



BRUNSWICK CITY COUNCIL AGENDA

Brandon Lambert Ward 3	Kristy Piper At-Large	Tim Smith At-Large	Dennis Nevar 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
---------------------------	--------------------------	-----------------------	------------------------------	----------------------------------	----------------------	----------------------------------	--------------------------	------------------------------	------------------------------	------------------------

Administration Representatives

MAY 20, 2024

REVISED

1. Prayer and Pledge of Allegiance
2. Roll Call of Members
3. Correspondence
4. Approval of Regular Council Meeting Minutes dated May 13, 2024.
5. Mayor's Report:
 - (a) Proclamation in recognition of Youth Virtues, Valor, and Vision Award recipient Collin Grossenbaugh
 - (b) Proclamation in recognition of Tiffany New's noble actions to assist a fellow citizen
 - (c) Motion to approve Mayor's recommendation to reappoint Hope Zakany and Jesse Knight to the Juvenile Diversion Board
 - (d) Mayor's Update
6. Clerk of Council's Report
7. Council Committee Reports:

Economic Development Committee.....Mr. Lambert

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

Services, Utilities, Technology & Cable Committee Minutes dated May 13, 2024

Finance Committee.....Mr. Hanek

Finance Committee Minutes dated May 13, 2024

Safety & Environment Committee.....Mr. Kuczma

Planning & Zoning Committee.....Mr. Delsanter

Planning & Zoning Committee Minutes dated May 13, 2024

Parks, Recreation & Community Committee.....Mrs. Piper

Parks, Recreation & Community Committee Minutes dated May 13, 2024
Building & Building Code Committee.....Mr. Abella

8. Other Committees, Boards and Commissions

(a) Committee-of-the-Whole Minutes dated May 13, 2024

9. Petitions from the Public on Legislation

10. Reading of Legislation and Action on Legislation:

a. 3rd Reading(s)

ORD. NO. 37-2024 - An ordinance establishing Section 642.29 of the City of Brunswick Codified Ordinances prohibiting camping upon public property. - **3rd Reading** (Safety & Environment Committee, *Administration/Dennis Nevar*)

RES. NO. 41-2024 - A resolution to provide for the allocation of permissive motor vehicle registration license tax receipts. - **3rd Reading** (Finance Committee, *Administration/Todd Fischer*)

b. 2nd Reading(s)

ORD. NO. 48-2024 - An emergency ordinance authorizing and adopting the proposed tax budget for the City of Brunswick, Ohio for the year beginning January 1, 2025 through December 31, 2025. - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*)

c. 1st Reading(s)

RES. NO. 54-2024 - An emergency resolution authorizing the City Manager to enter into a partnership agreement with the City of Medina for application for the Program Year 2024 Community Housing Impact and Preservation Program Grant. - **1st Reading** (To be brought from Economic Development Committee, *Administration/Grant Aungst*)

ORD. NO. 55-2024 - An emergency ordinance approving the plan of operation and governance for the NOPEC Natural Gas Aggregation Program for the purpose of jointly establishing and implementing a gas aggregation program as a NOPEC member. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Grant Aungst*)

ORD. NO. 56-2024 - An emergency ordinance authorizing the City Manager to take all actions necessary to establish an Opt-In Natural Gas Aggregation Program pursuant to Ohio Revised Code Section 4929.27(A)(1), jointly through NOPEC as a NOPEC member. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Grant Aungst*)

ORD. NO. 57-2024 - An emergency ordinance to approve the editing and inclusion of certain ordinances as components of the Codified Ordinances; to provide for the adoption of new legislation in the updated revised Codified Ordinances; and to repeal ordinances in conflict therewith. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Laura Timura*)

ORD. NO. 58-2024 - An emergency ordinance amending Chapter 624 of the City of Brunswick Codified Ordinances. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Robert Safran*)

RES. NO. 59-2024 - An emergency resolution authorizing the City Manager and Finance Director to enter into Guaranteed Maximum Price Amendment No. 1 with RFC Contracting, LLC. for specified sitework, concrete, asphalt, pre-purchased equipment and fire hydrant/waterline assembly for the new fire station headquarters project in an amount not to exceed \$2,345,908.00. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Greg Glauner*)

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

SERVICES, UTILITIES, TECHNOLOGY & CABLE COMMITTEE

May 13, 2024

IN ATTENDANCE: Committee Member Kristy Piper, Committee Member Michael Abella Jr., Nicholas Hanek, Keith Kuczma, Brandon Lambert, Joseph Delsanter, City Manager/Safety Director Carl DeForest, Law Director Dennis Nevar, Finance Director Todd Fischer, City Engineer Matt Jones, Community & Economic Development Director Grant Aungst, Clerk of Council Laura Timura, NOPEC Program Manager Jose Delgado, NOPEC Medina County Relationship Manager Kyla Presto, News Media.

The meeting convened at 6:08 p.m.

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

DISCUSSION ITEMS:

- a) **RES. NO. 51-2024** - An emergency resolution authorizing the City Manager and City Engineer to submit a Program Year 2024 Community Development Block Grant application for the Randall-Sheri-Rose Improvement Project. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*)

Mr. Jones disclosed that the Administration is targeting to utilize the Community Development Block Grant (CDBG) on the Randall-Sheri-Rose Improvement Project. Previously, the Administration had applied for larger sums of money but was unsuccessful. The City would use the CDBG money to supplement local sources because the cost of this project significantly exceeds the amount of available CDBG funds. This project is planned to be completed in the next Ward 3 & Ward 4 Asphalt Program in 2026.

Mrs. Piper moved Resolution Number 51-2024 to tonight's Council Agenda of May 13, 2024, as an emergency with suspension of the rules. Vote – 2 Ayes, 0 Nays.

- b) **RES. NO. 52-2024** - An emergency resolution authorizing the City Manager to enter into an agreement with the Medina County Commissioners and Specialized Construction, Inc. for the construction of the McKinley-Garfield Resurfacing Project in an amount not to exceed \$119,650.00. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*)

Mr. Jones explained that this resolution concerns the City's current CDBG project, the McKinley-Garfield Resurfacing Project. This project has gone out to bid, and this resolution awards the contract in conjunction with the Medina County Commissioners' Office. Medina County Planning Services administers this contract, but the City is a cosigner on the agreement.

Mr. Jones continued that Specialized Construction, Inc. was the lowest and best bidder. The CDBG funds exceed the contract amount, so if the City stays on budget with the project, the construction will be one hundred percent funded by the county.

Mr. Delsanter asked if the road contour issues in the work area would be addressed through this project.

Mr. Jones replied that some adjustments would be made to the pavement. Before surfacing the road, extensive partial and full-depth repairs will also be done to mitigate some of the issues.

Mrs. Piper moved Resolution Number 52-2024 to tonight's Council Agenda of May 13, 2024, as an emergency with suspension of the rules. Vote – 2 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was none.

ADJOURNMENT:

Being no further business, Mrs. Piper moved to adjourn at 6:12 p.m. Vote – 2 Ayes, 0 Nays.

Respectfully submitted,

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

Tim Smith
Chairman

FINANCE COMMITTEE

May 13, 2024

IN ATTENDANCE: Chairman Nicholas Hanek, Committee Member Brandon Lambert, Committee Member Michael Abella Jr., Keith Kuczma, Kristy Piper, Joseph Delsanter, City Manager/Safety Director Carl DeForest, Law Director Dennis Nevar, Finance Director Todd Fischer, City Engineer Matt Jones, Community & Economic Development Director Grant Aungst, Clerk of Council Laura Timura, NOPEC Program Manager Jose Delgado, NOPEC Medina County Relationship Manager Kyla Presto, News Media.

The meeting convened at 6:04 p.m.

DISCUSSION ITEMS:

- a) **ORD. NO. 48-2024** - An emergency ordinance authorizing and adopting the proposed tax budget for the City of Brunswick, Ohio for the year beginning January 1, 2025 through December 31, 2025. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

Mr. Fischer mentioned that the tax budget must be presented to the Medina County Auditor's Office every year so that they can start the property tax estimates for the following year. Once the Administration files this document, the Auditor's Office will begin preparing the tax estimates that the City will use for its budget. This document is not the City's budget, but starts the process.

Mr. Fischer noted that an emergency with three readings is needed to file the tax budget timely.

Mr. Lambert moved Ordinance Number 48-2024 to tonight's Council Agenda of May 13, 2024, as an emergency with three readings. Vote – 3 Ayes, 0 Nays.

- b) **ORD. NO. 49-2024** - An emergency ordinance to transfer and advance funds. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

Mr. Fischer stated that all of these transfers and advances are accounted for in the budget. The transfers are to close out old, small funds and move those dollars to the main Capital Improvement Funds.

Mr. Fischer continued that the Skyview Drive Project has just been finalized with the OPWC Office. The City will be repaying its loan over the next twenty years.

Mr. Fischer stated that this is an emergency with a suspension of the rules to update the funds timely.

Mr. Abella moved Ordinance Number 49-2024 to tonight's Council Agenda of May 13, 2024, as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. Fischer revealed that the April Financial Reports were emailed out and that any questions should be sent to either him or the Assistant Finance Director.

Mr. Fischer concluded that he anticipated getting dates for a post-audit meeting soon.

ADJOURNMENT:

Being no further business, Mr. Lambert moved to adjourn at 6:08 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'M Y M' with a long horizontal stroke extending to the right.

Nicholas Hanek
Chairman

PLANNING & ZONING COMMITTEE

May 13, 2024

IN ATTENDANCE: Chairman Joseph Delsanter, Committee Member Keith Kuczma, Committee Member Brandon Lambert, Nicholas Hanek, Kristy Piper, Michael Abella Jr., City Manager/Safety Director Carl DeForest, Law Director Dennis Nevar, Community & Economic Development Director Grant Aungst, Finance Director Todd Fischer, Parks & Recreation Director Taylor Petkovsek, City Engineer Matt Jones, Clerk of Council Laura Timura, NOPEC Program Manager Jose Delgado, NOPEC Medina County Relationship Manager Kyla Presto, News Media.

The meeting convened at 5:55 p.m.

DISCUSSION ITEMS:

- a) **RES. NO. 50-2024** - An emergency resolution authorizing the City Manager to enter into a Strategic Consulting Services Agreement between the City of Brunswick and Roetzel Consulting Solutions for a fixed cost of \$98,600. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

Mr. Aungst outlined that this resolution is to look at all of Chapter 12 and part of Chapter 14 of the City's Planning & Zoning Code. The Administration will go line-by-line and item-by-item to make the language more straightforward and legible and avoid overlaps in language. This will allow the City to be as efficient and effective as possible when enforcing the code.

Mr. Aungst revealed that Roetzel Consulting Solutions came in with the lowest and best price.

Mr. Delsanter inquired about this project's timeline and process for adopting the code changes.

Mr. Aungst replied that the project would take twelve months. He stated that the updates will come before Council, then be referred to the Planning Commission, and come back before Council to be adopted.

Mr. Delsanter asked if the code changes would come through as one piece of legislation or multiple pieces.

Mr. Aungst answered that some of the legislation would include multiple code changes, such as language about signs. Other legislation will be individual, depending on the detail involved with the code change.

Mr. Nevar added that the Administration would try to limit the number of pieces of legislation that come before Council and the Planning Commission.

Mr. Hanek noted that there will be ample opportunity for public comment and input as the legislation will come before Council, be referred to the Planning Commission, and come back to Council after that.

Mr. Aungst concurred with Mr. Hanek's comments. He added that there is time for public comments during the Planning Commission meetings for people to voice their opinions.

Mr. Kuczma moved Resolution Number 50-2024 to tonight's Council Agenda of May 13, 2024, as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was none.

ADJOURNMENT:

Being no further business, Mr. Lambert moved to adjourn at 6:00 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Joseph Delsanter".

Joseph Delsanter
Chairman

PARKS, RECREATION & COMMUNITY COMMITTEE

May 13, 2024

IN ATTENDANCE: Chairwoman Kristy Piper, Committee Member Keith Kuczma, Nicholas Hanek, Michael Abella Jr., Brandon Lambert, Joseph Delsanter, City Manager/Safety Director Carl DeForest, Law Director Dennis Nevar, Finance Director Todd Fischer, Parks & Recreation Director Taylor Petkovsek, City Engineer Matt Jones, Clerk of Council Laura Timura, NOPEC Program Manager Jose Delgado, NOPEC Medina County Relationship Manager Kyla Presto, News Media.

The meeting convened at 6:00 p.m.

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

DISCUSSION ITEMS:

- a) **RES. NO. 47-2024** - An emergency resolution authorizing the City Manager to enter into an agreement with Designing Local, Ltd. for the preparation of a Parks and Recreation Master Plan in an amount not to exceed \$79,700.00. - **1st Reading** (To be brought from Parks, Recreation & Community Committee, *Administration/Carl DeForest and Taylor Petkovsek*)

Mrs. Petkovsek explained that this resolution is to work with a consulting firm to develop a Parks & Recreation Master Plan.

Mr. Hanek commented that having a cohesive and comprehensive plan and vision for the Parks & Recreation Department is a priority for Council. As a part of this process, there are ample opportunities for the public to have input in the vision for the City's parks.

Mrs. Petkovsek agreed and stated that part of the Request for Proposal for this project was a requirement to have engagement sessions with the community.

Mr. Delsanter inquired if the study would include all park land, including undeveloped land.

Mrs. Petkovsek replied that the firm would evaluate all twenty-three of the City's parks and the Recreation Center, totaling 335 acres.

Mrs. Piper expressed her admiration for the emphasis on art, culture, history, and natural spaces that would be looked at in the study.

Mr. Kuczma moved Resolution Number 47-2024 to tonight's Council Agenda of May 13, 2024, as an emergency with suspension of the rules. Vote – 2 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mrs. Piper asked about the most recent Parks Clean Up Event at Pumpkin Ridge Park.

Mrs. Petkovsek detailed that seven trees were planted throughout the property. There were under twenty people who attended the event. Many City employees were there.

Mrs. Piper inquired about the new fishing derby date.

Mrs. Petkovsek stated that the fishing derby was postponed until May 18th. However, there is still an opportunity for people to register. Individuals can register until 8 o'clock on May 18th, and the derby will start at 8:30 a.m.

ADJOURNMENT:

Being no further business, Mr. Kuczma moved to adjourn at 6:04 p.m. Vote – 2 Ayes, 0 Nays.

Respectfully submitted,

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

Kristy Piper
Chairwoman



COMMITTEE OF THE WHOLE

May 13, 2024

IN ATTENDANCE: Nicholas Hanek, Joseph Delsanter, Keith Kuczma, Michael Abella Jr., Kristy Piper, Tim Smith, Brandon Lambert, City Manager/Safety Director Carl DeForest, Law Director Dennis Nevar, Finance Director Todd Fischer, Community & Economic Development Director Grant Aungst, City Engineer Matt Jones, Clerk of Council Laura Timura, NOPEC Program Manager Jose Delgado, NOPEC Medina County Relationship Manager Kyla Presto, News Media.

The meeting convened at 6:12 p.m.

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

Mr. Smith arrived at 6:22 p.m.

DISCUSSION ITEMS:

a) Gas Aggregation – NOPEC (Jose Delgado & Kyla Presto)

Mr. Aungst stated that the City has been a proud member of NOPEC for a long time. NOPEC has been good for the City and community. NOPEC has provided an avenue for grants that they have been able to negotiate with their energy supplier, which is a direct benefit to the City.

Mr. Aungst introduced NOPEC Program Manager Jose Delgado and NOPEC Medina County Relationship Manager Kyla Presto.

Mr. Aungst explained that the gas aggregation program will be similar to the current electric aggregation program the City has with NOPEC. Residents will be automatically enrolled in the program. However, they can opt out of it and move to a provider of their choice. This program will aid residents in keeping gas costs manageable, as this has been a recent concern among residents as gas prices rise. He encouraged Council to adopt this program.

Ms. Presto stated that she has had about fifteen years of experience in the public sector, working for various municipalities in Cuyahoga County. She expressed her excitement about working with the Brunswick community.

Mr. Delgado revealed that NOPEC currently manages gas and electric aggregations for 240 communities across 20 counties. The electric program is run by notifying residents that they are eligible to join NOPEC and can opt out of the aggregation if they choose. If residents opt-out and want to join NOPEC again, they can call NOPEC and enroll with the aggregation within a billing cycle.

Mr. Delgado divulged that NOPEC is proposing an amendment to the current Plan of Operation and Governance (POG). The amendment allows for a streamlined process that mimics the method to join NOPEC for electric aggregation.

Mr. Delgado informed that after this meeting, Council would have to pass legislation adopting this aggregation program. Then, NOPEC would host two public meetings, during which the community and Council can ask questions. These meetings can be hosted in one day, one in the afternoon and one in the evening.

Mr. Abella inquired about the difference between opt-in and opt-out programs.

Mr. Delgado explained that all NOPEC communities are opt-out programs. Eligible residents are automatically signed up and have the option to opt out if they choose. Residents who want to rejoin NOPEC can call and join within the next billing cycle.

REVIEW LEGISLATION:

- a) **ORD. NO. 46-2024** - An emergency ordinance extending a temporary moratorium on the issuance of building permits and/or certificates of occupancy for any building, structure, use or change of use that would enable the cultivation, processing or retail sale of recreational marijuana to allow the City Administration, Council and Planning Commission an opportunity to review applicable law and to consider possible amendments to the Brunswick Zoning Code. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Dennis Nevar*)

Mr. Nevar explained that this legislation extends the temporary moratorium relative to recreational marijuana. The current moratorium is set to expire in June 2024. This is a housekeeping matter as the City Administration continues to review the implications of recreational marijuana sales in the City.

Mr. Hanek clarified that the Ohio Cannabis Commission has not set any guidelines that would allow the City to move forward with recreational marijuana sales.

Mr. Nevar concurred with Mr. Hanek's comments.

Mr. Hanek stated that Issue 2 passed with a large margin in the City of Brunswick, but there is not enough information to proceed at this point.

Mr. Delsanter questioned if there was a chance that anyone would challenge this moratorium.

Mr. Nevar answered that there would most likely not be any challenges. Brunswick has the ability to exercise its Home Rule Authority regarding this matter. The City is still waiting on final versions of the Ohio Revised Code and the applicable rules and regulations that would apply to this situation.

Mr. Delsanter moved Ordinance Number 46-2024 to tonight's Council Agenda of May 13, 2024, as an emergency with suspension of the rules. Vote – 7 Ayes, 0 Nays.

- b) **RES. NO. 53-2024** - An emergency resolution authorizing the City Manager to enter into an agreement with Marks Construction, Inc. for the construction of the Plum Creek Greenway Phase 3 Project in an amount not to exceed \$962,758.25. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Matt Jones*)

Mr. Jones noted that this legislation is to enter into a contract with Marks Construction, Inc. to construct Phase 3 of the Plum Creek Greenway Project. He relayed that this project had a base bid to construct the mainline trail from the Phase 2 trail and parking lot at Laurel Road to Brunswick Lake Parkway. The

Administration then added an additive alternate to the bid to construct a short side trail off of this trail onto the north end of Eisenhower Drive, connecting that neighborhood to the trail system.

Mr. Smith inquired if there was map that outlined the trail.

Mr. Jones answered that there is. He explained that the trail follows the east side of Plum Creek Parkway from the north side of Laurel Road, cuts through the woods, through the north end of Eisenhower Drive, and ties into Brunswick Lake Parkway, just southwest of the Danbury Senior Living Facility.

Mr. Hanek asked if Phase 3 of the project will be completed in 2024.

Mr. Jones replied that the project should be completed in 2024.

Mr. Hanek commended the work of the Administration, community organizations, and residents on this project.

Mr. Delsanter moved Resolution Number 53-2024 to tonight's Council Agenda of May 13, 2024, as an emergency with suspension of the rules. Vote – 7 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was none.

EXECUTIVE SESSION:

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

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

The Committee-of-the-Whole reconvened.

ADJOURNMENT:

Being no further business, Mr. Smith moved to adjourn the Committee-of-the-Whole Meeting at 6:35 p.m. Vote – 7 Ayes, 0 Nays.

Submitted Respectfully,



Irene Jayapandian
Assistant Clerk of Council

PROPOSED LEGISLATION



DATE: 5/20/2024

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Dennis Nevar

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 37-2024** - An ordinance establishing Section 642.29 of the City of Brunswick Codified Ordinances prohibiting camping upon public property. - **3rd Reading** (Safety & Environment Committee, *Administration/Dennis Nevar*)

BACKGROUND: This ordinance is necessary to prohibit camping upon public property owned by the City, including, without limitation, streets, sidewalks, easements, parks, parking lots, public grounds or rights-of-way.

PURPOSE AND EXPLANATION: This ordinance will prohibit setting up, remaining in, or at public property for the purpose of, without limitation, sleeping, making preparation to sleep, storing personal property, and/or performing cooking activities for habitation purposes.

IMPLEMENTATION SCHEDULE: Three readings.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

**ADDITIONAL
INFORMATION:**

1
CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 37-2024

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

AN ORDINANCE ESTABLISHING SECTION 642.29 OF THE CITY OF BRUNSWICK CODIFIED ORDINANCES PROHIBITING CAMPING UPON PUBLIC PROPERTY.

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

SECTION 1: That Section 642.29 of the Codified Ordinances is hereby established to read as follows:

“ 642.29 PROHIBITING CAMPING UPON PUBLIC PROPERTY.

(A) Except as may be permitted within municipal parks by the Parks & Recreation Director or the Service Director, or his or her designee, or as otherwise provided in division (C) of this Section, it is unlawful to camp upon any public property owned by the City, including, without limitation, streets, sidewalks, easements, parks, parking lots, public grounds or rights-of-way.

(B) As used in this Section, “camp” means setting up, remaining in, or at the property for the purpose of, without limitation, sleeping, making preparation to sleep, storing personal property, and/or performing cooking activities for habitation purposes.

(C) This Section shall not apply to persons who meet all of the following criteria:

- (1) Have no alternative lodging available to them, and are otherwise homeless; and
- (2) Have insufficient resources to secure alternative lodging; and
- (3) Are unable to secure free services, such as shelters, within a reasonable proximity to the City, and/or hotel/motel vouchers which are or have been made available.

(D) Whoever violates this Section is guilty of illegal public camping. Except as otherwise provided, illegal public camping is a misdemeanor of the fourth degree. If the offender previously has been convicted of, or pleaded guilty to, illegal public camping, then the violation is a misdemeanor of the first degree.”

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, CMC

PROPOSED LEGISLATION



DATE: 5/20/2024

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Todd Fischer

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 41-2024** - A resolution to provide for the allocation of permissive motor vehicle registration license tax receipts. - **3rd Reading** (Finance Committee, *Administration/Todd Fischer*)

BACKGROUND: The City of Brunswick receives a monthly distribution of the additional levied annual motor vehicle registration license tax receipts, also referred to as permissive license tax receipts, as authorized by law.

Distribution reports are available from the State of Ohio Department of Public Safety Bureau of Motor Vehicles detailing out the monthly amounts received for each specific Ohio Revised Code Section authorizing levy.

On August 5, 1987, City Council adopted Ordinance #77-87 levying an additional tax to supplement revenue already available for such purpose, as authorized by Ohio Revised Code Section 4504.172.

The City currently receives three (3) different permissive license tax receipts as authorized by Ohio Revised Code Sections 4504.06, 4504.15 and 4504.172.

Funds received from such levies authorized by Ohio Revised Code Sections 4504.06 and 4504.15 may be utilized for, without limitation: (a) paying the costs and expenses of enforcing and administering the tax; (b) planning, construction, improving, maintaining, and repairing public roads, highways and streets; (c) maintaining and repairing bridges and viaducts; (d) paying the City's portion of the costs and expenses or cooperating with ODOT in the planning, improvement, and construction of state highways; (e) paying the City's portion of the compensation, damages, cost and expenses of planning, constructing, reconstructing, improving, maintaining, and repairing roads and streets; (f) paying debt service charges on notes or bonds issued by the City for such purposes; (g) purchasing, erecting, and maintaining street and traffic signs and markets; and (h) purchasing, erecting and maintaining traffic lights and signals.

Funds received from the supplemental levy authorized by Ohio Revised Code Section 4504.172 and Ordinance #77-87 may be utilized for: (a) paying the costs and expenses of

enforcing and administering the tax; and (b) to supplement revenue already available under ORC Section 4504.06.

The City has recorded and utilized these permissive license tax receipts in a similar and consistent manner based on accounting records going back over twenty (20) years. However, the City’s Finance Department has been unable to locate or obtain any formalized allocation authority to date as to that allocation.

Presently, 92.5% of the funds received from the levy authorized by Ohio Revised Code Section 4504.06 are allocated to the Streets R&M Fund #117 with the remaining 7.5% allocated to the State Highway Fund #118.

Presently, 100% of the funds received from the levy authorized by Ohio Revised Code Section 4504.15 are allocated to the Road Capital Projects Fund #333.

Presently, 100% of the funds received from the supplemental levy authorized by Ohio Revised Code Section 4504.172 and Ordinance #77-87 are allocated 100% to the Road Capital Projects Fund #333; and

Permissive tax receipts have been spent in accordance with the purposes of the law, regardless of the allocation utilized to date.

**PURPOSE AND
EXPLANATION:**

Same as background

**IMPLEMENTATION
SCHEDULE:**

Three Readings.

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

Adopting the same allocation of permissive tax receipts that has been used for 20+ years, would not change any current or projected financial plans or funding.

**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?
Three Readings

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 41-2024

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

A RESOLUTION TO PROVIDE FOR THE ALLOCATION OF PERMISSIVE
MOTOR VEHICLE REGISTRATION LICENSE TAX RECEIPTS.

- WHEREAS: The City of Brunswick receives a monthly distribution of the additional levied annual motor vehicle registration license tax receipts, also referred to as permissive license tax receipts, as authorized by law;
- WHEREAS: Distribution reports are available from the State of Ohio Department of Public Safety Bureau of Motor Vehicles detailing out the monthly amounts received for each specific Ohio Revised Code Section authorizing levy;
- WHEREAS: On August 5, 1987, City Council adopted Ordinance #77-87 levying an additional tax to supplement revenue already available for such purpose, as authorized by Ohio Revised Code Section 4504.172;
- WHEREAS: The City currently receives three (3) different permissive license tax receipts as authorized by Ohio Revised Code Sections 4504.06, 4504.15 and 4504.172;
- WHEREAS: Funds received from such levies authorized by Ohio Revised Code Sections 4504.06 and 4504.15 may be utilized for, without limitation: (a) paying the costs and expenses of enforcing and administering the tax; (b) planning, construction, improving, maintaining, and repairing public roads, highways and streets; (c) maintaining and repairing bridges and viaducts; (d) paying the City's portion of the costs and expenses or cooperating with ODOT in the planning, improvement, and construction of state highways; (e) paying the City's portion of the compensation, damages, cost and expenses of planning, constructing, reconstructing, improving, maintaining, and repairing roads and streets; (f) paying debt service charges on notes or bonds issued by the City for such purposes; (g) purchasing, erecting, and maintaining street and traffic signs and markets; and (h) purchasing, erecting and maintaining traffic lights and signals;
- WHEREAS: Funds received from the supplemental levy authorized by Ohio Revised Code Section 4504.172 and Ordinance #77-87 may be utilized for: (a) paying the costs and expenses of enforcing and administering the tax; and (b) to supplement revenue already available under ORC Section 4504.06;
- WHEREAS: The City has recorded and utilized these permissive license tax receipts in a similar and consistent manner based on accounting records going back over twenty (20) years. However, the City's Finance Department has been unable to locate or obtain any formalized allocation authority to date as to that allocation;

WHEREAS: Presently, 92.5% of the funds received from the levy authorized by Ohio Revised Code Section 4504.06 are allocated to the Streets R&M Fund #117 with the remaining 7.5% allocated to the State Highway Fund #118;

WHEREAS: Presently, 100% of the funds received from the levy authorized by Ohio Revised Code Section 4504.15 are allocated to the Road Capital Projects Fund #333;

WHEREAS: Presently, 100% of the funds received from the supplemental levy authorized by Ohio Revised Code Section 4504.172 and Ordinance #77-87 are allocated 100% to the Road Capital Projects Fund #333; and

WHEREAS: Permissive tax receipts have been spent in accordance with the purposes of the law regardless of the allocation utilized to date.

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

SECTION 1: That the permissive license tax receipts as authorized by Ohio Revised Code Sections 4504.06, 4504.15, 4054.172 and Ordinance #77-87 shall be allocated monthly by % to the following funds as follows:

Permissive Tax Levy	% Amount	Fund
ORC 4504.06	92.5%	Streets R&M Fund #117
ORC 4504.06	7.5%	State Highway Fund #118
ORC 4504.15	100%	Road Capital Projects Fund #333
ORC 4504.172 & Ord#77-87	100%	Road Capital Projects Fund #333

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, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 5/20/2024

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. 48-2024** - An emergency ordinance authorizing and adopting the proposed tax budget for the City of Brunswick, Ohio for the year beginning January 1, 2025 through December 31, 2025. - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*)

BACKGROUND: In order to comply with the Ohio Revised Code Section 5705, the City must annually adopt a tax budget and submit the tax budget to the County Budget Commission in July. This process is audited under the direction of the Auditor of State for compliance each year.

PURPOSE AND EXPLANATION: This Ordinance would adopt the 2025 tax budget and allow it to be submitted in a timely fashion to the County Budget Commission. This will allow the County Auditor to formalize next year's property tax revenue estimates that are necessary to begin the City's annual appropriation budget process. The 2025 property tax estimates are expected to be released by fall of 2024.

IMPLEMENTATION SCHEDULE: The recommended time schedule is for 3 readings with an emergency clause. The anticipated passage is anticipated to be June 10, 2024.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

Recommend approval as an emergency in order to allow for compliance with the filing requirements of the Ohio Revised Code, allow for timely property tax estimates from the County, and allow for the daily operations of the City of Brunswick to continue without interruptions.

**ADDITIONAL
INFORMATION:**

The Finance Director signed the submitted tax budget to indicate the document has been vetted through the Finance Department's review and process. It was also signed as a result of the agenda software process and official minute records as it cannot be changed once the agenda is set. The Finance Director's signature is in draft form until the City Council formally adopts the Tax Budget by legislation. If the City Council does not adopt the tax budget by legislation, this document should simply remain as a draft.

CITY OF BRUNSWICK, OHIO

ORDINANCE NUMBER 48-2024



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

AN EMERGENCY ORDINANCE AUTHORIZING AND ADOPTING THE PROPOSED TAX BUDGET FOR THE CITY OF BRUNSWICK, OHIO FOR THE YEAR BEGINNING JANUARY 1, 2025 THROUGH DECEMBER 31, 2025.

WHEREAS: The State statute requires that the legislative authority of the City of Brunswick submit to the County Budget Commission a proposed tax budget for the City.

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

SECTION 1: That the attached Tax Budget is hereby authorized and adopted as the Tax Budget for the City of Brunswick for the year beginning January 1, 2025 and ending December 31, 2025.

SECTION 2: That the Finance Director is hereby directed to transcribe this tax budget and all other information required to the official budget form prescribed by the County of Medina, Ohio.

SECTION 3: That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare, and for the additional reason that the State statute prescribes time limitation on the adoption and certification of this budget. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____

AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Laura E. Timura, CMC

City of Brunswick
Medina County, Ohio
June 10, 2024

This Budget must be adopted by the Council or other legislative body on or before July 15th, and two copies must be submitted to the County Auditor on or before July 20th. FAILURE TO COMPLY WITH SEC. 5705.28 R.C. SHALL RESULT IN LOSS OF LOCAL GOVERNMENT FUND ALLOCATION.

To the Auditor of Medina County:

The following Budget for the budget year beginning January 1, 2025 has been adopted by Council and is herewith submitted for consideration of the Budget Commission

Signed :

Todd R. Fisher

Finance Director, City of Brunswick

Schedule A

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

For Municipal Use		For Budget Commission Use			For County Auditor Use	
FUND	BUDGET YEAR AMOUNT REQUEST OF BUDGET COMM. INSIDE / OUTSIDE	BUDGET YEAR AMOUNT APPROVED BY BUDGET COMMISSION INSIDE 10 MILL LIMITATION	BUDGET YEAR TO BE DERIVED FROM LEVIES OUTSIDE 10 MILL LIMITATION	COUNTY AUDITOR'S ESTIMATE OF TAX RATE TO BE LEVIED		
				INSIDE 10 MILL LIMIT	OUTSIDE 10 M. LIMIT	
				BUDGET YEAR	BUDGET YEAR	
	1	2	3	4	5	
GOVERNMENTAL FUNDS:						
GENERAL FUND	\$ 2,507,500 *					
SPECIAL REVENUE FUNDS:						
FIRE FUND						
POLICE FUND - POLICE PENSION	327,100 *					
ROAD LEVY FUND	860,100 *					
PROPRIETARY FUNDS						
DEBT SERVICE FUNDS						
G O FIRE STATION SUB-FUND	893,900 *					
FIDUCIARY FUNDS						
TOTAL ALL FUNDS	\$ 4,588,600 *	\$ -	\$ -	\$ -	\$ -	

* Includes homestead and rollback amounts since the County includes these amounts in the Certificate of Estimated Resources. However, the City separately reports Homestead and Rollback amounts as intergovernmental revenue (not as tax revenue) on its financial reports pursuant to Auditor of State/GASB requirements. The above tax estimates match the County Auditor's estimated tax revenue on the January 26, 2024 Certificate of Estimated Resources. Property tax revenue estimates for next year will more than likely be updated by the Medina County Auditor's Office in August/September of 2024.

Note: The above also excludes any additional property taxes that may be passed by the electorate subsequent to this tax budget submission.

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

FUND	Maximum Rate Authorized to be Levied	Tax Year County Auditor's Estimate of Yield of Levy (Carry to schedule A, column 3)
GENERAL FUND:		
Current Expense Levy authorized by voters on ____ / ____ / ____, not to exceed ____ years. Authorized under Section _____, R.C.		
Current Expense Levy authorized by voters on ____ / ____ / ____, not to exceed ____ years. Authorized under Section _____, R.C.		
Current Expense Levy authorized by voters on ____ / ____ / ____, not to exceed ____ years. Authorized under Section _____, R.C.		
Current Expense Levy authorized by voters on ____ / ____ / ____, not to exceed ____ years. Authorized under Section _____, R.C.		
Current Expense Levy authorized by voters on ____ / ____ / ____, not to exceed ____ years. Authorized under Section _____, R.C.		
TOTAL GENERAL FUND OUTSIDE 10 MILL LIMITATION	-	-
SPECIAL LEVY FUNDS:		
Road Levy Capital Improvement Fund, Levy authorized by voters on 11/07/2023, not to exceed 10 years. Authorized purposes under Section 5705.19 (G), R.C.	1.2 mills	860,100 **
General Obligation Bond Retirement Fire Station Sub-Fund, Levy authorized by voters on 05/02/2023, not to exceed 20 years. Authorized under Section 133.18, R.C.	0.82 mills	893,900 **
_____ Fund, Levy authorized by voters on ____ / ____ / ____, not to exceed ____ years. Authorized under Section _____, R.C.		
_____ Fund, Levy authorized by voters on ____ / ____ / ____, not to exceed ____ years. Authorized under Section _____, R.C.		
_____ Fund, Levy authorized by voters on ____ / ____ / ____, not to exceed ____ years. Authorized under Section _____, R.C.		
TOTAL SPECIAL LEVY FUNDS:	2.02	1,754,000
TOTAL ALL FUNDS	2.02	\$ 1,754,000

** Agrees to the amount listed on the County Auditor's Certificate of Estimated Resources dated January 26, 2024. Tax revenue estimate for next year will more than likely be updated by the Medina County Auditor's Office in August/September of 2024.

MEDINA COUNTY
BUDGET
OF
CITY OF BRUNSWICK
FOR FISCAL YEAR
BEGINNING JANUARY 1, 2025

_____, 20 __ __

County Auditor

Deputy Auditor

COUNTY AUDITOR'S ESTIMATE

TAX LEVIES AND RATES FOR 2025, IN BRUNSWICK

CITY / VILLAGE

TAX VALUATION: \$ _____

	Amount Approved By Budget Commission	County Auditor's Estimate of Rate in Mills
LEVIES WITHIN 10 MILL LIMITATION		
County	_____	_____
Township	_____	_____
School	_____	_____
Village	_____	_____
City	_____	_____
State	_____	_____
TOTAL	_____ -	_____ -
LEVIES OUTSIDE 10 MILL LIMITATION		
County	_____	_____
Township	_____	_____
School	_____	_____
Village	_____	_____
City	_____	_____
State	_____	_____
TOTAL	_____ -	_____ -
TOTAL LEVY FOR ALL PURPOSES	\$ _____ -	\$ _____ -

OFFICIAL CERTIFICATE OF ESTIMATED RESOURCES

The Budget Commission of Medina County, Ohio, hereby makes the following Official Certificate of Estimated Resources

Resources for the City of Brunswick for the Budget Year beginning: January 1, 2025

FUND	Estimated Unen- cumbered Balance January 1, 2025	Real Estate Property Tax	Personal Property Tax	Local Government Money	Rollback, Homestead and Personal Property Tax Exemption	Other Sources	Total
GOVERNMENTAL FUND TYPE:							
General Fund	25,119,967	2,257,700	-	614,099	249,800	33,257,555	61,499,121
Special Revenue Funds	39,282,011	288,982	-	-	38,118	24,955,064	64,564,175
Debt Service Funds	2,251,297	893,900	-	-	-	73,804	3,219,001
Capital Project Funds	25,651,582	845,830	-	-	14,270	8,653,024	35,164,706
INTERNAL SERVICE FUND	309,386	-	-	-	-	4,255,507	4,564,893
PROPRIETARY FUND TYPE:							
Enterprise Funds	5,294,753	-	-	-	-	4,754,915	10,049,668
FIDUCIARY FUND TYPE:							
Trust and Agency Funds	314,861	-	-	-	-	955,000	1,269,861
TOTAL ALL FUNDS	\$ 98,223,857	\$ 4,286,412	\$ -	\$ 614,099	\$ 302,188	\$ 76,904,869	\$ 180,331,425

The Budget Commission further certifies that its action on the foregoing budget and the County Auditor's estimate of the rate of each tax necessary to be levied within and outside the 10 mill limitation is set forth in the proper columns of the preceding pages and the total amounts approved for each fund must govern the amount of appropriation from such fund.

DATE _____, 20 ____

Budget
Commission

OFFICIAL CERTIFICATE OF ESTIMATED RESOURCES

FUND	Estimated Unencumbered Balance January 1, 2025	Real Estate Property Tax	Personal Property Tax	Local Government Money	Rollback, Homestead and Personal Property Tax Exemption	Other Sources	Total
GOVERNMENTAL FUND TYPE:							
GENERAL FUND	25,119,967	2,257,700	-	614,099	249,800	33,257,555	61,499,121
General Fund	25,119,967	2,257,700	-	614,099	249,800	33,257,555	61,499,121
SPECIAL REVENUE FUNDS:							
Court Fees Fund	28,900	-	-	-	-	23,000	51,900
FEMA Grant Fund	-	-	-	-	-	-	-
Police Fund	14,129,547	288,982	-	-	38,118	10,457,470	24,914,117
Fire Fund	13,413,933	-	-	-	-	8,080,400	21,494,333
Street Repair & Maintenance Fund	6,104,108	-	-	-	-	4,117,674	10,221,782
State Highway Fund	647,562	-	-	-	-	187,865	835,427
Law Enforcement Trust Fund	73,074	-	-	-	-	500	73,574
Brunswick Transit Alternative Fund	612,476	-	-	-	-	35,000	647,476
RLF CDBG Fund	-	-	-	-	-	-	-
Brunswick Area Television Fund	865,482	-	-	-	-	402,583	1,268,065
Parks Fund	1,672,342	-	-	-	-	677,050	2,349,392
DOJ Federal Grant Fund	-	-	-	-	-	-	-
Enforcement & Education	15,583	-	-	-	-	3,000	18,583
Recreation Center Fund	1,713,440	-	-	-	-	970,257	2,683,697
CHIP (HOME) Fund	5,564	-	-	-	-	265	5,829
Opioid Settlement Fund	-	-	-	-	-	-	-
TOTAL SPECIAL REVENUE FUNDS	39,282,011	288,982	-	-	38,118	24,955,064	64,564,175
DEBT SERVICE FUNDS:							
General Obligation Debt Fund	1,196,799	-	-	-	-	-	1,196,799
General Obligation Bond Ret Fire Station Sub-Fund	1,009,452	893,900	-	-	-	1,375	1,904,727
S.A. Laurel Road Improvement Fund (2006)	32,070	-	-	-	-	42,358	74,428
S. A. Bruns Lake - Dam Improvement Fund	6,678	-	-	-	-	18,513	25,191
S. A. Bruns Lake - Dredging Improvement Fund	6,298	-	-	-	-	11,558	17,856
TOTAL DEBT SERVICE FUNDS	2,251,297	893,900	-	-	-	73,804	3,219,001
CAPITAL PROJECT FUNDS:							
Capital Project Improvement Fund	12,579,534	-	-	-	-	3,752,237	16,331,771
Road Levy Improvement Fund	139,882	845,830	-	-	14,270	861,000	1,860,982
Road Capital Improvement Fund	11,868,192	-	-	-	-	3,862,287	15,730,479
Traffic Control Improvement Fund	-	-	-	-	-	-	-
Public Square Improvement Fund	-	-	-	-	-	-	-
City Hall Expansion/Improvement Fund	463	-	-	-	-	90,000	90,463
Fire Improvement Fund	-	-	-	-	-	-	-
Parks City-Wide Improvement Fund	432,171	-	-	-	-	37,500	469,671
Ohio Environ Improv Program Fed Grant Fund	-	-	-	-	-	-	-
North Carpenter Road Improvement Fund	-	-	-	-	-	-	-
Boston Road Improvement Fund	431,340	-	-	-	-	-	431,340
I-71 / Route 303 Enhancement Fund	-	-	-	-	-	-	-
Fire Station Improvement Fund	200,000	-	-	-	-	50,000	250,000
Brunswick Lake Improvement Fund	-	-	-	-	-	-	-
OPWC Laurel Road Imp. Fund	-	-	-	-	-	-	-
OPWC Old Eagle Dr Imp. Fund	-	-	-	-	-	-	-
OPWC SkyView Dr Impr. Fund	-	-	-	-	-	-	-
OPWC Magnolia Dr Impr. Fund	-	-	-	-	-	-	-
OPWC Pepperwood Dr Impr. Fund	-	-	-	-	-	-	-
TOTAL CAPITAL PROJECT FUNDS	25,651,582	845,830	-	-	14,270	8,653,024	35,164,706

OFFICIAL CERTIFICATE OF ESTIMATED RESOURCES

FUND	Estimated Unencumbered Balance January 1, 2025	Real Estate Property Tax	Personal Property Tax	Local Government Money	Rollback, Homestead and Personal Property Tax Exemption	Other Sources	Total
INTERNAL SERVICE FUNDS:							
Internal Service Fund	309,386	-	-	-	-	4,255,507	4,564,893
INTERNAL SERVICE FUNDS	309,386	-	-	-	-	4,255,507	4,564,893
ENTERPRISE FUNDS:							
Storm Water Management Fund	3,242,442	-	-	-	-	1,318,791	4,561,233
Refuse Fund	2,052,311	-	-	-	-	3,436,124	5,488,435
TOTAL ENTERPRISE FUNDS	5,294,753	-	-	-	-	4,754,915	10,049,668
TRUST AND AGENCY FUNDS							
Recreation Programs Fund	1,030	-	-	-	-	-	1,030
General Trust Fund	189,437	-	-	-	-	750,000	939,437
Unclaimed Money Fund	79,211	-	-	-	-	20,000	99,211
Twelve Step Recovery Fund	-	-	-	-	-	-	-
Family Violence Program Fund	3,307	-	-	-	-	-	3,307
Flex Spending Plan Fund	41,876	-	-	-	-	140,000	181,876
Non-Residential 3% Assessment	-	-	-	-	-	35,000	35,000
Residential 1% Assessment	-	-	-	-	-	10,000	10,000
TOTAL TRUST AND AGENCY FUNDS	314,861	-	-	-	-	955,000	1,269,861
TOTAL ESTIMATED RESOURCES (<i>memorandum Only</i>)	\$ 98,223,857	\$ 4,286,412	\$ -	\$ 614,099	\$ 302,188	\$ 76,904,869	\$ 180,331,425

This Exhibit is to be used for the General Fund Only

DESCRIPTION	2022 ACTUAL	2023 ACTUAL	BUDGET YEAR ESTIMATED FOR 2024	BUDGET YEAR ESTIMATED FOR 2025
1	2	3	4	5
REVENUES:				
Local Taxes:				
General Property Tax - Real Estate	\$ 1,845,094	\$ 2,271,164	\$ 2,257,700	\$ 2,257,700
Tangible Personal Property Tax	\$ -	\$ -	\$ -	\$ -
Municipal Income Tax	26,528,569	27,316,855	27,426,472	27,700,737
Other Local Taxes - Police Pension	-	-	-	-
Total Local Taxes	\$ 28,373,663	\$ 29,588,019	\$ 29,684,172	\$ 29,958,437
Intergovernmental Revenues:				
State Shared Taxes & Permits:				
Local Government	811,830	809,719	792,099	614,099
Estate Tax				
Cigarette Tax	1,058	1,160	1,100	1,111
Lodging Tax	95,014	83,939	84,000	85,000
Liquor and Beer Permits	13,488	34,947	27,500	27,781
Deregulation - Municipal Income Tax	17,655	36,498	25,000	25,000
Deregulation - Property Tax				
Property Tax Allocation - Rollback	247,476	\$ 299,575	\$ 249,800	\$ 249,800
Immobilization				
Personal Property Tax Exemption	-			
Other Charges for Services - Govt Only	-	5,000	-	-
Other State Shared Taxes and Permits		-	-	-
Total State Shared Taxes and Permits	\$ 1,186,521	\$ 1,270,838	\$ 1,179,499	\$ 1,002,791
Grants or Aid				
Federal Grants	-	-	-	-
Other Grants or Aid	-	-	-	-
Total Grants or Aid	-	-	-	-
Total Intergovernmental Revenues	\$ 1,186,521	\$ 1,270,838	\$ 1,179,499	\$ 1,002,791
Special Assessments - Weeds	61,548	30,867	44,000	55,000
Charges for Services				
Fees/Lease Income	12,700	16,000	10,000	8,000
Cemetery	2,075	2,715	3,750	3,788
Dispatch	-			
Senior Activities	-	-	-	-
Total Charges for Services	\$ 14,775	\$ 18,715	\$ 13,750	\$ 11,788
Fines, Licenses, and Permits	799,293	888,230	1,238,925	1,126,138
Interest Earnings	915,973	2,872,757	3,055,781	1,862,000
Miscellaneous - Miscellaneous	6,936	5,535	4,840	4,500
Other Financing Sources:				
Transfers	311,951	193,811	148,500	122,500
Advances	2,005,475	1,979,205	2,405,348	2,236,000
Total Other Financing Sources	\$ 2,317,426	\$ 2,173,016	\$ 2,553,848	\$ 2,358,500
TOTAL REVENUE	\$ 33,676,135	\$ 36,847,977	\$ 37,774,815	\$ 36,379,154

This Exhibit is to be used for the General Fund Only

DESCRIPTION	2022 ACTUAL	2023 ACTUAL	BUDGET YEAR ESTIMATED FOR 2024	FORECASTED 2025
1	2	3	4	5
EXPENDITURES:				
Security of Persons & Property**				
Personal Services	\$ 69,670	\$ 71,277	\$ 81,109	\$ 84,353
Benefits & Insurance	55,765	53,993	60,012	63,598
Contractual Services	955	1,026	6,000	6,000
Supplies & Materials	2,061	1,735	4,500	4,500
Capital Outlay	-	398	-	39,500
Total Security of Persons & Property	<u>128,451</u>	<u>128,429</u>	<u>151,621</u>	<u>197,951</u>
Public Health Services				
Personal Services	-	-	-	-
Benefits & Insurance	-	-	-	-
Contractual Services - Cemetery	10,717	15,917	24,000	24,500
Supplies & Materials	105	-	500	500
Capital Outlay	-	-	-	-
Total Public Health Services	<u>\$ 10,822</u>	<u>\$ 15,917</u>	<u>\$ 24,500</u>	<u>\$ 25,000</u>
Leisure Time Activities				
Personal Services	70,216	78,889	81,299	84,551
Benefits & Insurance	56,320	57,284	61,956	65,643
Contractual Services	991	824	1,450	1,450
Supplies & Materials	29	190	650	650
Capital Outlay	1,068	1,070	-	-
Total Leisure Time Activities	<u>\$ 128,624</u>	<u>\$ 138,257</u>	<u>\$ 145,355</u>	<u>\$ 152,294</u>
Community Environment				
Personal Services	506,736	509,680	589,879	610,950
Benefits & Insurance	267,680	258,108	281,907	297,473
Contractual Services	398,951	491,646	1,081,560	796,860
Supplies & Materials	13,646	14,313	25,000	25,550
Capital Outlay	29,500	4,339	64,400	1,000
Total Community Environment	<u>\$ 1,216,513</u>	<u>\$ 1,278,086</u>	<u>\$ 2,042,746</u>	<u>\$ 1,731,833</u>
Basic Utility Services				
Personal Services	-	-	-	-
Benefits & Insurance	-	-	-	-
Contractual Services	-	-	-	-
Supplies & Materials	-	-	-	-
Capital Outlay	-	-	-	-
Total Basic Utility Services	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>

FUND NAME : GENERAL FUND
FUND TYPE/CLASSIFICATION : GOVERNMENTAL - GENERAL

EXHIBIT 2

DESCRIPTION	2022 ACTUAL	2023 ACTUAL	BUDGET YEAR ESTIMATED FOR 2024	FORECASTED 2025
1	2	3	4	5
(Expenditures Continued)				
Transportation				
Personal Services	-	-	-	-
Benefits & Insurance	-	-	-	-
Contractual Services	-	-	-	-
Supplies & Materials	-	-	-	-
Capital Outlay	-	-	-	-
Total Transportation	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
General Government				
Personal Services	1,358,420	1,392,149	1,493,566	1,552,842
Benefits & Insurance	837,043	805,936	930,537	1,018,431
Contractual Services	1,131,187	1,311,788	1,846,942	1,850,857
Supplies & Materials	28,295	27,671	71,300	66,110
Capital Outlay	74,712	183,298	134,500	169,100
Total General Government	<u>\$ 3,429,657</u>	<u>\$ 3,720,842</u>	<u>\$ 4,476,845</u>	<u>\$ 4,657,341</u>
Debt Service				
Redemption of Principal	-	-	-	-
Interest	-	-	-	-
Other - Debt Service	-	-	-	-
Total Debt Service	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
Other Uses of Funds				
Transfers / Advances Out	26,346,638	27,633,828	30,103,997	28,021,787
Contingencies	-	-	-	-
Other Uses of Funds	-	-	-	-
Total Other Uses of Funds	<u>\$ 26,346,638</u>	<u>\$ 27,633,828</u>	<u>\$ 30,103,997</u>	<u>\$ 28,021,787</u>
TOTAL EXPENDITURES	<u>\$ 31,260,705</u>	<u>\$ 32,915,359</u>	<u>\$ 36,945,064</u>	<u>\$ 34,786,206</u>
Revenues Over / (Under) Expenditures	2,415,430	3,932,618	829,751	1,592,948
Beginning Fund Balance	<u>18,739,850</u>	<u>21,155,280</u>	<u>24,290,216</u>	<u>25,119,967</u>
Ending Cash Fund Balance	21,155,280	25,087,898	25,119,967	26,712,915
Estimated Encumbrances (outstanding at year end)	-	797,682	-	-
Estimated Ending Unencumbered Fund Balances	<u>\$ 21,155,280</u>	<u>\$ 24,290,216</u>	<u>\$ 25,119,967</u>	<u>\$ 26,712,915</u>

FUND NAME : GENERAL BOND RETIREMENT FUND

EXHIBIT 2

FUND TYPE/CLASSIFICATION : DEBT SERVICE FUND

This Exhibit is to be used for the General Bond Retirement Fund Only (Includes G.O. Bond Retirement Fire Station Sub Fund)

DESCRIPTION	2022 ACTUAL	2023 ACTUAL	BUDGET YEAR ESTIMATED FOR 2024	FORECASTED 2025
1	2	3	4	5
REVENUES:				
Local Taxes:				
General Property Tax - Real Estate	\$ -	\$ -	\$ 893,900	\$ 893,900
Municipal Income Tax	-	-	-	-
Total Local Taxes	\$ -	\$ -	\$ 893,900	\$ 893,900
Intergovernmental:				
Rollback	-	-	-	-
Total Intergovernmental	\$ -	\$ -	\$ -	\$ -
Interest:				
Interest Receipts	-	-	33,000	1,375
Total Interest	\$ -	\$ -	\$ 33,000	\$ 1,375
Other Financing Sources:				
Bond Proceeds	-	-	-	-
Premium on Bond/Note Sale	-	-	1,042,519	-
Miscellaneous	-	-	-	-
Total Other Financing Sources	\$ -	\$ -	\$ 1,042,519	\$ -
TOTAL REVENUE	\$ -	\$ -	\$ 1,969,419	\$ 895,275
EXPENDITURES:				
General Government				
Auditor / Treasurer Fees	-	-	25,000	25,000
Legal Fees/Cost of Issuance	-	-	168,300	-
Total General Government	\$ -	\$ -	\$ 193,300	\$ 25,000
Debt Service				
Estimated Bond Principal Payment	-	-	350,000	380,000
Estimated Bond Interest Payment	-	-	416,667	582,500
Total Debt Service	\$ -	\$ -	\$ 766,667	\$ 962,500
TOTAL EXPENDITURES	\$ -	\$ -	\$ 959,967	\$ 987,500
Revenues Over / (Under) Expenditures	-	-	1,009,452	(92,225)
Beginning Unencumbered Balance	1,196,799	1,196,799	1,196,799	2,206,251
Ending Cash Fund Balance	1,196,799	1,196,799	2,206,251	2,114,026
Estimated Encumbrances (outstanding at year end)	-	-	-	-
Estimated Ending Unencumbered Fund Balances	\$ 1,196,799	\$ 1,196,799	\$ 2,206,251	\$ 2,114,026

*The \$1,196,799 in the debt service fund has been internally earmarked to retire inside millage debt in situations that alternative funding sources may run short. Some of the stormwater outstanding debt matures in 2029 & the remainder in 2032. All of the \$1,196,799 in funds existed prior to the Fire Station Issue7 passing on May 2, 2023. The property tax receipts, bond premiums & bonds obligation payments on the Fire Station will be maintained in a separate General Obligation Bond Retirement Fire Station Sub Fund #772 as to not commingle those funds with any other. The presentation above, includes all General Obligation Bond & related sub funds combined. Special Assessment Bond sub funds are excluded above but are listed separately in this document.

Since 2013, all outstanding storm water debt has been paid from the Storm Water Enterprise Fund. Expected to continue provided revenue sources remain sufficient.

The City also has traffic signalization debt and is currently being paid from the State Highway Fund #118, provided revenue sources remain sufficient.

FUND	Estimated Unencumbered Balance January 1, 2025	Budget Year Tax (Only) Receipts	Budget Year Homestead & Rollback (Only) Receipts	Budget Year Other Receipts	Budget Year Estimated Total Receipts	Total Available for Expenditures	BUDGET YEAR EXPENDITURES AND ENCUMBRANCES			Estimated Unencumbered Balance December 31, 2025
							Personal Service	Other	Total	
GOVERNMENTAL FUND TYPE:										
SPECIAL REVENUE FUNDS:										
Court Fees Fund	28,900	-	-	23,000	23,000	51,900	5,933	17,257	23,190	28,710
FEMA Grant Fund	-	-	-	-	-	-	-	-	-	-
Police Fund	14,129,547	288,982	38,118	10,457,470	10,784,570	24,914,117	5,086,233	5,339,849	10,426,082	14,488,035
Fire Fund	13,413,933	-	-	8,080,400	8,080,400	21,494,333	2,847,375	5,105,137	7,952,512	13,541,821
Street Repair & Maintenance Fund	6,104,108	-	-	4,117,674	4,117,674	10,221,782	1,347,543	2,841,543	4,189,086	6,032,696
State Highway Fund	647,562	-	-	187,865	187,865	835,427	-	144,491	144,491	690,936
Law Enforcement Trust Fund	73,074	-	-	500	500	73,574	-	10,615	10,615	62,959
Brunswick Transit Alternative Fund	612,476	-	-	35,000	35,000	647,476	-	55,000	55,000	592,476
Brunswick Area Television Fund	865,482	-	-	402,583	402,583	1,268,065	165,690	288,593	454,283	813,782
Parks Fund	1,672,342	-	-	677,050	677,050	2,349,392	221,319	468,727	690,046	1,659,346
DOJ Grant Fund	-	-	-	-	-	-	-	-	-	-
Enforcement & Education	15,583	-	-	3,000	3,000	18,583	-	-	-	18,583
Recreation Center Fund	1,713,440	-	-	970,257	970,257	2,683,697	430,532	706,193	1,136,725	1,546,972
CHIP (HOME) Fund	5,564	-	-	265	265	5,829	-	-	-	5,829
TOTAL SPECIAL REVENUE FUNDS	39,282,011	288,982	38,118	24,955,064	25,282,164	64,564,175	10,104,625	14,977,405	25,082,030	39,482,145
DEBT SERVICE FUNDS:										
General Obligation Debt Fund	1,196,799	-	-	-	-	1,196,799	-	-	-	1,196,799
General Obligation Bond Ret Fire Station Sub-Fund	1,009,452	893,900	-	1,375	895,275	1,904,727	-	987,500	987,500	917,227
S.A. Laurel Road Improvement Fund	-	-	-	-	-	-	-	-	-	-
S.A. Center Road Improvement Fund	-	-	-	-	-	-	-	-	-	-
S.A. Crosscreek Improvement Fund	-	-	-	-	-	-	-	-	-	-
S.A. South Carpenter Road Improvement Fund	-	-	-	-	-	-	-	-	-	-
S.A. Laurel West Waterline Improvement Fund	-	-	-	-	-	-	-	-	-	-
S.A. Grafton Phase III Improvement Fund	-	-	-	-	-	-	-	-	-	-
S.A. South Industrial Park Improvement Fund	-	-	-	-	-	-	-	-	-	-
S.A. Laurel Road (2006) Improvement Fund	32,070	-	-	42,358	42,358	74,428	-	33,888	33,888	40,540
S. A. Bruns Lake - Dam Improvement Fund	6,678	-	-	18,513	18,513	25,191	-	18,949	18,949	6,242
S. A. Bruns Lake - Dredging Improvement Fund	6,298	-	-	11,558	11,558	17,856	-	11,826	11,826	6,030
TOTAL DEBT SERVICE FUNDS	2,251,297	893,900	-	73,804	967,704	3,219,001	-	1,052,163	1,052,163	2,166,838
CAPITAL PROJECT FUNDS:										
CDBG Fund	-	-	-	-	-	-	-	-	-	-
Capital Project Improvement Fund	12,579,534	-	-	3,752,237	3,752,237	16,331,771	-	3,253,333	3,253,333	13,078,438
Road Levy Improvement Fund	139,882	845,830	14,270	861,000	1,721,100	1,860,982	-	1,721,100	1,721,100	139,882
Road Capital Improvement Fund	11,868,192	-	-	3,862,287	3,862,287	15,730,479	-	3,032,069	3,032,069	12,698,410
Traffic Control Improvement Fund	-	-	-	-	-	-	-	-	-	-
Public Square Improvement Fund	-	-	-	-	-	-	-	-	-	-
City Building Improvement Fund	463	-	-	90,000	90,000	90,463	-	90,000	90,000	463
Fire Improvement Fund	-	-	-	-	-	-	-	-	-	-
Parks City-Wide Improvement Fund	432,171	-	-	37,500	37,500	469,671	-	24,500	24,500	445,171
Ohio Environ Improv Program Fed Grant Fund	-	-	-	-	-	-	-	-	-	-
North Carpenter Road Improvement Fund	-	-	-	-	-	-	-	-	-	-
Boston Road Improvement Fund	431,340	-	-	-	-	431,340	-	-	-	431,340
I-71 / Route 303 Enhancement Fund	-	-	-	-	-	-	-	-	-	-
Fire Station Improvement Fund	200,000	-	-	50,000	50,000	250,000	-	-	-	250,000
Brunswick Lake Improvement Fund	-	-	-	-	-	-	-	-	-	-
OPWC Old Eagle Dr Impr. Fund	-	-	-	-	-	-	-	-	-	-
OPWC Sky View Dr Impr. Fund	-	-	-	-	-	-	-	-	-	-
OPWC Magnolia Dr Impr. Fund	-	-	-	-	-	-	-	-	-	-
OPWC Pepperwood Dr Impr. Fund	-	-	-	-	-	-	-	-	-	-
TOTAL CAPITAL PROJECT FUNDS	25,651,582	845,830	14,270	8,653,024	9,513,124	35,164,706	-	8,121,002	8,121,002	27,043,704
INTERNAL SERVICE FUNDS:										
Internal Service Fund	309,386	-	-	4,255,507	4,255,507	4,564,893	-	4,255,507	4,255,507	309,386
TOTAL INTERNAL SERVICE FUNDS	309,386	-	-	4,255,507	4,255,507	4,564,893	-	4,255,507	4,255,507	309,386

FUND	Estimated Unen- cumbered Balance January 1, 2025	Budget Year Tax (Only) Receipts	Budget Year Homestead & Rollback (Only) Receipts	Budget Year Other Receipts	Budget Year Estimated Total Receipts	Total Available for Expenditures	BUDGET YEAR EXPENDITURES AND ENCUMBRANCES			Estimated Unencumbered Balance December 31, 2025
							Personal Service	Other	Total	
PROPRIETARY:										
ENTERPRISE FUNDS:										
Storm Water Management Fund	3,242,442	-	-	1,318,791	1,318,791	4,561,233	36,633	1,453,079	1,489,712	3,071,521
Refuse Fund	2,052,311	-	-	3,436,124	3,436,124	5,488,435	77,689	3,317,246	3,394,935	2,093,500
TOTAL ENTERPRISE FUNDS	5,294,753	-	-	4,754,915	4,754,915	10,049,668	114,322	4,770,325	4,884,647	5,165,021
FIDUCIARY:										
TRUST AND AGENCY FUNDS										
Recreation Programs Fund	1,030	-	-	-	-	1,030	-	-	-	1,030
General Trust Fund	189,437	-	-	750,000	750,000	939,437	-	750,000	750,000	189,437
Unclaimed Money Fund	79,211	-	-	20,000	20,000	99,211	-	20,000	20,000	79,211
Family Violence Program Fund	3,307	-	-	-	-	3,307	-	-	-	3,307
Flex Spending Plan Fund	41,876	-	-	140,000	140,000	181,876	-	140,000	140,000	41,876
Non-Residential 3% Assessment Fee	-	-	-	35,000	35,000	35,000	-	35,000	35,000	-
Residential 1% Assessment Fee	-	-	-	10,000	10,000	10,000	-	10,000	10,000	-
TOTAL TRUST AND AGENCY FUNDS	314,861	-	-	955,000	955,000	1,269,861	-	955,000	955,000	314,861
TOTAL FOR MEMORANDUM ONLY	\$ 73,103,890	\$ 2,028,712	\$ 52,388	\$ 43,647,314	\$ 45,728,414	\$ 118,832,304	\$ 10,218,947	\$ 34,131,402	\$ 44,350,349	\$ 74,481,955

STATEMENT OF AMOUNTS REQUIRED FOR
PAYMENT OF FINAL JUDGMENTS
(Section 5705.29, Revised Code)

[illegible]

List the amounts required for the payment of each judgment expected to be paid during the year being budgeted.

PURPOSE OF BONDS AND NOTES	Authority for Levy Outside 10 Mill Limit *	Date of Issue	Due Date	Last Effective Ordinance(s) at time Tax Budget was prepared	Forecasted Interest Rate	Forecasted amounts of G.O. Bonds Outstanding at Beginning of Budgeted Year January 1, 2025	BUDGET YEAR	
							Amount Required for Principal and Interest 1/1 - 12/31 2025	Amount Receivable from Other Sources to Meet Debt Payments 1/1 - 12/31 2025
INSIDE 10 MILL LIMIT:								
<u>Payable from Bond Retirement Fund</u> Only if other sources become insufficient								
<u>Payable from Other Sources</u>								
Traffic Signalization Imp. Bonds \$1,320,000 '@	n/a	November 2012	December 2031	#86-12	2.00%-4.00%	595,000	98,800	98,800
Storm Sewer Improvement Bonds \$1,155,000* @	n/a	November 2012	December 2031	#87-12	2.00%-4.00%	420,000	76,800	76,800
Capital Improv (Storm Water Mgt) Bonds \$4,672,492 *	n/a	September 2009	December 2029	# 80-09, 81-09 & 82-09	2.00% - 4.20%	1,506,095	338,131	338,131
TOTAL								
OUTSIDE 10 MILL LIMIT:								
<u>Payable from Bond Retirement Fund</u> Fire Station Improvement Bonds \$12,000,000 #	Election 5/2/2023	03/21/2024	12/01/2043	#103-2023	5.000%	11,650,000	962,500	893,900
TOTAL						<u>\$ 14,171,095</u>	<u>\$ 1,476,231</u>	<u>\$ 1,407,631</u>

* Debt obligations associated with storm water drainage and improvements are budgeted to be paid off with the stormwater fee. Council authorized this fee and related Enterprise Fund via Ord#31-11. A financial statement beginning balance restatement was required for moving debt obligations from the General Obligation Bond Retirement Fund to the City's new Stormwater Management Enterprise Fund in the City's FY 2012 CAFR. However, the balance in the General Obligation Bond Retirement Fund will be used if other funding sources become insufficient.

@The Traffic Signalization and Storm Sewer Bonds were broken out separately since the revenue sources to retire the debt obligations will come from two different funds. The traffic signalization debt obligations are to be paid from revenue sources in the State Highway Fund and the Storm Sewer debt obligations are to be paid from the storm water fees collected in the Storm Water Fund. However, the balance in the General Obligation Bond Retirement Fund will be used if other funding sources become insufficient.

The estimated property tax receipts for 0.82 mills agrees to the amount listed on the County Auditor's Certificate of Estimated Resources dated January 26, 2024. Tax revenue estimate for next year will more than likely be updated by the Medina County Auditor's Office in August/September of 2024. The premium collected on the issuance of bonds should, for at least several years, cover estimated shortages in annual property tax receipts vs. debt obligation payments due. The City has established a separate G.O. Bond Retirement Fire Station Sub-Fund #772 to account for the premiums and property tax receipts for the retirement of debt obligations, not to commingle it with any other debt funds.

Note: The above includes General Obligation Bonds issued by the City but excludes OPWC loans and Special Assessment Debt. Furthermore any new projects that may be initiated after the submission of this tax budget are also excluded.

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 5/20/2024

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 54-2024** - An emergency resolution authorizing the City Manager to enter into a partnership agreement with the City of Medina for application for the Program Year 2024 Community Housing Impact and Preservation Program Grant. - **1st Reading** (To be brought from Economic Development Committee, *Administration/Grant Aungst*)

BACKGROUND: The Ohio Development Services Agency, Office of Community Development's filing guidelines for the Program Year (PY) 2024 Community Housing Impact and Preservation Program (CHIP) Grant encourages the partnership of communities by increasing the available funding for each partnering community by \$100,000.00. The above agency requires partnering communities to enter into a Partnership Agreement.

PURPOSE AND EXPLANATION: The City of Brunswick intends to partner with the City of Medina to maximize funds available to each community. Pursuant to the PY 2024 Partnership Agreement, the potential total grant award will be \$700,000.00. The City of Medina has been designated as the Grantee of the PY 2024 CHIP Grant to facilitate applying for, implementing, and administering Grant funds between the two partnering cities.

IMPLEMENTATION SCHEDULE: As soon as allowed by law.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: City of Brunswick local amount to include any available program income in the City of Brunswick's CHIP Home Fund. These funds will come from Account No. #133-2024-54100. Final program income funds to be earmarked for the CHIP grant will ultimately be dictated by the State of Ohio and subject to appropriation by the City Council. Program income funds generally change from month to month as events occur, interest is earned or when homes that previously received CHIP awards are sold, etc.

RECOMMENDED ACTION:

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

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

It is requested to be adopted an emergency measure necessary for the immediate preservation of the public peace, property, health, safety, or welfare and for the additional reason that the PY 2024 CHIP Grant Application must be submitted by June 20, 2024.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 54-2024

BY: Mr. Lambert, Mr. Hanek, and Mr. Smith

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PARTNERSHIP AGREEMENT WITH THE CITY OF MEDINA FOR APPLICATION FOR THE PROGRAM YEAR 2024 COMMUNITY HOUSING IMPACT AND PRESERVATION PROGRAM GRANT.

WHEREAS: The Ohio Development Services Agency, Office of Community Development's filing guidelines for the Program Year ("PY") 2024 Community Housing Impact & Preservation Program ("CHIP") Grant encourages the partnership of communities by increasing the available funding for each partnering community;

WHEREAS: The Ohio Development Services Agency, Office of Community Development requires partnering communities to enter into a Partnership Agreement;

WHEREAS: The City of Brunswick intends to partner with the City of Medina to maximize funds available to each community; and

WHEREAS: The City of Medina has been designated as the Grantee of the CHIP Grant to facilitate applying for, implementing and administering Grant funds between the partnering communities.

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

SECTION 1: That the City Manager is hereby authorized, upon approval of the Law Director, to enter into a Partnership Agreement with the City of Medina for the PY 2024 CHIP Grant.

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 as the Partnership Agreement must be submitted to the State of Ohio no later than June 20, 2024. 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, CMC

State of Ohio
PY2024 Community Housing Impact and Preservation (CHIP) Program
Partnership Agreement
Between the Cities of Medina and Brunswick, Ohio

WHEREAS, the City of Medina, OH will be submitting a PY2024 CHIP Grant Application to the Ohio Department of Development (ODOD) due *June 20, 2024*; and

WHEREAS, ODOD has determined that the Cities of Medina and Brunswick are eligible CHIP program “partner” participants for the PY2024 funding round enabling the City of Medina to apply for \$350,000 and City of Brunswick for \$350,000; for a total grant of \$700,000 for housing assistance to income eligible households; and

WHEREAS, without this partnership agreement, the City of Medina would have been eligible for only \$250,000 of CHIP Grant Funds; and

WHEREAS, the Cities of Medina/Brunswick Housing Advisory Committee at its *April 23, 2024*, meeting supported the continuation of the partnership arrangement between the Cities of Medina and Brunswick for the PY2024 CHIP Grant Application; and

WHEREAS, the Cities of Medina and Brunswick reviewed and approved the PY2024 CHIP Partnership arrangement; and

WHEREAS, the Cities of Medina and Brunswick agree to form a partnership for the purpose of applying for a PY2024 CHIP Grant Application; and

WHEREAS, the City of Medina has agreed to be the Grantee and fiscal agent for the entire PY2024 CHIP Grant and be responsible for the preparation of the PY2024 CHIP Application and for the administration of the grant in accordance with the CHIP rules and regulations as required by ODOD;

NOW, THEREFORE, the Cities of Medina and Brunswick do hereby agree to the following terms of this PY2024 CHIP Partnership Agreement:

1. That the City of Medina will be responsible for the preparation of the PY2024 CHIP Grant Application due *June 20, 2024*, which will include the partnership arrangement between the Cities of Medina and Brunswick as stipulated herein.
2. That the City of Medina will be the Grantee (recipient of the PY2024 CHIP Grant) and be responsible for the overall administration and implementation of said grant.
3. That this agreement will be in full force and effect for the duration of the PY2024 CHIP Grant Period which will be from December 1, 2024, until April 30, 2027.

4. That this agreement cannot be withdrawn or terminated by any parties while it remains in effect.
5. That through this partnership agreement, the City of Medina is eligible to apply for \$700,000 of CHIP Grant Funds that may include Federal Community Development Block Grant (CDBG) and HOME Investment Partnership Program Funds (HOME) and State of Ohio Housing Trust Fund (OHTF) monies to fund private owner rehabilitation loans, home repair grants, and Tenant-Based Rental Assistance (see planned budget - final numbers to be determined by ODOD based on available funding).
6. That for the PY2024 CHIP Grant, the City of Medina CHIP Program Policies and Procedures Manual will be utilized for the administration of the grant.
7. As required by ODOD, the Cities of Medina and Brunswick will use respective CHIP Program Income as leverage/in conjunction with the PY2024 City of Medina CHIP Grant Application and program if funded.
8. That the City of Medina agrees to retain and track the use of CHIP Program Income deriving from said Grant and use it to fund CHIP-eligible housing activities in both Cities of Medina and Brunswick, throughout the Medina/Brunswick CHIP Service Area.
9. That the City of Medina will provide copies of the ODOD CHIP status reports to the City of Brunswick, as requested, and provide updates on program status throughout the grant period.
10. That the City of Medina will be the repository of all applicable PY2024 CHIP program records for monitoring purposes and agrees to retain all applicable records for the required time period from the date of grant completion, currently three years.
11. That the Cities of Medina and Brunswick agree to take actions necessary to assure compliance with the certifications required by Section 104(b) of Title I of the Housing and Community Development Act of 1974, as amended, including Title VI of the Civil Rights of 1964, the Fair Housing Act, Section 109 of the Housing and Community Development Act of 1974 and other applicable laws.
12. That the Cities of Medina and Brunswick agree that CHIP funds are prohibited for activities that do not affirmatively further fair housing within their own jurisdiction or that impede the Grantee's actions to comply with its fair housing certification. Noncompliance can, in turn, provide cause for funding sanctions or other remedial actions by the State of Ohio or U.S. Department of Housing and Urban Development (HUD).

13. That the Cities of Medina and Brunswick do designate Kleinfelder, Inc. and its CHIP staff to be Representatives of the Local Public Agency (LPA) and that staff may be responsible for executing certain necessary CHIP contract documentation used for Private Rehabilitation and Home Repair, including, but not limited to, the HOME Written Agreement.

14. CHIP GRANT FUNDS PARTNERSHIP PY2024 PLANNED BUDGET

The CHIP grant funds will be budgeted and distributed between the two partners, the Cities of Medina and Brunswick, for use in respective jurisdiction service areas. The Cities' CHIP service areas extend to the respective corporation limits. The budget amounts shown in the table below will be in effect for an initial period of nine (9) months, unless other arrangements are approved by both Cities, after which any remaining unspent grant funds will be available and expended throughout the partnering jurisdictions CHIP Program Service Area regardless of the original program budget.

PY2024 CHIP Activities Planned Budget
(Includes \$5,328.69 from City of Brunswick HOME Program Income)

Partnering Jurisdiction	Activity	Activity Budget	Outcomes
City of Medina	Private Owner Rehabilitation	\$231,960	3
	Home Repair - Owner	\$90,000	3
City of Brunswick	Private Owner Rehabilitation	\$163,368	2
	Home Repair - Owner	\$120,000	4
Within Cities of Medina and Brunswick (TBD)	Tenant-Based Rental Assistance (TBRA)	\$16,000	10
TOTAL		\$621,328 (\$616,000 CHIP & \$5,328 PI)	22

THE UNDERSIGNED REPRESENTATIVES OF THIS PY2024 CHIP PARTNERSHIP AGREEMENT HEREBY AGREE TO THE ABOVE-STATED TERMS AND CONDITIONS ON RESPECTIVE DATES SET FORTH ON SIGNATORY PAGES.

SEE SIGNATORY PAGES.

**SIGNATORY: PY2024 CHIP PARTNERSHIP AGREEMENT
CITY OF MEDINA, OHIO**

Mayor Dennis Hanwell
City of Medina, OH

Witness

Date: _____

Legal Form and Sufficiency

This PY2024 CHIP Partnership Agreement has been reviewed by the legal counsel of the City of Medina. The terms and provisions of said Agreement are fully authorized under the State of Ohio and local law. This Agreement provides full legal authority for the City of Medina, as the PY2024 CHIP Grantee.

Approved as to Form and Sufficiency:

City Attorney

Date: _____

**SIGNATORY: PY2024 CHIP PARTNERSHIP AGREEMENT
CITY OF BRUNSWICK, OHIO**

Carl DeForest
City Manager
City of Brunswick, OH

Witness

Date: _____

Legal Form and Sufficiency

This PY2024 CHIP Partnership Agreement has been reviewed by the legal counsel of the City of Brunswick. The terms and provisions of said Agreement are fully authorized under the State of Ohio and local law.

Approved as to Form and Sufficiency:

City Attorney

Date: _____

PROPOSED LEGISLATION



DATE: 5/20/2024

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. 55-2024** - An emergency ordinance approving the plan of operation and governance for the NOPEC Natural Gas Aggregation Program for the purpose of jointly establishing and implementing a gas aggregation program as a NOPEC member. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Grant Aungst*)

BACKGROUND: This Council previously enacted legislation authorizing the City to establish an "opt-out" natural gas aggregation program pursuant to Ohio Revised Code Section 4929.26 (the "Opt-Out Gas Aggregation Program") for the eligible residents, businesses and other gas consumers located in the City, and for such purpose, to act jointly with any other municipal corporation, city, county or other political subdivision of the State of Ohio, as permitted by law.

PURPOSE AND EXPLANATION: Council has enacted legislation establishing an "opt-in" natural gas aggregation program pursuant to Ohio Revised Code Section 4929.27(A)(1) (the "Opt-In Natural Gas Aggregation Program") for eligible residents, businesses and other consumers located within the City and to conduct the Opt-In Natural Gas Aggregation Program jointly through NOPEC as a NOPEC member.

IMPLEMENTATION SCHEDULE: Immediately on May 20, 2024.

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?

That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that immediate passage is necessary to maximize the potential benefits of gas deregulation through the NOPEC Natural Gas Aggregation Program.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 55-2024

BY: Committee-of-the-Whole

AN EMERGENCY ORDINANCE APPROVING THE PLAN OF OPERATION AND GOVERNANCE FOR THE NOPEC NATURAL GAS AGGREGATION PROGRAM FOR THE PURPOSE OF JOINTLY ESTABLISHING AND IMPLEMENTING A GAS AGGREGATION PROGRAM AS A NOPEC MEMBER.

- WHEREAS: This Council previously enacted legislation authorizing the City to establish an “opt-out” natural gas aggregation program pursuant to Ohio Revised Code Section 4929.26 (the “Opt-Out Gas Aggregation Program”) for the eligible residents, businesses and other gas consumers located in the City, and for such purpose, to act jointly with any other municipal corporation, city, county or other political subdivision of the State of Ohio, as permitted by law.
- WHEREAS: This Council previously enacted legislation authorizing the City to join the Northeast Ohio Public Energy Council (“NOPEC”) and to execute a Natural Gas Program Agreement so that the City would be able to act jointly with other member political subdivisions and thereby maximize the potential benefits of gas deregulation through group purchasing efforts.
- WHEREAS: This Council has enacted establishing an “opt-in” natural gas aggregation program pursuant to Ohio Revised Code Section 4929.27(A)(1) (the “Opt-In Natural Gas Aggregation Program”) for the eligible residents, businesses and other consumers located within the City and to conduct the Opt-In Natural Gas Aggregation Program jointly through NOPEC as a NOPEC member.
- WHEREAS: Pursuant to Ohio Revised Code Section 4929.27(B), two (2) public hearings have been held on the Plan of Operation and Governance for the NOPEC Opt-Out and Opt-In Natural Gas Aggregation Program (collectively, the “NOPEC Natural Gas Aggregation Program”).
- WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:
- SECTION 1: That this Council finds and determines that it is in the best interests of the City, including the gas consumers located within the City, to adopt the Plan of Operation and Governance of the NOPEC Natural Gas Aggregation Program, for the purpose of establishing and implementing the NOPEC Natural Gas Aggregation Program in the City.
- SECTION 2: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that immediate passage is necessary to maximize the potential benefits of gas deregulation through the NOPEC Natural Gas Aggregation Program. 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, CMC

PROPOSED LEGISLATION



DATE: 5/20/2024

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. 56-2024** - An emergency ordinance authorizing the City Manager to take all actions necessary to establish an Opt-In Natural Gas Aggregation Program pursuant to Ohio Revised Code Section 4929.27(A)(1), jointly through NOPEC as a NOPEC member. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Grant Aungst*)

BACKGROUND: The City of Brunswick has previously established an "opt-out" natural gas aggregation program pursuant to Ohio Revised Code Section 4929.26 for its residents, businesses and other consumers located in the City, jointly through NOPEC as a NOPEC Member.

PURPOSE AND EXPLANATION: To expand the natural gas supply options available to residents, businesses and other consumers within the City, the City wishes to establish an "opt-in" natural gas aggregation program pursuant to Ohio Revised Code Section 4929.27(A)(1) (the "Opt-In Natural Gas Aggregation Program") for its residents, businesses and other consumers located within the City and, for such purpose, to act jointly with any other city, village, township, municipal corporation, county or other political subdivision of the State of Ohio, as permitted by law.

IMPLEMENTATION SCHEDULE: Immediately on May 20, 2024

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 peace, property, health, safety or welfare, and for the additional reason that immediate passage is necessary to allow the City to take all necessary actions to establish the Opt-In Natural Gas Aggregation Program in the City.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 56-2024

BY: Committee-of-the-Whole

AN EMERGENCY ORDINANCE AUTHORIZING THE CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO ESTABLISH AN OPT-IN NATURAL GAS AGGREGATION PROGRAM PURSUANT TO OHIO REVISED CODE SECTION 4929.27(A)(1), JOINTLY THROUGH NOPEC AS A NOPEC MEMBER.

WHEREAS: The City of Brunswick has previously established an “opt-out” natural gas aggregation program pursuant to Ohio Revised Code Section 4929.26 for its residents, businesses and other consumers located in the City, jointly through NOPEC as a NOPEC Member.

WHEREAS: To expand the natural gas supply options available to residents, businesses and other consumers within the City, the City wishes to establish an “opt-in” natural gas aggregation program pursuant to Ohio Revised Code Section 4929.27(A)(1) (the “Opt-In Natural Gas Aggregation Program”) for its residents, businesses and other consumers located within the City and, for such purpose, to act jointly with any other city, village, township, municipal corporation, county or other political subdivision of the State of Ohio, as permitted by law.

WHEREAS: The City wishes to conduct the Opt-In Natural Gas Aggregation Program, jointly through NOPEC as a NOPEC Member.

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

SECTION 1: That pursuant to the authority contained in Ohio Revised Code Section 4929.27(A)(1), the City Manager, with the approval of the Law Director, is hereby authorized and directed to take all necessary actions to establish the Opt-In Natural Gas Aggregation Program in the City, jointly through NOPEC as a NOPEC Member.

SECTION 2: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that immediate passage is necessary to allow to City to take all necessary actions to establish the Opt-In Natural Gas Aggregation Program in the City. 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, CMC

PROPOSED LEGISLATION



DATE: 5/20/2024

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Nicholas Hanek

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 57-2024** - An emergency ordinance to approve the editing and inclusion of certain ordinances as components of the Codified Ordinances; to provide for the adoption of new legislation in the updated revised Codified Ordinances; and to repeal ordinances in conflict therewith. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Laura Timura*)

BACKGROUND: Various ordinances of a general and permanent nature that have been enacted by Council since the date of the last updating and revision of the Codified Ordinances need to be included in the Codified Ordinances of the City. The Walter H. Drane Co. has completed its updating and revision of the Codified Ordinances of the City.

PURPOSE AND EXPLANATION: To approve the editing and inclusion of ordinances as components of the Codified Ordinances.

IMPLEMENTATION SCHEDULE: Immediately.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: As of May 13, 2024, \$8,135.00 remained on the American Legal Publishing Corporation P.O. #2024-58350A for services related to keeping the Codifieds up to date. This P.O. is encumbered to account #001-0100-54279 and the original amount of the purchase order was \$8,600.

RECOMMENDED ACTION:

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

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

That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare and for the additional reason that it is immediately necessary to have an up-to-date codification of the laws of the City, pursuant to Section 3.18b. of the City Charter, that is in conformity with State Law, where such conformity is required by Article XVIII, Section 3, of the Ohio Constitution, with which to administer the affairs of the City and to preserve law and order of the City. Therefore, this Ordinance and the April 2024 Replacement Pages for the Codified Ordinances, hereby approved, adopted and enacted, shall be in full force and effect from and after its passage by the required number of votes, as set forth in Section 3.16 of the City Charter.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 57-2024

BY: Committee-of-the-Whole

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

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

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

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

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

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

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

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

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

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

SECTION 4: That a copy of this ordinance shall be posted in the five public places set forth in Section 222.01 of the Codified Ordinances, together with notice as to where copies of the April 2024 Replacement Pages for the Codified Ordinances of the City, hereby approved, adopted and enacted, may be viewed and inspected by the public. A copy shall also be furnished to City Officers, Medina County Law Library and the Brunswick Public Library.

SECTION 5: That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare and for the additional reason that it is immediately necessary to have an up-to-date codification of the laws of the City, pursuant to Section 3.18b. of the City Charter, that is in conformity with State Law, where such conformity is required by Article XVIII, Section 3, of the Ohio Constitution, with which to administer the affairs of the City and to preserve law and order of the City. Therefore, this Ordinance and the April 2024 Replacement Pages for the Codified Ordinances, hereby approved, adopted and enacted, shall be in full force and effect from and after its passage by the required number of votes, as set forth in Section 3.16 of the City Charter.

PASSED: 1st Reading _____

RULES SUSPENDED: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Laura E. Timura, CMC

EXHIBIT "A"

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
45-2023	9-25-23	1292.01 to 1292.09
64-2023	9-11-23	446.01 to 446.03, 446.99
66-2023	9-11-23	454.04
67-2023	9-11-23	612.01(v), 612.09 (g), 612.10(a)
88-2023	10-9-23	August 2023 Replacement Pages
11-2024	4-8-24	Pt. 12 Appendix C
12-2024	4-8-24	Pt. 12 Appendix C
13-2024	4-8-24	1256.04(m)
14-2024	4-8-24	Pt. 12 Appendix C
17-2024	4-8-24	1242.02(32.1) (84.1)
18-2024	4-8-24	1274.17
19-2024	4-8-24	1242.02(94)
20-2024	3-11-24	636.19

EXHIBIT “B”

Traffic Code

402.35	School Bus. (Amended)
404.991	Committing an Offense While Distracted Penalty. (Amended)
432.38	Stopping for School Bus; Discharging Children. (Amended)
432.48	Restrictions on the Operation of School Buses. (Added)
434.03	Maximum Speed Limits; Assured Clear Distance Ahead. (Amended)
438.16	Number of Lights; Limitations on Flashing, Oscillating or Rotating Lights. (Amended)
438.26	Child Restraint System Usage. (Amended)
438.32	Lights and Sign on Transportation for Preschool Children. (Added)
452.04	Parking Near Curb; Handicapped Locations on Public and Private Lots and Garages. (Amended)

General Offenses Code

606.01	General Provisions and Penalty Definitions. (Amended)
612.07	Open Container Prohibited. (Amended)
618.31	Rights of Blind, Deaf or Hearing Impaired, or Mobility Impaired Person, or Trainer with Assistance Dog. (Added)
624.01	Drug Abuse Control Definitions. (Amended)
624.16	Adult Use Cannabis Control; Limitations on Conduct by Individuals. (Added)
636.02	Assault. (Amended)
636.13	Misuse of 9-1-1 System. (Amended)
648.08	Inducing Panic. (Amended)
648.13	Impeding Public Passage of an Emergency Service Responder. (Added)
666.08	Procuring; Engagement in Sexual Activity for Hire. (Amended)
672.13	Possessing Replica Firearm in School. (Amended)

PROPOSED LEGISLATION



DATE: 5/20/2024

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Robert Safran

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 58-2024** - An emergency ordinance amending Chapter 624 of the City of Brunswick Codified Ordinances. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Robert Safran*)

BACKGROUND: On or about December 7, 2023, Ohio Revised Code Chapter 3780 was enacted by the Initiative Petition establishing an Adult Use Cannabis Control Program in the State of Ohio. It is necessary to update Chapter 624 of the City of Brunswick Codified Ordinances.

PURPOSE AND EXPLANATION: Amend Brunswick Codified section 624 so as to comply with the Ohio Revised Code.

IMPLEMENTATION SCHEDULE: As soon as possible.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: Not applicable.

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 peace, property, health, safety, or welfare, and for

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

**ADDITIONAL
INFORMATION:**

1
CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 58-2024

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

AN EMERGENCY ORDINANCE AMENDING CHAPTER 624 OF THE CITY OF BRUNSWICK CODIFIED ORDINANCES.

WHEREAS: On or about September 8, 2016, the Ohio General Assembly adopted Ohio Revised Code Chapter 3796, as amended on or about March 22, 2020, establishing a Medical Marijuana Control Program in the State of Ohio.

WHEREAS: On or about December 7, 2023, Ohio Revised Code Chapter 3780 was enacted by Initiative Petition establishing an Adult Use Cannabis Control Program in the State of Ohio.

WHEREAS: Updates to City of Brunswick Codified Ordinance Chapter 624 are necessary to comply with Ohio Law.

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

SECTION 1: That Section 624.01⁹(ggg) of the Codified Ordinances is hereby established to read as follows:

“(ggg) “Adult Use Consumer” means an individual that is at least twenty-one years of age as provided in Ohio Revised Code Chapter 3780, as same may be amended from time to time.”

SECTION 2: That Section 624.01⁹(hhh) of the Codified Ordinances is hereby established to read as follows:

“(hhh) “Medical Marijuana Registrant” means an individual (or caregiver) that has registered with the Ohio State Board of Pharmacy under the Medical Marijuana Control Program as codified in Ohio Revised Code Chapter 3796, as same may be amended from time to time.”

SECTION 3: That Section 624.02(d) of the Codified Ordinances is hereby established to read as follows:

“(d) This Section does not apply to an Adult Use Consumer or Medical Marijuana Registrant.”

SECTION 4: That Section 624.03(b)(1)(E) of the Codified Ordinances is hereby established to read as follows:

(E) This Section does not apply to an Adult Use Consumer or Medical Marijuana Registrant.”

SECTION 5: That Section 624.04(b)(3) of the Codified Ordinances is hereby established to read as follows:

“(3) This Section does not apply to an Adult Use Consumer, Medical Marijuana Registrant or marijuana home grow operations of an Adult Use Consumer as authorized by Ohio Revised Code Chapter 3780, as same may be amended from time to time.”

SECTION 6: That Section 624.06(b) of the Codified Ordinances is hereby amended to read as follows:

“(b) This section does not apply to any person listed in Ohio R.C. 2925.03(B)(1) to (3) [or Ohio R.C. Section 3780.29](#) to the extent and under the circumstances described in those divisions.”

SECTION 7: That Section 624.12(d)(1) of the Codified Ordinances is hereby amended to read as follows:

“(1) This section does not apply to manufacturers, licensed health professional authorized to prescribe drugs, pharmacists, owner of pharmacies and other persons whose conduct is in accordance with Ohio R.C. Chapters 3719, [3780](#), [3796](#), 4715, 4729, 4730, 4731, and 4741. This section shall not be construed to prohibit possession or use of a hypodermic as authorized by Section 624.10.”

SECTION 8: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that immediate passage is necessary to comply with Ohio Law. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Laura E. Timura, CMC

PROPOSED LEGISLATION



DATE: 5/20/2024

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. 59-2024** - An emergency resolution authorizing the City Manager and Finance Director to enter into Guaranteed Maximum Price Amendment No. 1 with RFC Contracting, LLC. for specified sitework, concrete, asphalt, pre-purchased equipment and fire hydrant/waterline assembly for the new fire station headquarters project in an amount not to exceed \$2,345,908.00. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Greg Glauner*)

BACKGROUND: By Resolution No. 92-2023 Brunswick City Council authorized the necessary agreements with RFC Contracting, LLC for provision of Construction Manager at Risk Services for the new fire station headquarters project. Representatives from RFC have been working with the City Administration, APP Architecture and contractors for the initial sitework , concrete, asphalt, pre-purchased equipment and fire hydrant/waterline assembly for the project and have since submitted a proposed Guaranteed Maximum Price No. 01 in an amount not to exceed \$2,542,503.26.

PURPOSE AND EXPLANATION: This is the first phase of construction and is necessary to begin construction on the site at 1094 Hadcock Road, as well as to pre-order necessary components requiring long lead times for delivery.

IMPLEMENTATION SCHEDULE: Earliest time allowed by law.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: The total GMP Amendment No. 1 = \$2,542,503.26. This cost is made up of 2 components.

1) The first component is the Construction Manager at Risk services and related costs for the project. These costs are related to CM Construction Bond, CM General Conditions, CM Construction Staff, CM Contingency and CMR fee. The portion of these costs included in GMP Amendment #1 = \$196,595.26 and are to be charged to PO#202358335 (Account #964-0437-56883). The overall estimated costs for the Construction Manager at Risk, RFC Contracting LLC are currently limited to \$800,000 as authorized by City Council via

Resolution #92-2023. The estimated \$800,000 total cost is based off an original construction estimate of \$12.5 Million for the station. Actual CMR final costs may depend on various decisions made by the City or additional items that could be added outside the original scope or plans. If those decisions were to lead to CMR costs over and above \$800,000, it would be necessary to discuss that possible overage with City Council for potential amendment to Resolution #92-2023.

2) The second component is the building system costs, including any alternates added or subtracted for the project. These costs per the GMP Amendment #1 = \$2,345,908. These costs shall be charged to the Fire Station Construction Fund #359 - Account #359-0437-56881. The funding source for these costs will be from the \$12 M general obligation bond proceeds. A certified purchase order for these costs is expected to be completed by the Division of Fire and certified after the approval by City Council, but before any ordering takes place.

**RECOMMENDED
ACTION:**

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

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

To allow the Construction Manager at Risk to stay on schedule for construction and alignment of various trades and materials.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 59-2024

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

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER AND FINANCE DIRECTOR TO ENTER INTO GUARANTEED MAXIMUM PRICE AMENDMENT NO. 1 WITH RFC CONTRACTING, LLC FOR SPECIFIED SITEWORK, CONCRETE, ASPHALT, PRE-PURCHASED EQUIPMENT AND FIRE HYDRANT/WATERLINE ASSEMBLY FOR THE NEW FIRE STATION HEADQUARTERS PROJECT IN AN AMOUNT NOT TO EXCEED \$2,345,908.00.

WHEREAS: On or about October 23, 2023, City Council adopted Resolution No. 92-2023 authorizing the City Manager to enter into an Agreement with RFC Contracting, LLC for the provisions of Construction Manager At Risk services (“CMR Services”) for the new Fire Station Headquarters Project (the “Project”) in an amount not to exceed \$800,000.00.

WHEREAS: Pursuant to the authority granted under Resolution No. 92-2023, on or about October 23, 2023, the City of Brunswick and RFC Contracting, LLC entered into AIA Document A133-2019, Standard Form of Agreement Between Owner and Construction Manager for the Project.

WHEREAS: Pursuant to the authority granted under Resolution No. 92-2023, the total amount of \$800,000.00 has been encumbered for CMR Services per certified Purchase Order No. 202358335 (the “CMR PO”), of which \$26,400.00 has been incurred to date.

WHEREAS: RFC Contracting, LLC has submitted proposed Guaranteed Maximum Price No. 01 relative to sitework, concrete, concrete, asphalt, pre-purchased equipment and fire hydrant/waterline assembly for the Project in an amount not to exceed \$2,542,503.26, of which the amount of \$196,595.26 includes fees for CMR Services to be paid pursuant to the CMR PO.

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

SECTION 1: That the City Manager and Finance Director, with the approval of the Law Director, is hereby authorized to enter into Guaranteed Maximum Price Amendment No. 1 with RFC Contracting, LLC for specified sitework, concrete, asphalt, pre-purchased equipment and fire hydrant/waterline assembly for the Project in an amount not to exceed \$2,345,908.00.

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 meet the design and construction timeline for the Project. 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, CMC