provided by the Chagrin Valley Engineering, Ltd. on an hourly basis in accordance with the schedule of rates hereinafter set forth below or upon invoice submitted by the entity providing such supplemental services. Any such supplemental services performed by CVE cannot therefore be included in any municipal contract nor subject to an additional percentage of contracts nor be included in the cost of construction of any contract or this contract. The Engineer shall at all times notify the Service Director, in writing, of any supplementary services associated with a proposed public improvement at the time that a preliminary estimate, covered under Section 2 of this contract, is submitted for consideration or approval. Additionally, inspection and contract administration costs are not to be included in the cost of construction for purposes of calculating the engineering fee for projects covered under this section.

Chagrin Valley Engineering, Ltd. shall be entitled to progress payments in proportion to services performed on monthly basis. Upon authorization by City Council and until such time as bids are taken and contracts awarded, compensation shall be determined by the following percentages and the Engineer's estimated construction cost. As the work is constructed, Chagrin Valley Engineering, Ltd. shall receive additional compensation equal to the balance of the fee based upon a percentage of the certificates of payment to the contractor, provided said payment is authorized by City Council. As soon as the final certificate of payment to the contractor is issued, any adjustment shall be made so the total fee shall be a sum equal to the schedule percentage. The compensation for basic services shall be based upon the following percentages of the total fee attributable to various phases of the work:

1. Preliminary Report Phase	15%
2. Preliminary Design Phase	20%
3. Final Design Phase	45%
4. Bidding and Project Award Phase	10%
5. Contract Administration	10%

In the event proceedings for work are abandoned or postponed and then revived and actively pressed either by this or by a succeeding City Council within five (5) years of the date of said abandonment or postponement, Chagrin Valley Engineering, Ltd. shall credit against the total compensation the payment previously made hereunder, providing that Chagrin Valley Engineering, Ltd. is at that time employed by this or by a succeeding City Council to provide Municipal Engineering Consulting Services. In the event of the revival of a project within the time frame specified above, Chagrin Valley Engineering, Ltd. could, at its discretion, elect to negotiate additional fees with the City of Brunswick. Additional fees would address conditions that have incurred solely as a result of changes in existing conditions since the abandonment or postponement of the project, or design parameters that have been established by governmental review and approval subsequent to such delay.

Engineering charges for federally funded work must be in accordance with Federal Regulations and are set and approved as part of the funding procedure, and therefore are not part of this document.

HOURLY RATE SCHEDULE: For additional services for which the Engineer shall have been authorized to prepare material or work not let by Contract or for the performance of any of the following tasks:

- Special Surveys
- Preparation of Reports
- Preparation of Special Assessments
- Field Elevation Checks of Walks, Basements, Sewers, etc.
- Storm Water Management Inventory Assistance
- Storm Water Drainage: Plan / Calculation Review
- Erosion and Sediment Control: Plan Review / Site Inspections
- Sanitary "Tap-In" Reviews and Fee Determinations
- Residential / Commercial / Industrial Site Plan and or Subdivision Review
- Survey Plat Review
- Development / Implementation of Phase II Storm Water Management Program

Compensation shall be made on the basis of time spent by the Engineer or his employees and associates at the rates set forth in the following schedule of hourly rates, plus reimbursable expenses.

2024-25 Hourly Rates

Engineer - Partner	\$106.00 per hour
Professional Traffic Operations Engineer (PTOE)	\$145.00 per hour
Engineer	\$98.00 per hour
Contract Administrator	\$76.00 per hour
Storm Water Specialist	\$82.00 per hour
Professional Surveyor	\$95.00 per hour
Designer / Technician	\$85.00 per hour
Geographic Information Systems (GIS) Technician	\$88.00 per hour
Clerical	\$42.00 per hour
1 Man Survey Field Crew	\$124.00 per hour
2 Man Survey Field Crew	\$136.00 per hour
3 Man Survey Field Crew	\$152.00 per hour

August 23, 2023

Environmental Scientist	\$90.00 per hour
Inspector	\$55.00 per hour
Landscape Architect	\$85.00 per hour
Prints, Materials, Supplies and Services provided or performed by others at Cost.	

Section 4. The Consulting Municipal Engineer and Chagrin Valley Engineering, Ltd., as appointed by the City Manager, shall receive as compensation for the services described in Section 2 hereof, the annual sum of \$61,000.00, commencing January 1, 2024; said sums shall be pro-rated on a per month basis and payable to Chagrin Valley Engineering, Ltd., on the last day of each month.

Section 5. The Chagrin Valley Engineering, Ltd. agrees that for the duration of this contract no member of Chagrin Valley Engineering, Ltd. or employee thereof, will accept any private engineering or surveying work that requires their review and/or approval unless such work is approved by the City Manager; however, work for Federal, State County or Regional Governments is not prohibited.

Section 6. Documents and Files: All engineering documents and project files created for the purposes serving the City of Brunswick shall be the property of the City of Brunswick.

Section 7. The contract provided herein with Chagrin Valley Engineering, Ltd. may be terminated by either party on thirty (30) days advance written notice to the other, provided that such determination shall not affect the duty of the Consulting Municipal Engineer or Chagrin Valley Engineering, Ltd., to render service, nor the obligation of the City to pay for such service rendered, before the effective date of termination.

Matthew M. Jones P.E., Partner, Chagrin Valley Engineering, Ltd.

Date

Accepted this _____ day of _____, 2023 by the City of Brunswick, Ohio, pursuant to
Ordinance of Council No. _____ adopted on _____.

BY: _____

City of Brunswick, Ohio

Attest:

The legal form of the within instrument is hereby approved.

Director of Law

Date

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 69-2023

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

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A MUNICIPAL ENGINEERING CONSULTING SERVICES AGREEMENT WITH CHAGRIN VALLEY ENGINEERING, LTD. FOR THE PROVISION OF PROFESSIONAL MUNICIPAL ENGINEERING SERVICES AND DESIGNATING MATTHEW M. JONES, P.E., AS CONSULTING MUNICIPAL ENGINEER.

WHEREAS: The City has received a proposal from Chagrin Valley Engineering, Ltd. for the provision of professional municipal engineering consulting services wherein Matthew M. Jones, P.E. has been designated at the Consulting Municipal Engineer; and

WHEREAS: The current Agreement with Chagrin Valley Engineering, Ltd. expires as of December 31, 2023.

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

SECTION 1: That the City Manager, upon approval of the Law Director, is authorized and directed to enter into a Municipal Engineering Consulting Services Agreement with Chagrin Valley Engineering, Ltd., as attached hereto as Exhibit "A", for the provision of professional municipal engineering services upon such terms and conditions as provided therein.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____

AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Laura E. Timura

PROPOSED LEGISLATION



DATE: 9/25/2023

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. 75-2023** - An emergency ordinance terminating the temporary moratorium on the acceptance and processing of applications for zoning, occupancy and/or permit approvals for electric vehicle charging stations in all zoning districts of the City and the issuance of such approvals.- **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: On February 27, 2023, City Council adopted Ordinance No. 11-2023, establishing a six (6) month temporary moratorium on the acceptance and processing of applications for zoning, occupancy, and/or permit approvals for Electric Vehicle Charging Stations in all Zoning Districts of the City except as otherwise provided therein.

PURPOSE AND EXPLANATION: On September 25, 2023, City Council will consider adoption of Ordinance No. 45-2023 establishing Codified Ordinance Chapter 1292 to regulate Electric Vehicle Charging Stations, which will be effective on or about October 25, 2023.

IMPLEMENTATION SCHEDULE:

Immediately.

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?

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare of the City and its residents and property owners and for the additional reason that it is required to terminate the temporary moratorium.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 75-2023

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

AN EMERGENCY ORDINANCE TERMINATING THE TEMPORARY
MORATORIUM ON THE ACCEPTANCE AND PROCESSING OF APPLICATIONS
FOR ZONING, OCCUPANCY AND/OR PERMIT APPROVALS FOR ELECTRIC
VEHICLE CHARGING STATIONS IN ALL ZONING DISTRICTS OF THE CITY AND
THE ISSUANCE OF SUCH APPROVALS.

WHEREAS: On February 27, 2023, City Council adopted Ordinance No. 11-2023, establishing a six (6) month temporary moratorium on the acceptance and processing of applications for zoning, occupancy, and/or permit approvals for Electric Vehicle Charging Stations in all Zoning District of the City except as otherwise provided therein;

WHEREAS: On June 12, 2023, City Council adopted Ordinance No. 46-2023, extending the temporary moratorium established by Ordinance No. 11-2023 for an additional six (6) months up to and including February 27, 2024; and

WHEREAS: On September 25, 2023, City Council adopted Ordinance No. 45-2023 establishing Codified Ordinance Chapter 1292 to regulate Electric Vehicle Charging Stations, which will be effective on or about October 25, 2023.

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

SECTION 1: The temporary moratorium established by Ordinance No. 11-2023, as extended by Ordinance No. 46-2023 up to and including February 27, 2024, is hereby terminated as of the effective date of Ordinance No. 45-2023.

SECTION 2: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare of the City and its residents and property owners and for the additional reason that it is required to terminate the temporary moratorium. 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

PROPOSED LEGISLATION



DATE: 9/25/2023

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. 76-2023** - An ordinance approving the final plat for the Market Highlands Glenmont Drive extension in the Market 42 Special Planning District No. 8, subject to final engineering approval and any other conditions imposed by Council. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: The Planning Commission, at their meeting on September 7, 2023, voted to recommend approval to City Council of the Market Highlands SPD-8 final plat, subject to final engineering approval, as per attached Exhibit "A".

PURPOSE AND EXPLANATION: Pursuant to Sections 1224.04(a)(3) and 1226.04 of the City of Brunswick Codified Ordinances, approval of the Market Highlands final plat, as part of Market 42 SPD-8, is required by City Council.

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:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 76-2023

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

AN ORDINANCE APPROVING THE FINAL PLAT FOR THE MARKET HIGHLANDS GLENMONT DRIVE EXTENSION IN THE MARKET 42 SPECIAL PLANNING DISTRICT NO. 8, SUBJECT TO FINAL ENGINEERING APPROVAL AND ANY OTHER CONDITIONS IMPOSED BY COUNCIL.

WHEREAS: On September 8, 2023, the Brunswick City Planning Commission recommended approval to City Council of the final plat for the Market Highlands Glenmont Drive Extension in the Market 42 SPD-8, subject to final engineering approval.

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

SECTION 1: That the final plat for the Market Highlands Glenmont Drive Extension in the Market 42 SPD-8, as attached hereto as Exhibit "A", is hereby approved subject to final engineering approval and any other conditions imposed by this Council.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Laure E. Timura

APPROVALS

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

Ordinance No. _____.

Clerk of Council

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

Secretary

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

City Engineer

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

Medina County Sanitary Engineer

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

Tax Map Draftsman

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

Medina County Auditor

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

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

Fee: _____.

Medina County Recorder

COVENANTS, RESTRICTIONS & EASEMENTS

The Subdivision shown on this plat is subject to the covenants, restrictions and easements contained in the declaration or restrictions, covenants and easements, filed for record on the _____ of _____, 20____ and recorded in Document No. _____ in the Medina County Recorders Records, State of Ohio.

SURVEYOR CERTIFICATION

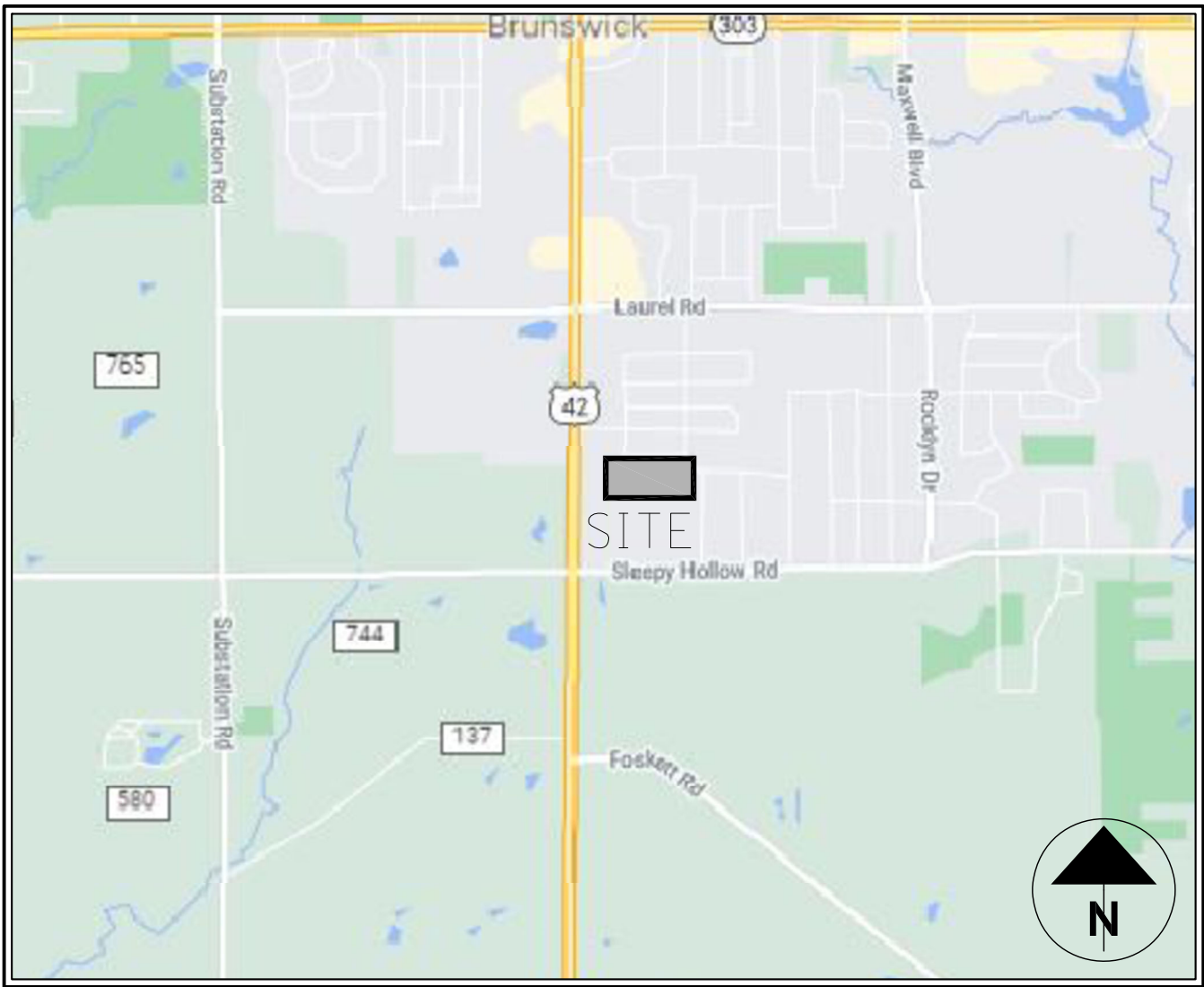
This Plat was prepared from a field survey, analysis of recorded plats, recorded deeds, and survey records, as applicable. Distances are given in feet and decimal parts thereof. All dimensional and geodetic details are correct and the survey balances and closes to the best of my knowledge. All monuments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

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



Market Highlands
Creating Sublots 1 through 10, Blocks 'A' and 'B' and dedicating a portion of Glenmont Drive

Situated in the City of Brunswick, County of Medina and State of Ohio and known as being part of Original Brunswick Township Lot No. 16, Tract No. 1, further known as being a all of a 5.7517 acre parcel of land conveyed to Market 42 LLC by deed dated March 29, 2023 and recorded in Document No. 2023OR004285 of the Medina County Recorder's Records and all of Block 'D' as shown on Cherryshire Woods Phase 2, recorded in Document No. 2000PL000102 of the Medina County Recorder's Records.



LOCATION MAP

N.T.S.

LATITUDE: 41°13'05.8" LONGITUDE: 81°50'28.9"

NOTES

* Wetlands delineated by The Department of the Army, Corps of Engineers in a letter dated February 25, 2022

REFERENCES:

Deed & Plat documents as referenced by survey, Medina County Recorder's records.

"Survey for Howard J. & Lucille Lammermeier" by T.J. Hood, P.S. 3455, on file in Survey Book 9, Page 102a of the Medina County Engineer's Survey Records.

"Plat of Survey for Emilie Mateyka" by Charles A. Rolling, P.S. 5569, on file in Survey Book 14, Page 16b of the Medina County Engineer's Survey Records.

"Plat of Survey and Property Split" by Robert E. Knight, P.S. 6448, on file in Survey Book 32, Page 189 of the Medina County Engineer's Survey Records.

BASIS OF BEARINGS:

Centerline bearing of Pearl Road (S.R. 42) was calculated to be North 00°03'07" West, based upon Ohio State Plane Coordinate System, North Zone, NAD 1983, Ground.

SURVEY CONTROL NOTE:

All iron pins set at property corners are 5/8 inch by 30 inch and affixed with cap "DAVEY RESOURCE GROUP"

All iron pins set in centerline monument boxes are 3/4 inch and affixed with cap "DAVEY RESOURCE GROUP"

All iron pins found are 5/8 inch and affixed with caps "DRG ENG 7631-8557" unless otherwise noted

ACCEPTANCE

Know all men by these presents that _____, (Print Name/Title)

owner/agent of Market 42 LLC and the lands embraced within this subdivision hereby acknowledge this plat and subdivision to be my/their free act and deed and hereby dedicate to the public use forever the streets shown hatched as Glenmont Drive and grant all easements to the City of Brunswick as shown. I certify that there are no delinquent taxes or assessments against the lands embraced within this subdivision,

Owner/Agent _____
Date

County of Medina SS
State of Ohio

Before me a notary public in and for said county and state, personally appeared the above named _____
Owner/Agent

who acknowledged the making of the foregoing instrument and the signing of this plat to be their own free act and deed. In testimony whereof I

have hereunto set my hand and official seal at _____, Ohio this day of _____, 20____.

Notary public _____
My commission expires

Witness

Know all men by these presents that _____, (Print Name/Title)

representative/agent of The City of Brunswick and the lands embraced within this subdivision hereby acknowledge this plat and subdivision to be my/their free act and deed and hereby dedicate to the public use forever the streets shown hatched as Glenmont Drive. I certify that there are no delinquent taxes or assessments against the lands embraced within this subdivision,

Representative/Agent _____
Date

County of Medina SS
State of Ohio

Before me a notary public in and for said county and state, personally appeared the above named _____
Representative/Agent

who acknowledged the making of the foregoing instrument and the signing of this plat to be their own free act and deed. In testimony whereof I

have hereunto set my hand and official seal at _____, Ohio this day of _____, 20____.

Notary public _____
My commission expires

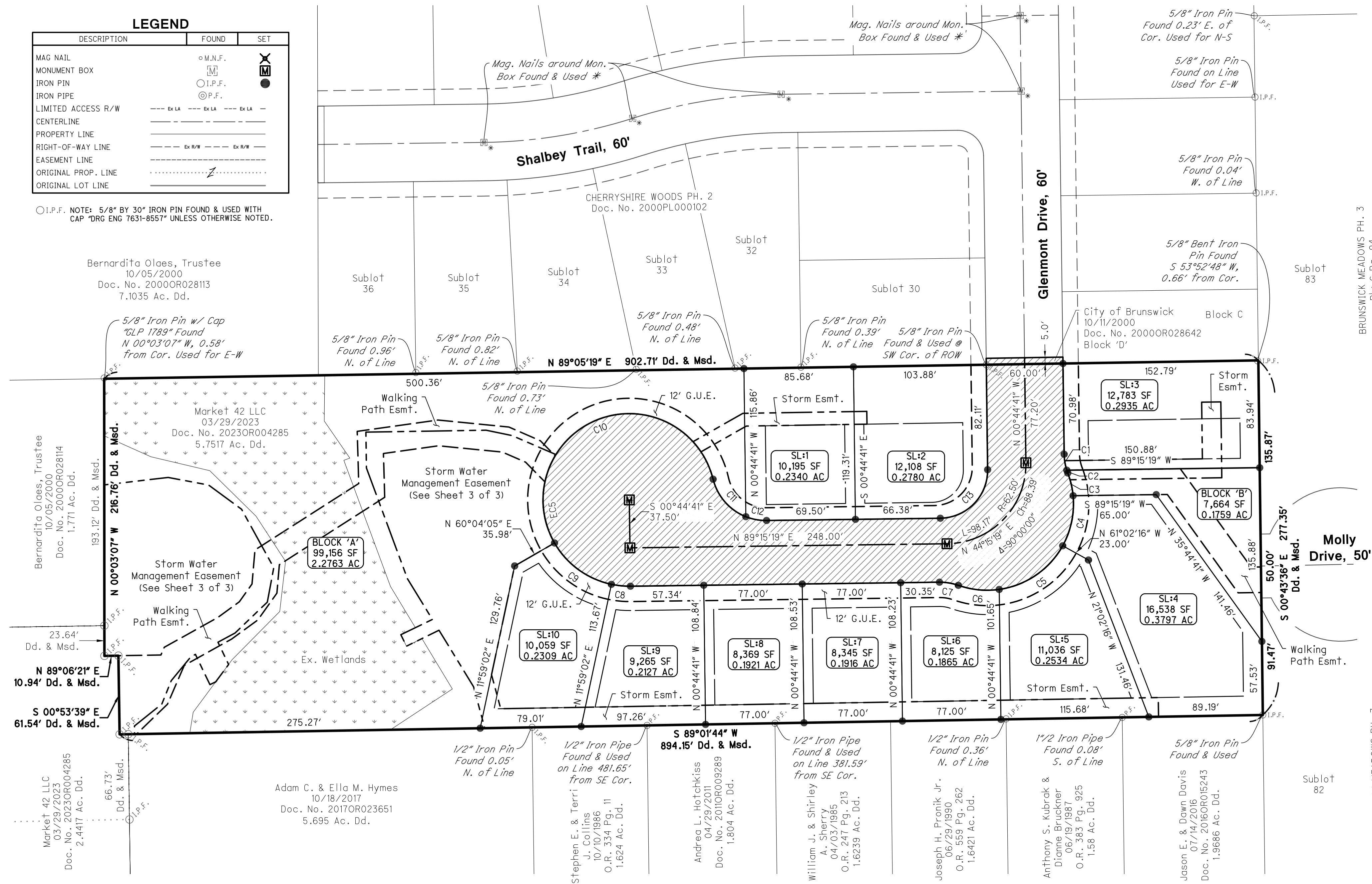
Witness

Sheet List Table	
Sheet Number	Sheet Title
1	TITLE
2	PLAN
3	EASEMENTS

AREA TABLE	
NAME	ACRES
SUBLOTS 1-10	2.4524
BLOCK 'A'	2.2763
BLOCK 'B'	0.1759
DEDICATED ROW	0.8540
TOTAL	5.7586

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

○ I.P.F. NOTE: 5/8" BY 30" IRON PIN FOUND & USED WITH CAP "DRG ENG 7631-8557" UNLESS OTHERWISE NOTED.



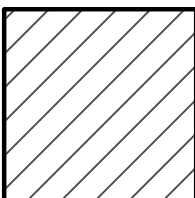
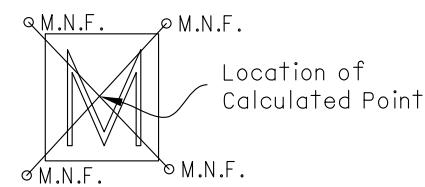
SURVEY CONTROL NOTE:

All iron pins set at property corners are 5/8 inch by 30 inch and affixed with cap "DAVEY RESOURCE GROUP"

All iron pins set in centerline monument boxes are 3/4 inch and affixed with cap "DAVEY RESOURCE GROUP"

All iron pins found are 5/8 inch and affixed with caps "DRG ENG 7631-8557" unless otherwise noted

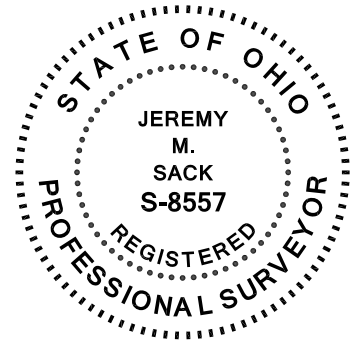
*Monument Boxes found stuck closed. Points calculated from four Mag Nails found around each box:



Dedicated
Right of Way

GENERAL CURVE TABLE					
SEGMENT	LENGTH	RADIUS	CHORD	CHORD BEARING	DELTA
C1	12.71'	42.50'	12.67'	N 09°18'50" W	17°08'18"
C2	2.33'	42.50'	2.33'	N 19°27'17" W	3°08'35"
C3	18.28'	67.50'	18.23'	N 13°16'02" W	15°31'04"
C4	40.61'	67.50'	40.00'	N 11°43'37" E	34°28'14"
C5	62.49'	67.50'	60.28'	N 55°29'04" E	53°02'41"
C6	32.43'	67.50'	32.12'	S 84°13'42" E	27°31'47"
C7	15.04'	42.50'	14.97'	S 80°36'15" E	20°16'53"

GENERAL CURVE TABLE					
SEGMENT	LENGTH	RADIUS	CHORD	CHORD BEARING	DELTA
C8	15.00'	67.50'	14.96'	S 84°22'50" E	12°43'43"
C9	56.65'	67.50'	55.00'	S 53°58'27" E	48°05'03"
C10	230.97'	67.50'	133.68'	S 68°05'36" W	196°03'02"
C11	40.41'	42.50'	38.91'	N 41°07'25" W	54°29'04"
C12	16.60'	42.50'	16.49'	N 79°33'19" W	22°22'45"
C13	58.90'	37.50'	53.03'	S 44°15'19" W	90°00'00"



MARKET HIGHLANDS

PLAN

PROJECT
NUMBER

2454

DATE

2023-08-08

2
4

EASEMENT LINE TABLE		
SEGMENT	LENGTH	DIRECTION
E1	50.34'	N 83°19'43" E
E2	32.15'	S 79°19'23" E
E3	32.01'	S 53°42'28" E
E4	52.16'	S 28°51'08" E
E5	27.42'	S 10°37'28" W
E6	34.91'	S 46°14'17" W
E7	15.20'	S 61°40'45" W
E8	19.29'	S 25°35'41" E
E9	16.95'	S 36°33'43" W
E10	5.01'	S 64°24'19" W
E11	26.25'	N 25°35'41" W
E12	4.06'	S 61°40'45" W

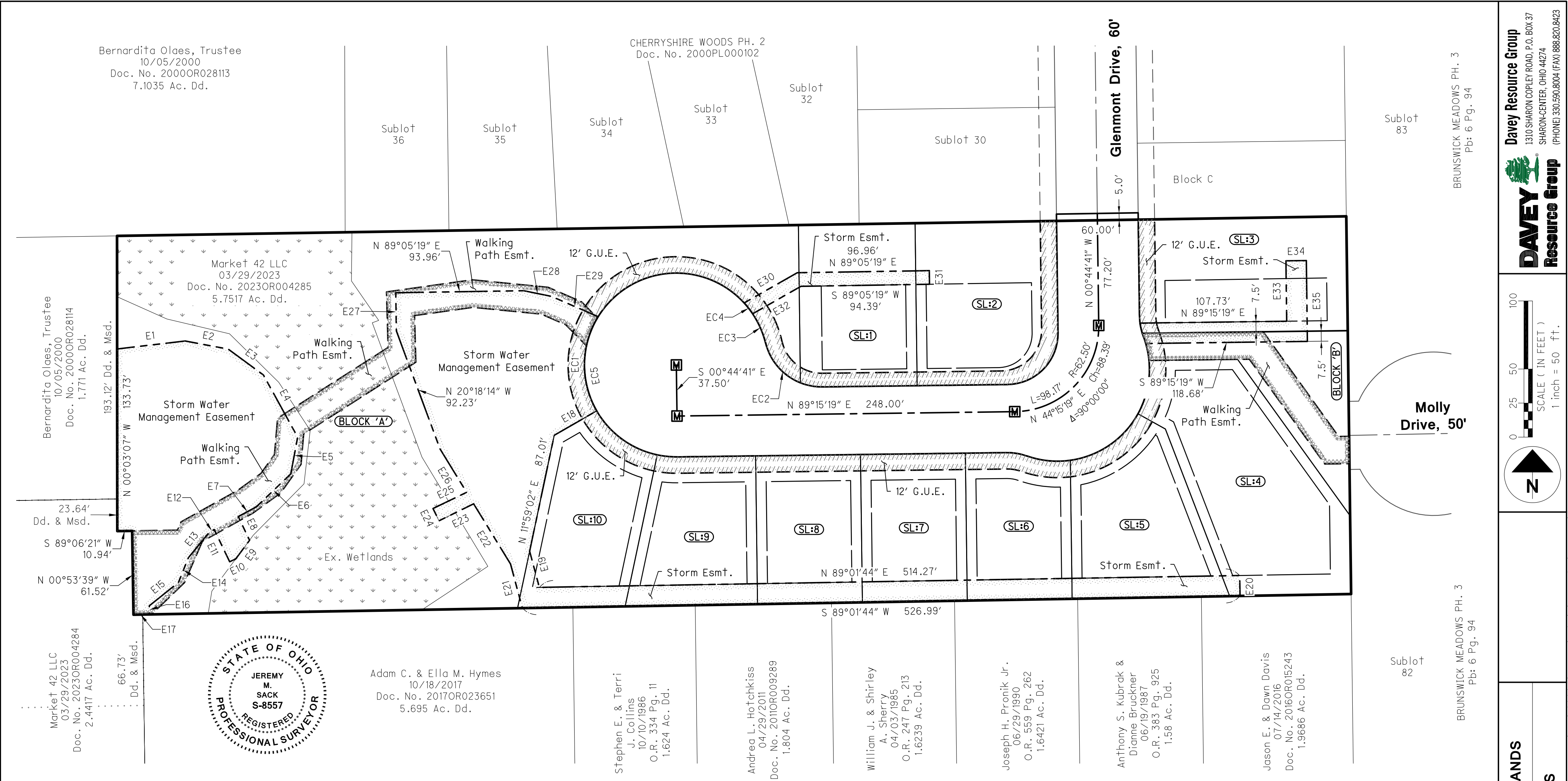
EASEMENT LINE TABLE		
SEGMENT	LENGTH	DIRECTION
E13	24.18'	S 39°23'56" W
E14	19.62'	S 21°55'16" W
E15	27.51'	S 51°11'17" W
E16	6.30'	S 00°58'16" E
E17	11.69'	S 89°06'21" W
E18	35.98'	N 60°04'05" E
E19	27.50'	S 15°06'54" E
E20	15.00'	S 00°58'16" E
E21	33.56'	N 15°06'54" W
E22	51.81'	N 31°28'36" W
E23	28.35'	N 63°53'52" E
E24	10.00'	S 25°54'30" E

EASEMENT LINE TABLE		
SEGMENT	LENGTH	DIRECTION
E25	27.39'	N 64°15'20" E
E26	37.50'	N 31°28'36" W
E27	28.05'	N 00°54'41" W
E28	20.71'	S 78°26'16" E
E29	37.45'	S 66°34'41" E
E30	44.83'	N 60°22'23" E
E31	10.00'	S 00°49'41" E
E32	40.77'	S 60°22'23" W
E33	44.36'	N 00°43'27" W
E34	15.00'	N 89°16'33" E
E35	59.35'	S 00°43'27" E

EASEMENT CURVE TABLE					
SEGMENT	LENGTH	RADIUS	CHORD	CHORD BEARING	DELTA
EC1	72.63'	67.50'	69.17'	S 00°53'29" W	61°38'48"
EC2	40.41'	42.50'	38.91'	N 41°07'25" W	54°29'04"
EC3	23.53'	67.50'	23.41'	N 23°52'08" W	19°58'30"
EC4	10.12'	67.50'	10.11'	N 38°09'07" W	8°35'28"

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

○ I.P.F. NOTE: 5/8" BY 30" IRON PIN FOUND & USED WITH
CAP "DRG ENG 7631-8557" UNLESS OTHERWISE NOTED.

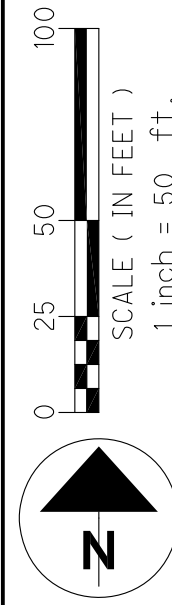


MARKET HIGHLANDS
EASEMENTS

PROJECT
NUMBER
2454
DATE
2023-08-08

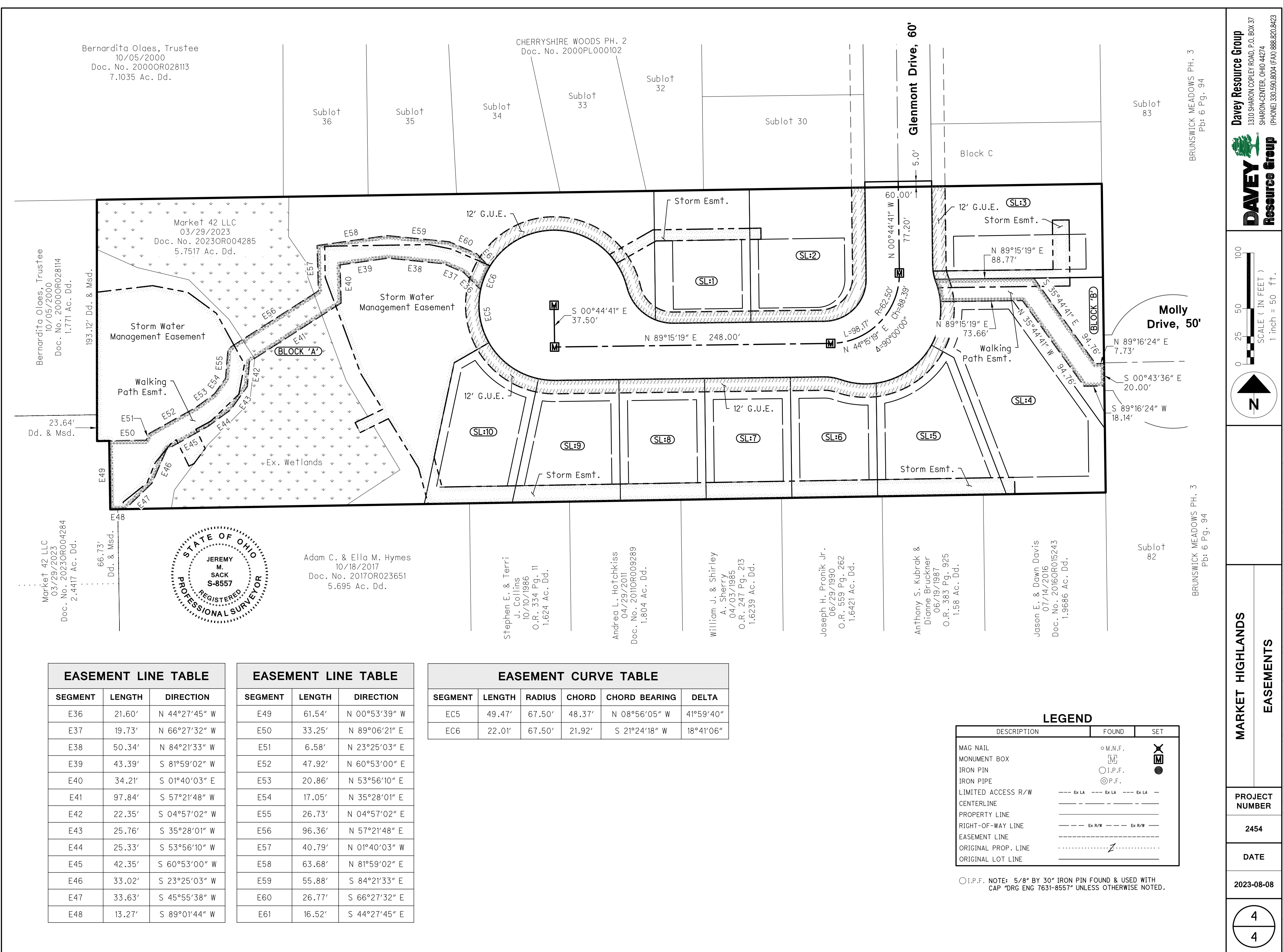
3
4

DAVEY
Resource Group
1310 SHARON COPLEY ROAD, P.O. BOX 37
SHARON-CENTER, OHIO 44774
(PHONE) 330.590.8004 (FAX) 888.820.8423



BRUNSWICK MEADOWS PH. 3
Pb: 6 Pg. 94

BRUNSWICK MEADOWS PH. 3
Pb: 6 Pg. 94



EASEMENT LINE TABLE		
SEGMENT	LENGTH	DIRECTION
E36	21.60'	N 44°27'45" W
E37	19.73'	N 66°27'32" W
E38	50.34'	N 84°21'33" W
E39	43.39'	S 81°59'02" W
E40	34.21'	S 01°40'03" E
E41	97.84'	S 57°21'48" W
E42	22.35'	S 04°57'02" W
E43	25.76'	S 35°28'01" W
E44	25.33'	S 53°56'10" W
E45	42.35'	S 60°53'00" W
E46	33.02'	S 23°25'03" W
E47	33.63'	S 45°55'38" W
E48	13.27'	S 89°01'44" W

EASEMENT LINE TABLE		
SEGMENT	LENGTH	DIRECTION
E49	61.54'	N 00°53'39" W
E50	33.25'	N 89°06'21" E
E51	6.58'	N 23°25'03" E
E52	47.92'	N 60°53'00" E
E53	20.86'	N 53°56'10" E
E54	17.05'	N 35°28'01" E
E55	26.73'	N 04°57'02" E
E56	96.36'	N 57°21'48" E
E57	40.79'	N 01°40'03" W
E58	63.68'	N 81°59'02" E
E59	55.88'	S 84°21'33" E
E60	26.77'	S 66°27'32" E
E61	16.52'	S 44°27'45" E

EASEMENT CURVE TABLE					
SEGMENT	LENGTH	RADIUS	CHORD	CHORD BEARING	DELTA
EC5	49.47'	67.50'	48.37'	N 08°56'05" W	41°59'40"
EC6	22.01'	67.50'	21.92'	S 21°24'18" W	18°41'06"

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

○ I.P.F. NOTE: 5/8" BY 30" IRON PIN FOUND & USED WITH CAP "DRG ENG 7631-8557" UNLESS OTHERWISE NOTED.

MARKET HIGHLANDS
EASEMENTS

PROJECT
NUMBER
2454

DATE
2023-08-08

4
4

DAVEY
Resource Group

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

0 25 50 100
SCALE (IN FEET)
1 inch = 50 ft.

↑
N

BRUNSWICK MEADOWS PH. 3
Pb: 6 Pg. 94

Page 46 of

PROPOSED LEGISLATION



DATE: 9/25/2023

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Greg Glauner

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 77-2023** - An emergency resolution authorizing the City Manager to purchase two (2) LUCAS 3 Chest Compression Systems from Stryker Medical in an amount not to exceed \$39,492.44. - **1st Reading** (To be brought from Safety & Environment Committee, Administration/Greg Glauner)

BACKGROUND: The Division of Fire is requesting to purchase two Lucas 3 Chest Compression Systems in the amount of \$39,492.44 from Stryker Medical.
The City of Brunswick, Division of Fire has been awarded a safety grant (Incident: 230531-000004) from the Ohio Bureau of Workers' Compensation in the amount of \$29,619.33. There is a 25% contribution match required from the City of Brunswick in the amount of \$9,873.11. The grant is intended to purchase two LUCAS Chest Compression Systems. This is a life-saving device utilized to perform automatic chest compressions when medical professionals are treating a patient in full-arrest. Presently, the Division of Fire is in possession of two such devices. This leaves the other two Medic Units without a device and therefore, when the units are called into service, Fire Medics perform manual compressions on a patient. This is less effective and prevents personnel from performing other life-saving measures. Stryker Medical is a sole-source provider for the LUCAS 3 Chest Compression System.

PURPOSE AND EXPLANATION: The LUCAS Chest Compression System is a life-saving device utilized to perform automatic chest compressions when medical professionals are treating a patient in full-arrest. Presently, the Division of Fire is in possession of two such devices. This leaves the other two Medic Units without a device and therefore, when the units are called into service, Fire Medics perform manual compressions on a patient. This is less effective and prevents personnel from performing other life-saving measures.

IMPLEMENTATION

SCHEDULE: Upon acceptance, this equipment will be ordered and immediately placed into service in the Division's medic units when received.

FINANCIAL INFORMATION:

**FINANCIAL
SUMMARY:**

The City of Brunswick's Division of Fire has been awarded a safety grant (Incident: 230531-000004) from the Ohio Bureau of Workers' Compensation. 75% of the eligible grant expenses (up to the \$29,619.33 BWC grant portion) will be posted to account#952-0510-56270. The City's 25% contribution match of \$9,873.11 in eligible expenses will be posted to account #952-0510-56256.

**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?
The City of Brunswick has 90 days from the date of award to purchase, train and implement the acquired equipment. The BWC award letter was received on August 2, 2023. With consideration to limited availability due to supply chain issues, the Division of Fire is recommending an Emergency/Suspension of the Rules so these devices may be ordered as soon as possible.

**ADDITIONAL
INFORMATION:**

Stryker Medical is a sole-source provider for the LUCAS 3 Chest Compression System.

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 77-2023

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

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE TWO (2) LUCAS 3 CHEST COMPRESSION SYSTEMS FROM STRYKER MEDICAL IN AN AMOUNT NOT TO EXCEED \$39,492.44.

WHEREAS: The Division of Fire has applied for and been approved for a Safety Intervention Grant from the Bureau of Workers' Compensation in the amount of \$29,619.33 (the "Grant") for the purchase of two (2) Lucas 3 Chest Compression Systems, which equipment must be purchased within ninety (90) days of receipt of the Grant;

WHEREAS: The local cost share to the City pursuant to the terms of the Grant is \$9,873.11; and

WHEREAS: Stryker Medical is the sole-source provider for the Lucas 3 Chest Compression System.

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

SECTION 1: The City Manager is hereby authorized to purchase two (2) Lucas 3 Chest Compression Systems from Stryker Medical in an amount not to exceed \$39,492.44.

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 comply with the terms of the Grant. 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



lucas -- smr

Quote Number: 10456826

Version: 1

Prepared For: CITY OF BRUNSWICK FIRE DEPT
Attn: Greg Glauner
gglauner@brunswick.oh.us
(330) 273-8046

Quote Date: 05/09/2023

Expiration Date: 08/07/2023

Remit to: Stryker Medical
P.O. Box 93308
Chicago, IL 60673-3308

Rep: Brandon Bucher
Email: brandon.bucher@stryker.com
Phone Number:
Mobile: +1 4803310979

Delivery Address		End User - Shipping - Billing		Bill To Account	
Name:	CITY OF BRUNSWICK FIRE DEPT	Name:	CITY OF BRUNSWICK FIRE DEPT	Name:	CITY OF BRUNSWICK FIRE DEPT
Account #:	1267352	Account #:	1267352	Account #:	1267352
Address:	4383 CENTER RD BRUNSWICK Ohio 44212-3420	Address:	4383 CENTER RD BRUNSWICK Ohio 44212-3420	Address:	4383 CENTER RD BRUNSWICK Ohio 44212-3420

Equipment Products:

#	Product	Description	Qty	Sell Price	Total
1.0	99576-000063	LUCAS 3, v3.1 Chest Compression System, Includes Hard Shell Case, Slim Back Plate, (2) Patient Straps, (1) Stabilization Strap, (2) Suction Cups, (1) Rechargeable Battery and Instructions for use With Each Device	2	\$17,212.90	\$34,425.80
2.0	11576-000060	LUCAS Desk-Top Battery Charger	2	\$1,166.25	\$2,332.50
3.0	11576-000071	LUCAS External Power Supply	2	\$369.00	\$738.00
4.0	11576-000080	LUCAS 3 Battery - Dark Grey - Rechargeable LiPo	2	\$693.75	\$1,387.50

Price Totals:

Estimated Sales Tax (0.000%):	\$0.00
Freight/Shipping:	\$608.64
Grand Total:	\$39,492.44
Comments:	

Prices: In effect for 30 days

Terms: Net 30 Days



lucas -- smr

Quote Number:	10456826	Remit to:	Stryker Medical
			P.O. Box 93308
Version:	1		Chicago, IL 60673-3308
Prepared For:	CITY OF BRUNSWICK FIRE DEPT	Rep:	Brandon Bucher
	Attn: Greg Glauner	Email:	brandon.bucher@stryker.com
	gglauner@brunswick.oh.us	Phone Number:	
	(330) 273-8046	Mobile:	+1 4803310979
Quote Date:	05/09/2023		
Expiration Date:	08/07/2023		

Contact your local Sales Representative for more information about our flexible payment options.

Capital Terms and Conditions:

Deal Consummation: This is a quote and not a commitment. This quote is subject to final credit, pricing, and documentation approval. Legal documentation must be signed before your equipment can be delivered. Documentation will be provided upon completion of our review process and your selection of a payment schedule. Confidentiality Notice: Recipient will not disclose to any third party the terms of this quote or any other information, including any pricing or discounts, offered to be provided by Stryker to Recipient in connection with this quote, without Stryker's prior written approval, except as may be requested by law or by lawful order of any applicable government agency. A copy of Stryker Medical's Acute Care capital terms and conditions can be found at https://techweb.stryker.com/Terms_Conditions/index.html. A copy of Stryker Medical's Emergency Care capital terms and conditions can be found at <https://www.strykeremergencycare.com/terms>.

April 2022

Stryker is the sole-source provider in the Hospital (hospitals and hospital-owned facilities), Emergency Response Services and Emergency Response Training (paramedics, professional and volunteer fire) markets in the U.S. and Canada for the following products:

- New LIFEPAK® 15 monitor/defibrillators
- New LIFEPAK 20e defibrillator/monitors
- New LIFEPAK CR2 automated external defibrillators
- New LIFEPAK 1000 automated external defibrillators
- New LUCAS® chest compression system
- CODE-STAT™ data review software and service

Stryker is the sole-source provider in all markets for the following products and services:

- RELI™ (Refurbished Equipment from the Lifesaving Innovators) devices
- LIFENET® system and related software
- ACLS (non-clinical) LIFEPAK defibrillator/monitors
- LIFELINKcentral™ Government Campus Solution
- MultiTech 4G and Titan III gateways
- Factory-authorized inspection and repair services which include repair parts, upgrades, inspections and repairs

Stryker does not authorize any third parties to sell these products or services in the markets listed above. We will not fulfill orders placed by non-authorized businesses seeking to resell our products or services. If you have questions, please feel free to contact your local Stryker customer service representative at 800.442.1142.

Sincerely,



Matt Van Der Wende, Vice President, Americas Sales

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M0000008130 REV AB

Stryker or its affiliated entities own, use, or have applied for the following trademarks or services marks: LIFELINKcentral, LIFEPAK, LUCAS, CODE-STAT, RELI, LIFENET, Stryker. All other trademarks are trademarks of their respective owners or holders. The absence of a product, feature, or service name, or logo from this list does not constitute a waiver of Stryker's trademark or other intellectual property rights concerning that name or logo.



**Bureau of Workers'
Compensation**

Division of Safety & Hygiene
30 W. Spring St., 25th Floor
Columbus, OH 43215-2256

Governor **Mike DeWine**
Administrator/CEO **John Logue**

www.bwc.ohio.gov
1-800-644-6292
Fax: 1-866-336-8352

Policy number:

Application number:

**** Please DO NOT STRAY FROM THE BUDGET**, be advised that you may not use grant money for safety intervention equipment that has already been purchased. This includes any or all of the following procurement activities: Ordered equipment; Received equipment; Received paid equipment. If you make the purchase/payment prior to receipt of this letter, BWC will consider the purchase retroactive and BWC may request return of the funds.

You must complete the action steps as listed below. All of them should be completed within the BWC Grant Management Portal:

- Within 90 days after the grant check or EFT, purchase and implement the approved intervention equipment/services.
- Within 120 days after the grant check or EFT, submit proof of spending and purchase documentation for all approved equipment/services.
- Within one year after the equipment is placed into service, complete the required case study.

Lastly, please ensure that when submitting your proof of spending and proof of payment documentation that your invoice is exact to the quote previously submitted. Including items that were not pre-approved in this grant or significantly changing their descriptions could delay the reconciliation process.

If you have any questions or concerns, please contact Safety Grants via The Ohio BWC Grant Management Portal. Thank you for taking the initiative to provide a safe work environment for your employees.

Sincerely,

Superintendent, Division of Safety & Hygiene

Enclosure

cc: BWC Finance Division



Section V: Budget

Step 1: Please provide the proposed budget for the project.

Note: You may only use the safety intervention grant to purchase ergonomic, safety or industrial hygiene equipment. You may not use the safety intervention grant for recouping the cost of any prior or ongoing interventions, or for rented or leased equipment. In addition, you may not use a safety intervention grant to pay for salaries, wages, internal labor, or any costs associated with preparing the application. You must make all grant purchases and implement the intervention equipment within ninety (90) days after the date on the BWC grant check or the electronic funds transfer. Note all itemized expenses associated with the project. Indicate exact costs and do not round figures. All budgets MUST have vendor price quotes attached for each individual item. You must subtract all discounts and equipment trade-ins from the project total.

Item	Quantity	Cost	Total
Lucas 3 chest compression system	2	\$17,212.90	\$34,425.80
Lucas Desk-Top battery charger	2	\$1,166.25	\$2,332.50
Lucas external power supply	2	\$369.00	\$738.00
Lucas 3 battery- dark grey- Rechargeable LiPo	2	\$693.75	\$1,387.50

Subtotal

Freight

Tax

Less all discounts and trade-in amounts.

Total budget

Step 2: To determine the grant amount you are requesting, please complete the formula below.

Total amount of project (from table above) A

Total amount supplied by BWC, (either \$40,000 or less, or remaining funds in eligibility cycle) B = A x 0.75

Total amount supplied by the employer A-B

Do you have ownership, partnership or any other affiliation with the vendor of the equipment being purchased?

If yes, please explain.

Are you planning to finance your portion of the grant project? Yes ☐ No ☐ If yes, you must provide a copy of the loan agreement with your receipt documentation once you receive the grant funds and make your purchase.

By my signature, I agree to fully comply with the terms and conditions of the program and to use all funds solely for the purposes intended. I further understand I may be subject to civil, criminal and/or administrative penalties as the result of any false, fictitious, misleading, or fraudulent statements. I understand if funds are not used, misused, misapplied, or misappropriated, or are used for purchases and/or services not associated with the approved budget and itemized proposal submitted, that I may be subject to civil, criminal, and administrative penalties.

Name of duly authorized representative (please print)

Signature of duly authorized representative

Title

Employer name BWC policy number



Section VI. AGREEMENT between OHIO BUREAU OF WORKERS' COMPENSATION

and _____
Employer's Full Legal Name

Agreement between the Ohio Bureau of Workers' Compensation and Employer

This is an agreement by and between _____ (hereinafter, "Employer"), with its principal place
Employer's Full Legal Name
of business located at _____, Ohio _____, and the State of Ohio, Bureau of Workers' Compensation
Address ZIP code

(hereinafter, "BWC"), having offices at 30 W. Spring St., Columbus, OH 43215-2256, entered into the day, month and year set out below.

Whereas, the administrator of workers' compensation may issue a grant to defray the costs incurred by an employer who elects to participate in the safety intervention grant program, pursuant to Ohio Administrative Code Rule (OAC) 4123-17-56, wherein an employer may receive grant funds for projects which substantially reduce or eliminate the risk of workplace injuries and illnesses.

Therefore, for good and valuable consideration, the sufficiency of which is acknowledged, the parties mutually agree to the following conditions.

Eligibility — Acceptance of Employer into the safety intervention grant program is contingent upon Employer's: (a) submission and approval of an application, (b) demonstrated need for intervention, (c) having active Ohio workers' compensation coverage, and (d) being current with respect to payroll reporting and payments due to any fund administered by BWC as of the date of execution of this agreement and for its duration.

Distribution of Grant Funds — Subject to the conditions precedent in this agreement and subject to available BWC resources, Employer and BWC mutually understand and agree that the total sum of the grant to be issued by BWC shall not exceed a 3-to-1 ratio of the funds contributed by Employer, whether a public or private employer, and that the maximum grant amount shall not exceed \$40,000. Employer must contribute \$13,333.33 in order to receive the maximum grant amount of \$40,000. Employer understands and acknowledges that BWC will not issue a grant matching any expenditures that exceed \$13,333.33. The \$40,000 safety grant is the maximum per eligibility cycle. If Employer has not received the maximum amount of money available through the safety grant program during their eligibility cycle, Employer may reapply and have its application approved to enter into another agreement until Employer has received a total of \$40,000 for that cycle.

Employer Responsibilities — Employer, in consideration of a grant given to it, promises to fully comply with the program requirements as outlined in the Application and Instructions and OAC 4123-17-56, all of which are fully incorporated herein by reference. **Employer will be responsible for using the awarded grant in the manner for which it is intended and will be required to provide BWC with documentation. This documentation may include, but is not limited to, original invoices, canceled checks, and periodic reports to confirm that all funds were spent and applied toward the approved intervention.** Employer understands that approved safety intervention equipment may not be rented or leased. Employer agrees to allow a BWC representative to conduct risk factor assessments. Further, Employer agrees not to eliminate jobs due to participation in the safety intervention grant program.

All interventions must receive approval prior to purchase to qualify for the grant, and any proposed changes must be agreed to by BWC prior to making the change. Employer agrees to allow BWC to publish safety intervention grant results including, but not limited to, data, videos, specifications, or photos for the purposes of illustrating, educating, and training employers and employees.

Time of Performance — Employer must make all equipment purchases and implement the approved intervention equipment within ninety (90) days of BWC issuing the grant check or electronic fund transfer. BWC will consider allowing additional time, up to a maximum of 90 days, upon the request of Employer. However, the extension must be made within the initial 90 day period. No later than thirty (30) days following the 90 day purchase period, Employer must provide BWC the following information: (a) itemized expense report, (b) original paid invoices pertaining to all intervention purposes, and (c) copies of all cancelled checks or other documentation to support that all invoices associated with the interventions were paid in full.

Employer shall provide BWC a one-year case study report which detail the number of affected population and list claim numbers affected by the intervention, if any. The one-year case study is due within 30 days of the reporting period. The one-year case study report is to be completed electronically by Employer. If the one-year case study report is not filed, or if the report is not written as described in the application, Employer shall be liable to repay the full amount of the grant.

Disqualification — If for any reason Employer fails to satisfy one or more of the criteria established in the Application and Instructions, OAC 4123-17-56, and this agreement, including, but not limited to, the requirement of maintaining active coverage, timely payments thereof, and the obligations described in Employer Responsibilities and Time of Performance sections, Employer may be disqualified from the program. **Disqualification will result in the termination of BWC's obligations under this agreement. BWC reserves the right to recover grant funds by one or more of the following methods: billing Employer for the grant funds received, forwarding Employer's information to the Office of the Attorney General of Ohio for collection, set-off, recoupment, or other administrative, civil, or legal remedy.**

If Employer merges or combines its business after receiving a grant, but before completing the one year of measurement reporting, the BWC Successorship Liability Policy will go into effect. Employer is responsible for notifying the successor employer of the obligations under the safety intervention grant program. The successor employer may be liable to repay any and all previously paid grant funds if these obligations are not met.



Disclaimer — If implemented correctly by Employer, the goal of the safety intervention grant program is to substantially reduce or eliminate injury and illness in the workplace and, hence, claims associated with the affected processes. BWC does not guarantee or warrant that the implementation of such a plan will result in a substantial reduction or elimination of injuries and illnesses in the workplace. The exclusive remedy shall be pursuant to workers' compensation laws of the appropriate jurisdiction. In no event, shall BWC be liable for any damages in contract or in tort.

Ohio elections law — Employer hereby certifies that no applicable party listed in Divisions (I), (J), (Y) and (Z) of O.R.C. Section 3517.13 has made contributions in excess of the limitations specified under Divisions (I), (J), (Y) and (Z) of O.R.C. Section 3517.13.

Conflicts of interest and ethics compliance certification — Employer affirms that it presently has no interest and shall not acquire any interest, direct or indirect, which would conflict, in any manner or degree, with the performance of services which are required to be performed under any resulting Contract. In addition, Employer affirms that a person who is or may become an agent of Employer, not having such interest upon execution of this Contract shall likewise advise the BWC in the event it acquires such interest during the course of this Contract.

Employer agrees to adhere to all ethics laws contained in Chapters 102 and 2921 of the Ohio Revised Code governing ethical behavior,

understands that such provisions apply to persons doing or seeking to do business with the Bureau, and agrees to act in accordance with the requirements of such provisions. Employer warrants that it has not paid and will not pay, has not given and will not give, any remuneration or thing of value directly or indirectly to the BWC or any of its board members, officers, employees, or agents, or any third party in any of the engagements of this Agreement or otherwise, including, but not limited to a finder's fee, cash solicitation fee, or a fee for consulting, lobbying or otherwise.

Non-Discrimination and Equal Employment Opportunity: Employer will comply with all state and federal laws regarding equal employment opportunity and fair labor and employment practices, including Ohio Revised Code Section 125.111 and all related Executive Orders. The State encourages Employer to purchase goods and services from Minority Business Enterprise (MBE) and Encouraging Diversity, Growth and Equity (EDGE) vendors.

Authority — The person signing below for Employer states that he or she is either the owner, chief executive officer, chief financial officer, plant manager or other person having fiduciary responsibilities with Employer; and Employer agrees that the signer or his, or her successor, will have the authority to oversee carrying out Employer's responsibilities for one year after BWC issues the funds. The signer's authority shall continue until Employer notifies BWC of the name of the successor.

☐

By initialing this box, Employer agrees that prior purchases have not been made and will not be made prior to approval. Employer also confirms understanding that all grant approved purchases are to be purchased and implemented within 90 days after the date on the BWC grant check or the date of the electronic fund transfer. Additionally, any changes to the original intervention must receive prior approval by BWC.

By my signature, I agree to fully comply with the terms and conditions of this agreement and the program and to use all funds solely for the purposes intended. I further understand I may be subject to civil, criminal and/or administrative penalties as the result of any false, fictitious, misleading, or fraudulent statements. I understand if funds are not used, misused, misapplied, misappropriated, or are used for purchases or services not associated with the approved budget and itemized proposal submitted, that I may be subject to civil, criminal, and administrative penalties.

Modifications: The parties may, in writing and by mutual agreement, amend, modify, supplement or rescind the terms of this agreement.

In witness whereof, the parties hereunto affix their signatures this day of _____, 20____.

Month

Day

Employer's full legal name _____

Federal tax I.D. _____

Title _____

Name (please print) _____

**State of Ohio, Bureau of Workers' Compensation
Safety Intervention Grant Program**

Signature _____

Safety Grant Program

Safety Intervention Grant (SIG) Scoresheet

Employer Name	Policy Number	Application Number	Intervention	Grant Amount	Pass/Fail

Approvals

X

Committee Member 1

X

Committee Member 2

X

Committee Member 3

X

Superintendent

PROPOSED LEGISLATION



DATE: 9/25/2023

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Nicholas Hanek

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 78-2023** - An emergency resolution in support of the proposed repealment of Ohio Revised Code Section 5501.60 as contemplated by S.B. No. 155 and H.B. No. 276. - **1st Reading** (To be brought from Committee of the Whole, *Administration/Kenneth Fisher*)

BACKGROUND: The Ohio General Assembly enacted Ohio Revised Code Section 5501.60 which states that under certain conditions, when the boundaries of two municipal corporations are adjacent, the Ohio Department of Transportation shall ensure that limited access exit and entrance interchanges to an interstate highway located in those municipal corporations are constructed at intervals of at least one interchange every 4.5 miles.

PURPOSE AND EXPLANATION: S.B. No. 155 and H.B. No. 276 propose to repeal Ohio Revised Code Section 5501.60. This Council does hereby declare its support of the proposed repealment of Ohio Revised Code Section 5501.60 as contemplated by S.B. No. 155 and H.B. No. 276.

IMPLEMENTATION

SCHEDULE: Emergency with suspension of the rules

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?
Emergency with suspension of the rules.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 78-2023

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION IN SUPPORT OF THE PROPOSED
REPEALMENT OF OHIO REVISED CODE SECTION 5501.60 AS
CONTEMPLATED BY S.B. NO. 155 AND H.B. NO. 276.

WHEREAS: On or about March 29, 2023, the Ohio General Assembly adopted Am. Sub. H. B. No. 23 which, without limitation, enacted Ohio Revised Code Section 5501.60.

WHEREAS: Ohio Revised Code Section 5501.60 provides that when the boundaries of two municipal corporations are adjacent, the Ohio Department of Transportation shall ensure that limited access exit and entrance interchanges to an interstate highway located in those municipal corporations are constructed at intervals of at least one interchange every 4.5 miles when the following conditions exist:

- (1) The adjacent municipal corporations each have a population of more than 35,000 per the most recent Federal Census;
- (2) The municipal corporations are located in different counties; and
- (3) At least one municipal corporation is located in a county with a population of at least 1,000,000 per the most recent Federal Census.

WHEREAS: The City of Strongsville has long proposed a new interchange on Interstate 71 at Boston Road (the “Interchange”).

WHEREAS: Upon information and belief, Ohio Revised Code Section 5501.60 would require the Ohio Department of Transportation to construct the Interchange as:

- (1) Both the City of Brunswick and City of Strongsville have populations of more than 35,000 per the 2020 Federal Census.
- (2) Both the City of Brunswick (Medina County) and City of Strongsville (Cuyahoga County) are located in different counties.
- (3) The City of Strongsville is located in Cuyahoga County, which has a population of at least 1,000,000 per the 2020 Federal Census.

WHEREAS: This Council, per Resolution No. 91-2022 adopted on September 26, 2022 and attached hereto as Exhibit “A” and incorporated herein by reference, has opposed the proposed Interchange as same will, without limitation:

- (1) Increase vehicular and large industrial traffic on Boston Road in the City of Brunswick.
- (2) Result in increased roadway maintenance, repair and replacement costs to the City of Brunswick relative to Boston Road and other roadways in the City of Brunswick.
- (3) Negatively impact City of Brunswick residents, including those residents in the vicinity of the proposed Interchange.

WHEREAS: This Council, per Resolution No. 21-2023 adopted on March 13, 2023 and attached hereto as Exhibit “B” and incorporated herein by reference, opposed Am. Sub. H.B. No.23.

WHEREAS: This Council is charged with protecting the health, safety and welfare of its residents, yet is increasingly pre-empted from acting to fulfill those official duties by the Ohio General Assembly.

WHEREAS: On or about September 14, 2023, Senator Romanchuk introduced S.B No. 155, which proposes to repeal Ohio Revised Code Section 5501.60.

WHEREAS: On or about September 18, 2023, Representative Miller and Representative Ray introduced H.B. No. 276, which proposed to repeal Ohio Revised Code Section 5501.60.

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

SECTION 1: This Council does hereby declare its support of the proposed repealment of Ohio Revised Code Section 5501.60 as contemplated by S.B. No. 155 and H.B. No. 276.

SECTION 2: That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Resolution to the Strongsville City Council, City of Strongsville Mayor Thomas P. Perciak, Ohio State Representative Thomas F. Patton, Ohio State Representative Melanie Miller, Ohio State Representative Sharon A. Ray, Ohio State Senator Mark Romanchuk, Ohio Department of Transportation Director Jack Marchbanks, Northeast Ohio Areawide Coordinating Agency Executive Director & CEO Grace Gallucci and the Board of Directors for the Northeast Ohio Areawide Coordinating Agency.

SECTION 3: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare, and safety and for the additional reason that this Council wants to express its support of the proposed repealment of Ohio Revised Code Section 5501.60 as contemplated by S.B. No. 155 and H.B. No. 276. Therefore, the same shall be in full force from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Laura E. Timura

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 91-2022

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION OPPOSING THE PROPOSED
INTERCHANGE ON INTERSTATE 71 AT BOSTON ROAD.

WHEREAS: The City of Strongsville has engaged an engineering firm to perform feasibility and traffic studies for a new interchange on Interstate 71 at Boston Road (the "Interchange").

WHEREAS: The proposed Interchange will increase vehicular and large industrial traffic on Boston Road in the City of Brunswick.

WHEREAS: The proposed Interchange will result in increased roadway maintenance, repair and replacement costs to the City of Brunswick relative to Boston Road and other roadways in the City of Brunswick.

WHEREAS: The proposed Interchange will negatively impact City of Brunswick residents, including those residents in the vicinity of the proposed Interchange.

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

SECTION 1: This Council does hereby declare its opposition to the proposed interchange on Interstate 71 at Boston Road.

SECTION 2: That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Resolution to the Strongsville City Council, City of Strongsville Mayor Thomas Perciak, Ohio State Representative Thomas F. Patton, Ohio State Representative Darrell Kick, Ohio State Representative Sharon A. Ray, Ohio Department of Transportation Director Jack Marchbanks, Northeast Ohio Areawide Coordinating Agency Executive Director Grace Gallucci and the Board of Directors for the Northeast Ohio Areawide Coordinating Agency.

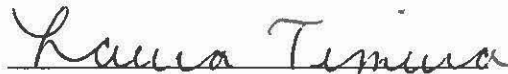
SECTION 3: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare, and safety and for the additional reason that this Council wants to express its opposition to the proposed Interchange. Therefore, the same shall be in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

PASSED: 1st Reading 9/26/2022

Rules Suspended: AYES 6 NAYS 1

ADOPTED: 9/26/2022 AYES 6 NAYS 1

ATTEST:


Clerk of Council
Laura E. Timura

PROPOSED LEGISLATION



DATE: 9/26/2022

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Nicholas Hanek

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 91-2022** - An emergency resolution opposing the proposed interchange on Interstate 71 at Boston Road.- **1st Reading** (To be brought from Committee-of-the-Whole, Administration/Ken Fisher)

BACKGROUND: The City of Strongsville has engaged an engineering firm to perform a feasibility and traffic study for a new interchange on Interstate 71 at Boston Road.

PURPOSE AND EXPLANATION: This is an emergency resolution to oppose the Interchange as it will negatively result in increased roadway maintenance, repair, and replacement costs to the City of Brunswick.

IMPLEMENTATION SCHEDULE:

Emergency, suspension of the rules.

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?
Emergency, suspension of the rules.

ADDITIONAL

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 21-2023

BY: Committee of the Whole

AN EMERGENCY RESOLUTION OPPOSING THE PROPOSED
ENACTMENT OF OHIO REVISED CODE SECTION 5501.60 AS
CONTEMPLATED BY AM. SUB. H. B. NO. 23.

WHEREAS: Am. Sub. H. B. No. 23 proposes to enact Ohio Revised Code Section 5501.60, which provides that when the boundaries of two municipal corporations are adjacent, the Ohio Department of Transportation shall ensure that limited access exit and entrance interchanges to an interstate highway located in those municipal corporations are constructed at intervals of at least one interchange every 4.5 miles when the following conditions exist:

- (1) The adjacent municipal corporations each have a population of more than 35,000 per the most recent Federal Census;
- (2) The municipal corporations are located in different counties; and
- (3) At least one municipal corporation is located in a county with a population of at least 1,000,000 per the most recent Federal Census.

WHEREAS: The City of Strongsville has long proposed a new interchange on Interstate 71 at Boston Road (the “Interchange”).

WHEREAS: This Council, per Resolution No. 91-2022 attached hereto as Exhibit “A” and incorporated herein by reference, has opposed the proposed Interchange as same will:

- (1) Increase vehicular and large industrial traffic on Boston Road in the City of Brunswick.
- (2) Result in increased roadway maintenance, repair and replacement costs to the City of Brunswick relative to Boston Road and other roadways in the City of Brunswick.
- (3) Negatively impact City of Brunswick residents, including those residents in the vicinity of the proposed Interchange.

WHEREAS: Upon information and belief, proposed Ohio Revised Code Section 5501.60 would require the Ohio Department of Transportation to construct the Interchange as:

- (1) Both the City of Brunswick and City of Strongsville have populations of more than 35,000 per the 2020 Federal Census.
- (2) Both the City of Brunswick (Medina County) and City of Strongsville (Cuyahoga County) are located in different counties.
- (3) The City of Strongsville is located in Cuyahoga County, which has a

population of at least 1,000,000 per the 2020 Federal Census.

WHEREAS: This Council is charged with protecting the health, safety and welfare of its residents, yet is increasingly pre-empted from acting to fulfill those official duties by the Ohio General Assembly.

WHEREAS: This Council does hereby find that the Ohio General Assembly has introduced laws that erode local Home Rule authority as granted by the Ohio Constitution.

WHEREAS: This Council opposes all measures introduced and/or enacted by the Ohio General Assembly which reduces or eliminates municipalities' constitutionally protected authority to exercise all powers of local self-government and protect the health, safety and welfare of its residents.

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

SECTION 1: This Council does hereby declare its opposition to the proposed enactment of Ohio Revised Code Section 5501.60 as contemplated by Am. Sub. H. B. No. 23.

SECTION 2: That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Resolution to the Strongsville City Council, City of Strongsville Mayor Thomas P. Perciak, Ohio State Representative Thomas F. Patton, Ohio State Representative Melanie Miller, Ohio State Representative Sharon A. Ray, Ohio State Senator Mark Romanchuk, Ohio Department of Transportation Director Jack Marchbanks, Northeast Ohio Areawide Coordinating Agency Executive Director & CEO Grace Gallucci and the Board of Directors for the Northeast Ohio Areawide Coordinating Agency.

SECTION 3: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare, and safety and for the additional reason that this Council wants to express its opposition to the proposed enactment of Ohio Revised Code Section 5501.60 as contemplated by Am. Sub. H. B. No. 23. Therefore, the same shall be in full force from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading March 13, 2023

Rules Suspended: AYES 7 NAYS 0

ADOPTED: March 13, 2023 AYES 7 NAYS 0

ATTEST: Laura Timura
Clerk of Council
Laura E. Timura

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 3/13/2023

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Nicholas Hanek

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 21-2023** - An emergency resolution opposing the proposed enactment of Ohio Revised Code Section 5501.60 as contemplated by Am. Sub. H. B. No. 23. - **1st Reading** (To be brought from Committee of the Whole, *Administration/Kenneth Fisher*)

BACKGROUND: The City of Strongsville has long proposed a new interchange on Interstate 71 at Boston Road.

PURPOSE AND EXPLANATION: The purpose is to oppose the proposed enactment of Ohio Revised Code Section 5501.60, which provides that when the boundaries of two municipal corporations are adjacent, ODOT shall ensure that limited access exit and entrance interchanges to an interstate highway located in those municipal corporations are constructed at intervals of at least one interchange every 4.5 miles when certain conditions exist.

IMPLEMENTATION

SCHEDULE: One reading with suspension of the rules.

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?
Emergency with suspension of the rules.

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 91-2022

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION OPPOSING THE PROPOSED
INTERCHANGE ON INTERSTATE 71 AT BOSTON ROAD.

WHEREAS: The City of Strongsville has engaged an engineering firm to perform feasibility and traffic studies for a new interchange on Interstate 71 at Boston Road (the "Interchange").

WHEREAS: The proposed Interchange will increase vehicular and large industrial traffic on Boston Road in the City of Brunswick.

WHEREAS: The proposed Interchange will result in increased roadway maintenance, repair and replacement costs to the City of Brunswick relative to Boston Road and other roadways in the City of Brunswick.

WHEREAS: The proposed Interchange will negatively impact City of Brunswick residents, including those residents in the vicinity of the proposed Interchange.

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

SECTION 1: This Council does hereby declare its opposition to the proposed interchange on Interstate 71 at Boston Road.

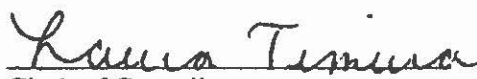
SECTION 2: That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Resolution to the Strongsville City Council, City of Strongsville Mayor Thomas Perciak, Ohio State Representative Thomas F. Patton, Ohio State Representative Darrell Kick, Ohio State Representative Sharon A. Ray, Ohio Department of Transportation Director Jack Marchbanks, Northeast Ohio Areawide Coordinating Agency Executive Director Grace Gallucci and the Board of Directors for the Northeast Ohio Areawide Coordinating Agency.

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

PASSED: 1st Reading 9/26/2022

Rules Suspended: AYES 6 NAYS 1

ADOPTED: 9/26/2022 AYES 6 NAYS 1

ATTEST: 
Clerk of Council
Laura E. Timura

PROPOSED LEGISLATION



DATE: 9/25/2023

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. 79-2023** - An emergency ordinance establishing a temporary moratorium on the acceptance and processing of applications for zoning, occupancy and/or building permit approvals for establishments that intend to engage in retail sales and/or distribution of tobacco products, vapor products, alternative nicotine products and/or electronic smoking devices in all zoning districts of the City and the issuance of such approvals. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: The City of Brunswick may legitimately regulate the location and approval of establishments that intend to engage in retail sales and/or distribution of tobacco products, vapor products, alternative nicotine products and/or electronic smoking devices in the City, as defined in Codified Ordinance Section 636.19.

PURPOSE AND EXPLANATION: For a period of six (6) months from the effective date of this Ordinance, the City shall not accept or process any applications for zoning, occupancy and/or building permit approvals for establishments that intend to engage in retail sales and/or distribution of tobacco products, vapor products, alternative nicotine products and/or electronic smoking devices in all Zoning Districts of the City, and further shall not issue any such approvals during said period.

IMPLEMENTATION SCHEDULE: Immediately.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare of the City and its residents and property owners and for the additional reason that it is required to permit the City Administration, Council and/or Planning Commission necessary time to undertake a review of the Brunswick Codified Ordinances for possible amendment thereof.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 79-2023

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

AN EMERGENCY ORDINANCE ESTABLISHING A TEMPORARY
MORATORIUM ON THE ACCEPTANCE AND PROCESSING OF
APPLICATIONS FOR ZONING, OCCUPANCY AND/OR BUILDING
PERMIT APPROVALS FOR ESTABLISHMENTS THAT INTEND TO
ENGAGE IN RETAIL SALES AND/OR DISTRIBUTION OF
TOBACCO PRODUCTS, VAPOR PRODUCTS, ALTERNATIVE
NICOTINE PRODUCTS AND/OR ELECTRONIC SMOKING
DEVICES IN ALL ZONING DISTRICTS OF THE CITY AND THE
ISSUANCE OF SUCH APPROVALS.

WHEREAS: The City of Brunswick may legitimately regulate the location and approval of establishments that intend to engage in retail sales and/or distribution of tobacco products, vapor products, alternative nicotine products and/or electronic smoking devices in the City, as defined in Codified Ordinance Section 636.19.

WHEREAS: This Council believes that a temporary moratorium on the acceptance and processing of applications for zoning, occupancy and/or building permit approvals for establishments that intent to engage in retail sales and/or distribution of tobacco products, vapor products, alternative nicotine products and/or electronic smoking devices in all Zoning Districts of the City, and on the issuance of such approvals, will not deny property owners economically viable use of their property and will permit the City Administration, Council and/or Planning Commission necessary time to undertake a review of the Brunswick Codified Ordinances for possible amendment thereof.

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

SECTION 1: For a period of six (6) months from the effective date of this Ordinance, the City shall not accept or process any applications for zoning, occupancy and/or building permit approvals for establishments that intend to engage in retail sales and/or distribution of tobacco products, vapor products, alternative nicotine products and/or electronic smoking devices in all Zoning Districts of the City, and further shall not issue any such approvals during said period.

SECTION 2: Whenever the provisions of this Ordinance conflict with any other Ordinance or any provision of the Codified Ordinances of the City, the provisions of this Ordinance shall control.

SECTION 3: It is found and determined that all formal actions of this Council concerning and

relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare of the City and its residents and property owners and for the additional reason that it is required to permit the City Administration, Council and/or Planning Commission necessary time to undertake a review of the Brunswick Codified Ordinances for possible amendment thereof. 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

PROPOSED LEGISLATION



DATE: 9/25/2023

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. 80-2023** - An emergency ordinance to formally close the Ohio Environmental Infrastructure Program Section 594 Federal Grant Fund (#345). - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

BACKGROUND: On November 23, 2009, the Council of the City of Brunswick, Ohio, adopted Ordinance Number 123-09, creating the Ohio Environmental Infrastructure Program Section 594 Federal Grant Fund (#345) to account for the federal grant monies received to help alleviate some of the environmental infrastructure problems of the City of Brunswick; and

All obligations, for the listed fund, have been incurred and paid, and no outstanding obligations exist.

**PURPOSE AND
EXPLANATION:**

This fund is no longer needed for the purposes for which it was created as the projects designated for construction using these federal dollars have been completed and all outstanding advances have been repaid.

**IMPLEMENTATION
SCHEDULE:**

This Council authorizes and directs the Director of Finance to close and remove Fund #345 from the City's Statement of Cash Position. This ordinance is declared to be an emergency measure necessary for the immediate preservation of public peace, property, health, safety, welfare, and providing for the usual daily operation of a municipal department, and, for further reason, to allow for a fund to be established for a new grant.

**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?

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 further reason to allow for a fund to be established for a new grant.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO

ORDINANCE NUMBER 80-2023



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

AN EMERGENCY ORDINANCE TO FORMALLY CLOSE THE OHIO ENVIRONMENTAL INFRASTRUCTURE PROGRAM SECTION 594 FEDERAL GRANT FUND (#345).

- WHEREAS: On November 23, 2009, the Council of the City of Brunswick, Ohio, adopted Ordinance Number 123-09, creating the Ohio Environmental Infrastructure Program Section 594 Federal Grant Fund (#345) to account for the construction and reconstruction of storm sewers, storm water detention basins, storm water improvements, together with work incidental thereto, and acquiring real estate and interests in real estate in connection therewith; and
- WHEREAS: All obligations, for the listed fund, have been incurred and paid, and no outstanding obligations exist.
- WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:
- SECTION 1: That the Director of Finance is hereby authorized and directed to close the Ohio Environmental Infrastructure Program Section 594 Federal Grant Fund (#345) as this fund is no longer needed for the purpose for which it was created.
- 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 further reason to allow for a fund to be established for a new grant.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Laura E. Timura

PROPOSED LEGISLATION



DATE: 9/25/2023

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. 81-2023** - An emergency resolution authorizing the City Manager to enter into an agreement with Deborah A. Hite for the purchase of a 0.0754 acre perpetual easement for the Plum Creek Greenway Phase 2 Project in the amount of \$15,000.00. - **1st Reading** (To be brought from Committee of the Whole, *Administration/Matt Jones*)

BACKGROUND: Authorization for public bid was granted by City Council motion on January 9, 2023. The construction contract was awarded on April 10, 2023.

PURPOSE AND EXPLANATION: Construction of Phase 2 of the Plum Creek Greenway is currently underway. A bridge over Plum Creek at Laurel Road is included in this phase. The bridge was designed to be located within an easement on private residential property at 3456 Laurel Road, and easements were obtained from the property owner prior to the commencement of construction to accommodate construction of the trail and bridge. However, an additional easement is now necessary for construction of the bridge and adjacent trail section due to a conflict with a Columbia Gas main that would otherwise require relocation of the main at the City's expense. The location of the bridge is being adjusted further onto private property to avoid the conflict. The City administration has negotiated \$15,000.00 in compensation to the property owner. Note that this easement will be significantly less expensive than the quoted cost to relocate the gas line.

IMPLEMENTATION SCHEDULE: The bridge will be constructed in Spring 2024 pending material lead times.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: Amount: \$15,000.00
Capital Improvement Fund #300 - Account#: 300-0812-56700

RECOMMENDED ACTION:

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

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

It is requested that legislation is passed by emergency measure with suspension of the rules for the immediate preservation of the public peace, property, health, safety, or welfare, and providing for the usual daily operation of a municipality, and for the further reason that this project may be completed during the 2024 construction season.

**ADDITIONAL
INFORMATION:**

EXHIBIT A - LEGAL DESCRIPTIONS

PERPETUAL TRAIL EASEMENT #3 DEBORAH A. HITE CITY OF BRUNSWICK, COUNTY OF MEDINA, OHIO

Page 1 of 4

Situated in the City of Brunswick, County of Medina and State of Ohio and known as being a part of Original Brunswick Township, McCurdy Tract #3, Lot #14 and being a **0.0754 acres (3,284 sq.ft.) Perpetual Trail Easement #3** within a 4.0549 acre (Deed) parcel of land as conveyed to Deborah H. Hite by deed recorded on October 15, 2009, in Instrument #2009OR022841 of the Medina County Recorder's Office and further bounded and described as follows;

Beginning at the intersection of the centerlines of Laurel Road – C.H. 138 (width varies) with El Dorado Blvd. (60 feet wide);

Thence **South 88°56'01" West**, a distant of **69.13 feet** as measured along said centerline of Laurel Road to the Northwestern corner of said Hite's land;

Thence **South 00°46'52" East**, along the Westerly line of said Hite's land, a distance of **51.63 feet** to a point on the Southerly Right-of-Way line of said Laurel Road;

Thence **South 85°15'09" East**, along said Southerly Right-of-Way line of Laurel Road, a distance of **81.71 feet** to an angle point therein;

Thence **North 69°22'59" East**, continuing along said Southerly Right-of-Way line of Laurel Road, a distance of **54.22 feet** to a point being the Principal Place of Beginning;

Course 1 Thence **North 69°22'59" East**, continuing along said Southerly Right-of-Way line of Laurel Road, a distance of **11.45 feet** to a jog therein;

Course 2 Thence along the arc of said curve deflecting to the left, a distance of **21.79 feet**, said curve having a radius of **60.00 feet**, a delta of **20°48'32"** and a chord which bears **South 68°57'40" East**, a distance of **21.67 feet** to a point of reverse curve;

Course 3 Thence along the arc of said reverse curve deflecting to the right, a distance of **49.39 feet**, said curve having a radius of **90.00 feet**, a delta of **31°26'37"** and a chord which bears **South 74°16'42" East**, a distance of **48.77 feet** to its point of tangency;

- Course 4** Thence **North 90°00'00" East**, a distance of **150.59 feet** to a point of curve;
- Course 5** Thence along the arc of said curve deflecting to the right, a distance of **44.54 feet**, said curve having a radius of **90.00 feet**, a delta of **28°21'27"** and a chord which bears **North 75°49'16" East**, a distance of **44.09 feet** to a point of reverse curve;
- Course 6** Thence along the arc of said reverse curve deflecting to the left, a distance of **21.08 feet**, said curve having a radius of **60.00 feet**, a delta of **20°07'49"** and a chord which bears **North 71°42'27" East**, a distance of **20.97 feet** to a point, said point being the Westerly line of land of Andrea M. Spino & Brian J. Ottinger by deed recorded on September 3, 2013, in Instrument #2013OR023559 of the Medina County Recorder's Office;
- Course 7** Thence along the arc of said curve deflecting to the left, a distance of **22.24 feet**, said curve having a radius of **40.66 feet**, a delta of **31°20'35"** and a chord which bears **South 61°40'16" West**, a distance of **21.97 feet** to a point of reverse curve;
- Course 8** Thence along the arc of said reverse curve deflecting to the right, a distance of **54.22 feet**, said curve having a radius of **68.99 feet**, a delta of **45°01'40"** and a chord which bears **South 68°21'51" West**, a distance of **52.84 feet** to its point of tangency;
- Course 9** Thence **North 90°00'00" West**, a distance of **145.58 feet** to a point of curve;
- Course 10** Thence along the arc of said curve deflecting to the left, a distance of **66.15 feet**, said curve having a radius of **101.27 feet**, a delta of **37°25'20"** and a chord which bears **North 71°56'12" West**, a distance of **64.98 feet** to a point of reverse curve;
- Course 11** Thence along the arc of said reverse curve deflecting to the right, a distance of **18.04 feet**, said curve having a radius of **59.24 feet**, a delta of **17°26'34"** and a chord which bears **North 58°40'51" West**, a distance of **17.97 feet** to the Principal Place of Beginning and containing an area of **0.0754 acres (3,284 sq.ft.)** of land as surveyed, calculated and described from Medina County Recorder's Office according to a survey by Donald F. Sheehy, Registered Surveyor #7849 of Chagrin Valley Engineering Ltd., in July 2023, be the same more or less;

The **Basis of Bearings** for this legal description is **North 88°56'01" East** as the Centerline of Laurel Road (Width Varies) as evidenced by monuments found and is the same as calculated and reproduced from the Ohio State Plane Coordinate System, North Zone 3401 by ties to the O.D.O.T. VRS Network and are used to indicate angles only.

CVE #21348 – Hite Easement
July 19, 2023

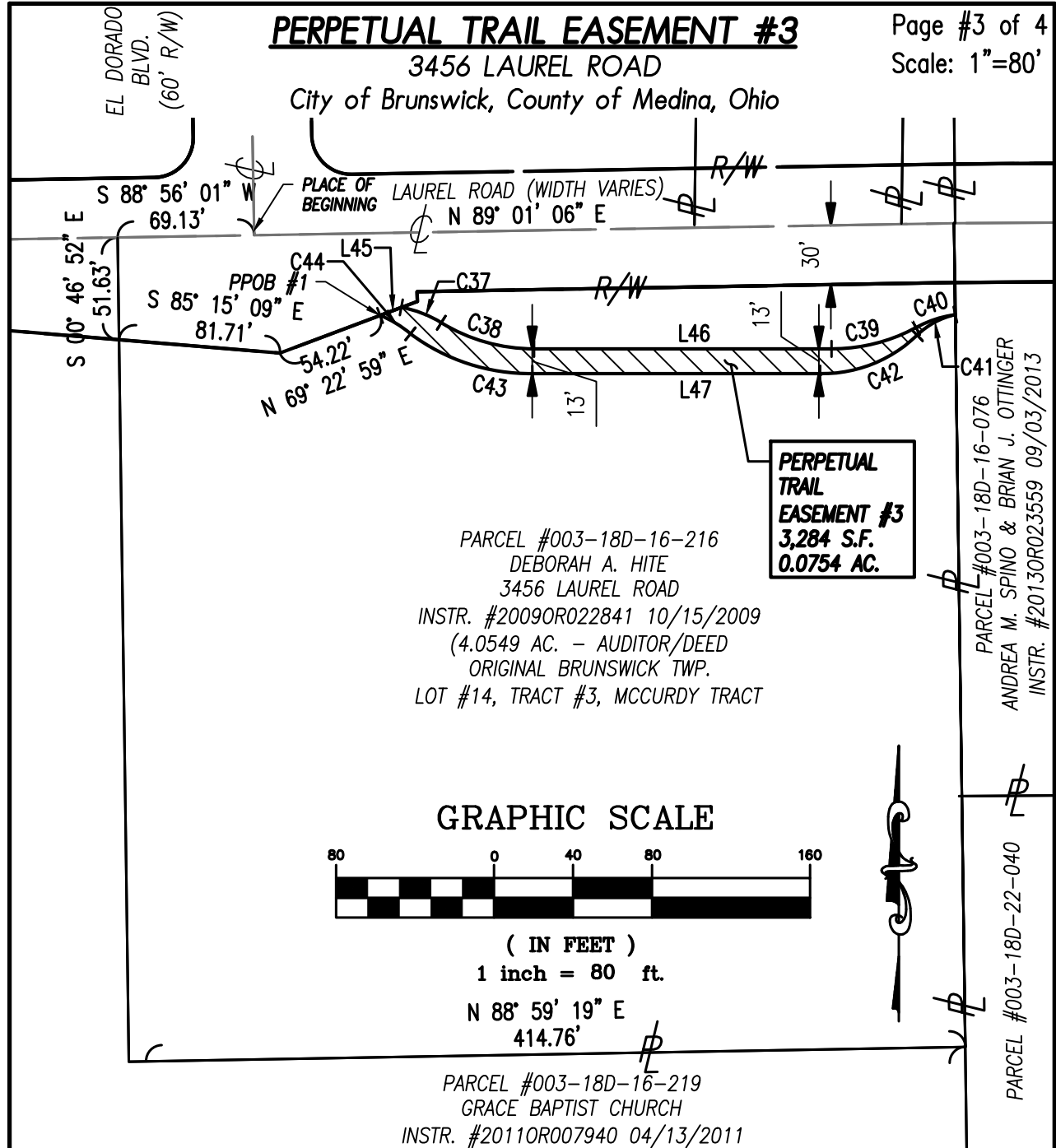
PERPETUAL TRAIL EASEMENT #3

Page #3 of 4

Scale: 1"=80'

3456 LAUREL ROAD

City of Brunswick, County of Medina, Ohio

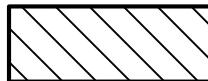


Basis of Bearing:

N 88°56'01" E as the Centerline of Laurel Road (Width Varies) as evidenced by monument found and is the same as calculated and reproduced from Ohio State Plane Coordinates System. North Zone 3401 ties to the ODOT VRS Network and is used to indicate angles only.

From: Deborah A. Hite
To: City of Brunswick

EASEMENT LEGEND



PROPOSED PERPETUAL TRAIL EASEMENT
DEBORAH A. HITE

Exhibit 'B'

CVE CHAGRIN VALLEY
ENGINEERING, LTD.
Creative Engineers. Intelligent Solutions.
22999 Forbes Road, Suite B Cleveland, Ohio 44146-5667
Phone • 440.439.1999 Fax • 440.439.1969 www.cvelimited.com

PERPETUAL TRAIL EASEMENT TABLES

3456 LAUREL ROAD
City of Brunswick, County of Medina, Ohio

Page #4 of 4

LINE TABLE		
NO.	LENGTH	DIRECTION
L45	11.45'	N 69°22'59" E
L46	150.59'	N 90°00'00" E
L47	145.58'	N 90°00'00" W

CURVE TABLE					
NO.	LENGTH	RADIUS	DELTA	BEARING	CHORD
C37	21.79'	60.00'	20°48'32"	S 68°57'40" E	21.67'
C38	49.39'	90.00'	31°26'37"	S 74°16'42" E	48.77'
C39	44.54'	90.00'	28°21'27"	N 75°49'16" E	44.09'
C40	21.08'	60.00'	20°07'49"	N 71°42'27" E	20.97'
C41	22.24'	40.66'	31°20'35"	S 61°40'16" W	21.97'
C42	54.22'	68.99'	45°01'40"	S 68°21'51" W	52.84'
C43	66.15'	101.27'	37°25'20"	N 71°56'12" W	64.98'
C44	18.04'	59.24'	17°26'34"	N 58°40'51" W	17.97'

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 81-2023

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH DEBORAH A. HITE FOR THE PURCHASE OF A 0.0754 ACRE PERPETUAL EASEMENT FOR THE PLUM CREEK GREENWAY PHASE 2 PROJECT IN THE AMOUNT OF \$15,000.00.

WHEREAS: Construction of the Plum Creek Greenway Phase 2 Project (the “Project”) is currently underway;

WHEREAS: A bridge over Plum Creek at Laurel Road is included within the Project, which bridge was designed to be located within a previously acquired easement on private residential property;

WHEREAS: An additional easement is now necessary for the construction of the bridge due to a conflict with a Columbia Gas main that would otherwise require relocation of the main at the City’s expense; and

WHEREAS: The additional easement will allow for the relocation of the bridge to avoid the conflict with the Columbia Gas main, the cost of which will be significantly less than the cost to relocate the Columbia Gas main.

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

SECTION 1: That the City Manager is hereby authorized to enter into an agreement with Deborah A. Hite for the purchase of a 0.0754 acre perpetual easement for the Plum Creek Greenway Phase 2 Project.

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 completion of the Project during the 2024 construction season. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Laura E. Timura

PROPOSED LEGISLATION



DATE: 9/25/2023

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Robert Marok

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 82-2023** - An emergency resolution authorizing the City Manager to enter into an agreement with TEC Communications for the purchase of a primary Quantum SAN solution from TEC Communications in an amount not to exceed \$61,959.00. – **1st Reading**
(To be brought from Services, Utilities, Technology & Cable Committee, Administration/Robert Marok)

BACKGROUND: The primary storage array is now over 6 years old and is the main high speed storage for all of the city's virtual machines. It is within parameters to replace and migrate servers to a new platform.

PURPOSE AND EXPLANATION: To maintain the server and storage operations of the City of Brunswick

IMPLEMENTATION SCHEDULE: Upon passage, order will be placed.

FINANCIAL INFORMATION: Budget - 09/25/2023 - - 904-0302-56252 - - \$61,959

FINANCIAL SUMMARY: The san replacement is being implemented as two layers. The high speed component for the operational servers and a second, similar to what was started in the Police Department video servers, for a larger capacity but slower speed second tier storage for static and or old large files. A second tier-san solution will be purchased under a separate contract.

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?

Quotes on most specialized equipment are now valid for only 30 days, and order time and fulfillment can still present challenges with computer equipment. For the maintenance of Police Fire and Safety equipment, it is within the best interest of the city to purchase it as soon as possible.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 82-2023

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

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER
TO ENTER INTO AN AGREEMENT WITH TEC COMMUNICATIONS FOR
THE PURCHASE OF A PRIMARY QUANTUM SAN SOLUTION FROM TEC
COMMUNICATIONS IN AN AMOUNT NOT TO EXCEED \$61,959.00.

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

WHEREAS: The proposed purchase of a Primary Quantum SAN Solution is through the OMNIA Partners, Public Sector, joint purchasing program.

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

SECTION 1: That the City Manager is hereby authorized to enter into an agreement with TEC Communications for the purchase of a Primary Quantum SAN Solution in an amount not to exceed \$61,959.00.

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 lock-in the purchase price and ensure timely delivery. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Laura E. Timura

NOTICE TO LEGISLATIVE
AUTHORITY

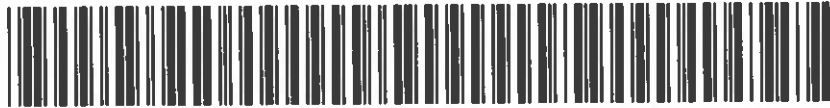
OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

90739950885		TRFO	TRUE NORTH ENERGY LLC DBA TRUE NORTH #380 3240 CENTER RD BRUNSWICK OHIO 44212
PERMIT NUMBER		TYPE	
10	01	2022	
ISSUE DATE			
08	25	2023	
FILING DATE			
C1 C2			
PERMIT CLASSES			
52	022	C	
TAX DISTRICT		RECEIPT NO. F30048	

FROM 09/13/2023

29049730015			FREE ENTERPRISES INC DBA BRUNSWICK SUNOCO 3240 CENTER RD BRUNSWICK OHIO 44212
PERMIT NUMBER		TYPE	
10	01	2022	
ISSUE DATE			
08	25	2023	
FILING DATE			
C1 C2			
PERMIT CLASSES			
52	022		
TAX DISTRICT		RECEIPT NO.	



MAILED 09/13/2023 RESPONSES MUST BE POSTMARKED NO LATER THAN. 10/16/2023

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL

WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES **C TRFO 9073995-0885**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD ☐ IN OUR COUNTY SEAT. ☐ IN COLUMBUS.

WE DO NOT REQUEST A HEARING. ☐

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- ☐ Clerk of County Commissioner

(Date)

☐ Clerk of City Council

☐ Township Fiscal Officer

CLERK OF BRUNSWICK CITY COUNCIL
4095 CENTER RD
BRUNSWICK OHIO 44212