



BRUNSWICK CITY COUNCIL AGENDA

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

OCTOBER 26, 2015

1. Prayer and Pledge of Allegiance
2. Roll Call of Members
3. Correspondence
4. Approval of regular Council Meeting Minutes dated October 19, 2016.
 - (a) Council Meeting Minutes dated October 19, 2015.
5. Mayor's Report:
 - (a) Proclamation to proclaim the month of October 26, 2015 to November 26, 2015 as Filipino History Month in the City of Brunswick;
 - (b) Presentation to Kurt Ziebold as Firefighter of the year.
 - (c) Mayor's Update
6. Clerk of Council's Report
7. Council Committee Reports:

Economic Development.....	Mr. Carl
Services, Utilities, Technology & Cable.....	Mr. Ousley
Finance Committee.....	Mrs. Hanek
Safety & Environment.....	Mr. Johnson
Planning & Zoning Committee.....	Mr. Abella
Parks, Recreation & Community Committee.....	Mr. Coleman
Building & Building Code Committee.....	Mr. Capretta
8. Other Boards and Commissions
9. Petitions from the Public on Legislation
10. Reading of Legislation and Action on Legislation:

a. 3rd Reading(s)

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

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

RES. NO. 78-15 - A resolution extending the agreement between the Greater Cleveland Regional Transit Authority and the City of Brunswick up to and including December 31, 2016 for the provision of transportation services known as the 251 Flyer (formerly the 451 Route) - **3rd Reading** (Committee-of-the-Whole, *Administration/Pat McNamara*)

RES. NO. 84-15 - A resolution authorizing the City Manager to sell municipal personal property not needed for any municipal purpose and credit the sale amount against the purchase of one (1) IBAK/Rapidview Core Portable Mainline Sewer Inspection System from Jack Doheny Companies in an amount not to exceed \$120,000.00 - **3rd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Pat McNamara*)

RES. NO. 85-15 - A resolution authorizing the City Manager to purchase one (1) ODB Trailer Mounted Vacuum Debris Collector from Old Dominion Brush Company, Inc., in an amount not to exceed \$46,776.50 - **3rd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/ Pat McNamara*)

b. 2nd Reading(s)

RES. NO. 88-15 - A Resolution to renew existing agreement with the Medina County Public Defender Commission to provide Defense Counsel for indigent defendants in Medina Municipal Court for municipal code violations from January 1, 2016 through December 31, 2016 - **2nd Reading** (To be brought from Committee-of-the-Whole, *Administration/ Kenneth Fisher*)

RES. NO. 92-15 - A resolution authorizing the City Manager to enter into a grant agreement with Lowbrow Customs, LLC - **2nd Reading** (To be brought from Economic Development Committee, *Administration/Grant Aungst*)

c. 1st Reading(s)

RES. NO. 91-15 - An emergency resolution declaring the intention of the City of Brunswick to provide municipal services to a 1.4562 acre parcel of land (PPN 001-02B-07-021) on North Carpenter Road - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Ken Fisher*)

ORD. NO. 93-15 - An emergency Ordinance to adopt the annual appropriation budget for expenditures of the City of Brunswick for the year beginning January 1, 2016 and ending December 31, 2016 - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

ORD. NO 95-15 - An emergency Ordinance amending section 1 of Ordinance no.107-14 to provide for a revised allocation of municipal income tax receipts during the period from January 1, 2016 through December 31, 2016 - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

RES. NO. #96-15 - An emergency Resolution authorizing the City Manager to enter into a one (1) year contract with Medical Mutual of Ohio for the provision of Medical and Prescription Insurance coverage for all full-time employees from January 1, 2016 to December 31, 2016 - **1st Reading** (To be brought from Committee of the Whole, *Administration/Anthony Bales*)

RES. NO. #97-15 - An emergency Resolution authorizing the City Manager to enter into a one (1) year contract with Mutual of Omaha for the provision of Dental Insurance coverage for all full-time employees from January 1, 2016 to December 31, 2016 - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/ Anthony Bales*)

RES. NO. 98-15 - An emergency resolution providing for temporary relief from the Temporary Sign Regulations contained in City of Brunswick Codified Ordinances Section 1270.10 by waiving the number of temporary special event sign permits permitted in commercial and industrial zoning districts and durational requirements for display - **1st Reading** (To be brought from Economic Development Committee, *Administration/Grant Aungst*)

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

CITY OF BRUNSWICK, OHIO

MINUTES OF COUNCIL

MONDAY, OCTOBER 19, 2015

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

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

CORRESPONDENCE: There was none.

APPROVAL OF MINUTES: Mr. Carl moved to approve the Council Meeting Minutes dated September 28, 2015 as written, seconded by Mr. Coleman. Roll Call –Ayes- 7, Mrs. Hanek, Mr. Carl, Mr. Ousley, Mr. Johnson, Mr. Abella, Mr. Capretta and Mr. Coleman. Nays – 0. Motion Carried.

MAYOR'S REPORT:

The Mayor's Court Financial Report for the month of September 2015 was posted on the website and added to these minutes for the record.

Mayor Falconi recognized the 2015 Brunswick Summer Celebration Queen and Court. In addition, Annette Stanko was presented with the Good Neighbor Award having being nominated by Glenn Somodi.

Commissioner Tim Smith spoke about the Medina County CAN Program. With the Republican National Convention coming to Cleveland next year with 50,000 people, a group was formed to bring some of the economic opportunity to Brunswick and Medina County.

At this time Mr. Carl moved to approve the Mayor's recommendation to reappoint John Welker Jr. to the Civil Service Commission, seconded by Mr. Johnson. Roll Call –Ayes – 7, Mr. Abella, Mrs. Hanek, Mr. Ousley, Mr. Carl, Mr. Coleman, Mr. Johnson and Mr. Capretta. Nays – 0. Motion Carried.

CLERK OF COUNCIL'S REPORT: Mrs. Ortiz announced that the Brunswick Art Works Juried Art Exhibit at the Library has been canceled for this year due to lack of participants. However, they will be looking into having the exhibit next year.

COUNCIL COMMITTEE REPORTS:

Economic Development Committee – Mr. Carl had no report tonight.

Services, Utilities, Technology & Cable Committee – Mr. Ousley moved to approve the formal reports dated September 17 and September 28, 2015 as written, seconded by Mr. Johnson. Roll Call –Ayes –

Mr. Capretta, Mr. Johnson, Mr. Coleman, Mr. Carl, Mrs. Hanek, Mr. Ousley, and Mr. Abella. Nays – 0. Motion Carried.

Finance Committee – Mrs. Hanek moved to approve the formal report dated September 28, 2015 as written, seconded by Mr. Johnson. Roll Call –Ayes – 7, Mr. Johnson, Mr. Coleman, Mr. Carl, Mrs. Hanek, Mr. Abella, Mr. Ousley, and Mr. Capretta. Nays – 0. Motion Carried.

Safety & Environment Committee – Mr. Johnson had no report this evening.

Planning & Zoning Committee – Mr. Abella moved to approve the formal report dated September 28, 2015 as written, seconded by Mr. Ousley. Roll Call –Ayes – 7, Mr. Coleman, Mr. Ousley, Mr. Carl, Mr. Johnson, Mr. Capretta, Mr. Abella and Mrs. Hanek. Nays – 0. Motion Carried.

Parks, Recreation & Community Committee – Mr. Coleman had no report tonight.

Building & Building Code Committee – Mr. Capretta had no report this evening.

OTHER BOARDS AND COMMISSIONS:

Mr. Carl moved to approve the Committee-of-the-Whole Meeting Minutes dated September 28, 2015 as written, seconded by Mrs. Hanek. Roll Call – Ayes – 7, Mr. Carl, Mr. Ousley, Mr. Abella, Mr. Coleman, Mr. Capretta, Mr. Johnson, and Mrs. Hanek. Nays – 0. Motion Carried.

PETITIONS FROM THE PUBLIC ON LEGISLATION:

Brian Nowak of 1612 Grovewood Avenue, Parma – Mr. Nowak asked support for the Medina County Anti-Drug Levy. It was a property tax renewal on the ballot this November. There were no new taxes. It was approximately .35 mill or \$11 on a \$100,000 property valuation. The Anti-Drug Levy was drug enforcement, drug prevention and drug treatment throughout Medina County. It allowed the City of Brunswick to set aside its own drug enforcement levy and receive a portion of the anti-drug levy funds to continue contracting with Medway Drug Task Force. The City also benefitted by receiving the services of the Medina County Drug Task Force which provided drug enforcement throughout all of Medina County and worked collaboratively with Medway. The levy also funded drug prevention specialists in all the school districts including the City of Brunswick. In 2012 Living Well Medina conducted a community needs assessment and it indicated that the students in Medina County used less alcohol, tobacco and other drugs than students across the state and country. They also funded a Dispose of Unused Medication Program. In 2011 they placed drug boxes in twelve locations throughout the county including one in Brunswick. They have since collected more than 14,000 pounds of medication or seven tons since October 2011. This did not only prevent drug abuse, but it preserved the environment by keeping medication out of the water supply and landfills. Also, they funded drug treatment services. They funded the operating expenses of Cathy's House, which was sober housing open to all residents of Medina County.

READING AND ACTION ON LEGISLATION:

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

ORD. NO. 71-15 – Mr. Abella moved to adopt, seconded by Mr. Carl. Roll Call –Ayes – 7, Mr. Ousley, Mrs. Hanek, Mr. Johnson, Mr. Abella, Mr. Capretta, Mr. Coleman and Mr. Carl. Nays – 0. Motion Carried.

Mr. Bales explained this rezoning was about one third of the property to be developed for Brunswick Subaru. This was changed from the I-L Light Industrial Zoning to the C-H Highway Interchange Commercial Zoning District which was what the property was primarily zoned. For some reason there was split zoning on this property. This will enable the Subaru dealership to store cars on the back one third of the property.

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

ORD. NO. 73-15 – Mrs. Hanek moved to adopt, seconded by Mr. Johnson. Roll Call –Ayes – 7, Mrs. Hanek, Mr. Coleman, Mr. Ousley, Mr. Carl, Mr. Abella, Mr. Capretta and Mr. Johnson. Nays – 0. Motion Carried.

Mr. Fischer noted the City has completed paying off three special assessment debt obligations. Therefore they were no longer needed. This ordinance will close down the accounting of those funds and do so in accordance with Ohio Revised Code.

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

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

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

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

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

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

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

RES. NO. 87-15 – Mr. Carl moved to suspend the rules, seconded by Mr. Coleman. Roll Call –Ayes – 7, Mr. Coleman, Mr. Ousley, Mr. Carl, Mr. Johnson, Mr. Capretta, Mr. Abella and Mrs. Hanek. Nays – 0. Motion Carried.

Mayor Falconi stated we heard from Mr. Nowak earlier about this levy. He asked that Council approve this resolution.

Mr. Carl moved to adopt, seconded by Mr. Ousley. Roll Call –Ayes – 7, Mr. Carl, Mr. Ousley, Mr. Abella, Mr. Coleman, Mr. Capretta, Mr. Johnson, and Mrs. Hanek. Nays – 0. Motion Carried.

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

RES. NO. 88-15 – Mr. Carl moved this resolution to a second reading.

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

RES. NO. 89-15 – Mrs. Hanek moved to suspend the rules, seconded by Mr. Coleman. Roll Call –Ayes – 7, Mrs. Hanek, Mr. Coleman, Mr. Ousley, Mr. Carl, Mr. Abella, Mr. Capretta and Mr. Johnson. Nays – 0. Motion Carried.

Mr. Fischer stated that annually Council was required to certify the necessary property tax rates to the County Auditor. This piece of legislation did this. There were no new tax rates for 2016 that did not already exist. It did include the 1.2 mill ten-year road levy, which will be the second year of the levy. The county auditor's latest estimate was \$787,500 for the road levy portion.

Mrs. Hanek moved to adopt, seconded by Mr. Carl. Roll Call – Ayes – 7, Mr. Carl, Mr. Coleman, Mr. Abella, Mr. Capretta, Mr. Johnson, Mrs. Hanek and Mr. Ousley. Nays – 0. Motion Carried.

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

RES. NO. 92-15 – Mr. Carl moved this resolution to a second reading.

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

RES. NO. 94-15 – Mrs. Hanek moved to suspend the rules, seconded by Mr. Carl. Roll Call –Ayes – 7, Mr. Abella, Mrs. Hanek, Mr. Ousley, Mr. Carl, Mr. Coleman, Mr. Johnson and Mr. Capretta. Nays – 0. Motion Carried.

Mr. Fischer related that James G. Zupka was an independent audit firm that did the City's audit. The City has negotiated in principal and annual cost not to exceed \$26,964.00 with an option for an additional \$3,780.00 if we expend more than \$750,000.00 in federal funds. He did not anticipate this to occur. He believed the base price will be \$25,964.00 for next year. This will be the final audit contract extended and allowed by the auditor of state's office. The auditor of state's office will do the audit the following year after this one.

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

CITY MANAGER'S REPORT:

Mr. Bales mentioned that leaf collection began on October 26, 2015. Residents were encouraged to place leaves as close to the street as possible without putting them in the street. Also to keep it free of debris such as grass, brush and trash.

In addition, Trick-or-Treating was on Saturday, October 31 from 6:00 to 8:00 p.m. The Veterans' Day Ceremony will take place on Wednesday, November 11, 2015 at 11:00 a.m. in the Council Chambers.

He brought up that the City received many calls about the traffic signals along SR 303. Those were not working as they should right now because the loop detectors had to be removed before the pavement was milled. Now that the repaving was completed, they will be reinstalled. They helped to communicate with the traffic signals and help the timing of the signals. As soon as they were installed everyone will see improvement along SR 303.

ADMINISTRATIVE DEPARTMENTS:

Chief Baird would like to add a comment about Trick-or-Treating. Parents were encouraged to make sure that the children were dressed in clothing that was visible. If the costume was not visible, give them a portable light so they can be seen. Also either go with your children or arrange for an adult to go with your children as they were walking on public streets at night. They needed supervision. For those driving around on Trick-or-Treat night please use extreme caution.

Mr. Fischer noted that the Finance Department was as busy as it has been all year. Recently the City Manager proposed the 2016 City Manager budget to Council. It will be formalized into legislation within the next month. There were changes going on with the tax laws. All of which had to be in effect by January 1, 2016. Those changes were done by state legislatures. In essence all the manuals, tax forms and so forth all had to be redone. There were numerous meetings with the Income Tax Review Board to redesign helpful guides and so forth to help people through the process. They were also looking how they distributed the taxes internally and what services they would go toward. They project and information has been nonstop.

Mr. Augnst was pleased to announce that Antonio's Pizza and Headquarters will be breaking ground within the next two weeks. Harbor Woods of Brunswick will break ground in approximately three to four weeks on the property just west of Arkay Florist and just east of telephone company Frontier. The City was also very excited to welcome Lobrow Customs to the Brunswick family of industries in Industrial Park. They were a custom motorcycle designer and distributor of parts. We were pleased to have them part of Brunswick and the community.

He also announced that it has come to his attention that there was miscommunication on the part of stakeholders in the community. They were under the impression that perhaps the City declined a Cracker Barrel. It was not the case. The City has not spoken to any of the representatives of Cracker Barrel nor any representatives of development companies that may be looking to place a Cracker Barrel here. However, if anyone knew of anyone in an executive position that would like to place one here in Brunswick we would be happy to entertain that discussion.

Mr. Jones updated everyone on several of the ongoing projects. The City Manager mentioned SR 303 Resurfacing Project. The paving on that project has been completed. He was told by the ODOT Project Manager that the loop detectors should be installed later this week. The signal timing will return to normal very soon. The paving of the westbound lane of the Grafton Reconstruction Project was scheduled for this Friday. Traffic will be restricted to local and emergency access only during the pavement pouring.

The northbound lane was nearly complete in the Hadcock Reconstruction. The contractors will be moving into the southbound side before next week. Also, this week the new construction was started on Blueberry Hill. Traffic was constricted to one way northbound. Southbound traffic was to follow a detour. Moving onto stormwater projects, the City was looking to clear some blockages along Plum Creek. The Army Corps of Engineers confirmed a permit was not needed to remove those blockages. He will have a more detailed report on this at next week's meeting.

Lastly, the Catch Basin Repair Program will be getting underway soon. A preconstruction meeting was scheduled for next Tuesday. The project's schedule will be determined at that time.

Mr. Ousley asked about the signal loop repairs and at whose cost it was to replace them.

Mr. Jones explained that it was part of the 80/20 split with the repaving project. The City shared in the cost but the majority of that cost was ODOT's.

Mr. Ousley asked about the Catch Basin Repair Project and pointed out Council did a resolution a month ago as an emergency to get them done. He asked what was taking so long when the season was going to come to an end. There were numerous catch basins that needed to be fixed.

Mr. Jones could not disagree with that comment. Unfortunately the City was somewhat being held by the contractor's schedule. The job will be finished within the allotted time.

Mr. Johnson wanted to add that he and his daughter went Trick-or-Treating along Kmart on Saturday. He noted if children wanted to cash out to go there five minutes before it closed. They just poured the treats in there. Saturday was the first snow of the season and brutally cold, but it was a nice event.

In addition, he mentioned if anyone had connections for an Outback to come to the City that would be great.

OPEN FORUM:

Wes Mechler of 3714 Bramblewood Drive – Mr. Mechler was the senior representative. He mentioned that they received their *Tattler* today. It was late but not quite as late as the second quarter which never showed up. It was a nice fancy paper but the information was limited in it. He mentioned about 75% of it was advertising and not information the seniors were interested in.

He mentioned there was a contract renewal or bid for senior services coming up at the Recreation Center. He mentioned many seniors were not happy with the way things were going. They were

supposed to have a monthly senior meeting about what was happening. So far this year, being in the tenth month they have had four meetings. This was because the representative from Pearlview did not show up.

Now, he would like to take off his hat and become a citizen. It was nice to drive around and see all the roads getting fixed and things happening. He thought the City was looking good and thanked Council and the Administration for doing a good job.

Greg Miller of 3880 Myrtle Lane – Mr. Miller was not happy with the City as the previous speaker. He noted that if Outback or Cracker Barrel would come into the City the perfect place would be the former Big Boy parcel. However, everyone had to look at a Disneyland ride next door to it that has not been finished for eight to nine months. He asked if he were to build a new house and not put the siding on it and told the City he would move in, if the City would give him a permit to move in. He asked why should everyone come home from work every day and see that garbage. He related what would happen if a nice professional company to come in and put up a blue tarp for three to four months and start to get windy so they hung it by an extension ladder to see if it will hold on. Also if they were to pile garbage along the side of the building, how would that look? He asked if this was moving the City forward. He had a traveling business and worked all over. He did not see something like this anywhere else. If someone was doing construction they did it and finished it and moved on. He wondered what was taking so long on this project. He asked if anyone knew.

Mr. Carl explained if he could finish his comments he would answer his question.

Mr. Miller stated that was all his comments regarding this business.

Mr. Carl informed that this particular business had been cited on numerous occasions for lack of performance. The Building Department has been on them on almost a daily basis. The City was very aware of this property and the fact it wasn't done. The business has been made aware of it.

Mr. Miller suggested that the City shut them down. If you took away their money they will fix it. He added that it was a disgrace to the City. He wondered who would ever let them design it and say it was a good looking building to put right off the highway. Why would the City think Outback or Cracker Barrel would want to move next door to that building? They would go down the street to Medina or Strongsville. He explained that he was 45 years old and lived in Brunswick his whole life. He also mentioned Old Phoenix Bank has been sitting there empty for a long time.

In addition, he asked who painted the crosswalks at the end of Harvard, Stanford, Diana and Andrea. He thought that someone needed to be in trouble for the fact that he came home at 10:00 – 10:30 p.m. and they were painting the stop lines and crosswalks on Andrea. Eight days later it was torn up for the street resurfacing. He asked how it was justified to waste money on painting lines that would be torn up in eight days and would need to be repainted.

Mayor Falconi encouraged him to complete his comments and if there were people that could answer the questions they could or afterwards they would meet with him. He asked him if he had any further comments.

Mr. Miller advised he did not have any further comments.

UNFINISHED BUSINESS:

Mr. Ousley noted that he spoke with the Service Director today about the new busses for BTA. There will be no release of funds until after November 1, 2015 for the new busses. The City did not know when they would receive the funds because it was the RTA. The City was in limbo about receiving the money for the new busses. It will come sooner or later but the City was at their mercy to receive the funds.

NEW BUSINESS: There was none.

ADJOURNMENT:

Mr. Carl moved to adjourn, seconded by Mr. Ousley. Roll Call – Ayes – 7, Mr. Johnson, Mr. Coleman, Mr. Carl, Mrs. Hanek, Mr. Abella, Mr. Ousley and Mr. Capretta. Nays – 0. Motion Carried.

There being no further business, the meeting adjourned at 8:22 p.m.

Respectfully submitted,

Barbara J. Ortiz, CMC
Clerk of Council

Mayor Ron Falconi

Adopted

PARKS, RECREATION & COMMUNITY COMMITTEE

October 5, 2015

IN ATTENDANCE: Chairman David Coleman, Committee Member Alex Johnson, Committee Member Michael Abella Jr., Parks & Recreation Director John Piepsny, Kelly Harrison, News Media, Residents.

The meeting convened at 6:30 p.m.

DISCUSSION OF KID CITY:

Mr. Piepsny was approached by Willetts Middle School Art Teacher Kelly Harrison in August with an idea for the old skate park which is not being utilized. The Administration would like to get permission to proceed and move forward with building a Kid City.

Ms. Harrison explained she has two small children and she took them to the Kid City in Wooster, it is like a safety town for kids to play in. Ms. Harrison approached Mr. Piepsny about this for a school project or community based project. She had drawings which she showed to the committee. Ms. Harrison noted since the pad was already there that cost was already covered. She suggested getting the community involved to help fund and build the project. She mentioned the career center has a building trades program and they are interested in helping with building the project as were the art students at Willetts Middle School.

Mr. Piepsny noted if this gets to a point where this can be done he asked Ms. Harrison who would maintain it, and she informed him about the annual event called Willetts Day of Caring where the students do different projects in the community. He noted some of the buildings will not have roofs, and will be up off the ground so water and air can get through them, also some of the buildings the kids will be able to ride through with their big wheels. Mr. Piepsny advised Home Depot has been contacted and they have a strong interest in being the general contractor to provide contractors to oversee the volunteers. The goal of the City this winter would be to generate sponsorships and hopefully do phase 1 of the project next spring.

Ms. Harrison advised the structures are all made of wood, and attached to the ground; some of the doorways are big enough for the kids to ride their bikes through.

Mr. Johnson asked about keeping the undesirables from walking in.

Mr. Piepsny noted there were a lot of issues with the skate park with vandalism; so to control those types of issues the suggestion is to fence it in and have posted rules and hours.

Mr. Abella mentioned the Kid City in Independence; he also mentioned that it should officially become part of Safety Town, marking the roads appropriately, having the police and fire build a house. Also, he noted businesses could build their own building in the city. Mr. Abella concurred with the idea of fencing it in; he thought this was a good idea.

It was noted this will have to go through Planning Commission.

Mr. Johnson asked if this was going to be a conjoint effort between the schools, the City, and other interested parties.

To that, Ms. Harrison advised she would like to meet with Mr. Piepsny, the teacher from the Career Center, and Home Depot to plan out what everyone's roles will be, how much money is needed, get sponsorships, and everyone's ideas.

Mr. Piepsny also mentioned various camps from the recreation center could use it; additionally it could be used for safety town, which Mr. Coleman noted was currently held in the gymnasium at Memorial Elementary.

Mr. Piepsny reiterated the most expensive part is already done which is the asphalt pad, and it was in good shape.

Mr. Coleman asked if Mr. Piepsny was looking for approval to move forward.

Based off an approval this evening, Mr. Piepsny will send an email to the law director for steps to go to the Planning Commission.

The committee had no objections to the project, and approves the concept for Kid City.

Mr. Abella moved to allow Mr. Piepsny to go into further discussion about Kid City with the Administration. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. Piepsny brought up the men's softball league which has been decreasing the past few years it has gone from a high of 24 teams to 12 teams this year. This past summer they played four nights with 12 teams; and what happened based off their schedule two of the nights they played a 6:00 pm game and a 7:00pm game and were done roughly around 8:15pm. The teams play at the upper field at Neura Park the only field in the City with lights; so two nights a week the field was sitting empty. For 2016 Mr. Piepsny would like to propose putting a cap on the number of teams for the men's league keeping it at the 12 teams but also cap the number of nights they play to three nights and that would allow two extra nights available for teams to play under the lights.

Mr. Piepsny wanted to advise the committee of this prior to having the discussion with the men's league on this.

Mr. Coleman commented that hopefully the men's league will understand the situation the City is in. He noted there are not enough fields for the kids as it is, and using the extra night would help out somewhat.

Mr. Piepsny thought this would be the best solution without hurting the league or decreasing the number of teams, and they could still play under the lights, but the field would not sit empty.

ADJOURNMENT:

There being no further business, Mr. Abella moved to adjourn at 6:54 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'D. Coleman', written over a light gray rectangular background.

Dave Coleman
Chairman

BUILDING AND BUILDING CODE COMMITTEE

October 8, 2015

IN ATTENDANCE: Chairman Anthony Capretta, Committee Member David Coleman, Committee Member Brian Ousley, Community & Economic Development Director Grant Aungst, CBO Cliff Calaway.

The meeting convened at 6:02 p.m.

DISCUSSION ITEMS:

Mr. Aungst requested a vehicle for the Building Department this year, he advised if it is purchased this year the pricing will be better and it will be a 2016 model. He advised the department has five vehicles; one of which is a truck with a fair amount of issues and that will be given to Parks & Recreation Department to use for picking up trash. Also they will be rotating the vehicles using the older ones with the most miles for running around. The Administration is looking to purchase a Jeep Patriot from a local dealer at state bid for less than \$20,000.00. He noted last time vehicles were purchased they were purchased all at one time and he wants to change that cycle.

Mr. Coleman asked what other vehicles were looked at.

Mr. Aungst indicated they looked at pickup trucks which were more costly than the jeep by \$2,000 to \$5,000. He also indicated the jeep has all wheel or four wheel drive if needed and will also hold multiple people unlike the pickup trucks.

Mr. Calaway also thought the Jeep Patriot was reasonably priced.

Mr. Aungst mentioned they looked at the Ford Escape however it was priced at \$25,000 and that was a state bid.

Mr. Calaway elaborated on the truck that will be given to the parks department; it is a 2001S-10 long bed.

Mr. Ousley moved to the next Committee of the Whole meeting October 19, the purchase of a Jeep Patriot. Vote – 3 Ayes, 0 Nays.

Mr. Ousley withdrew the motion to add in the emergency clause. Vote – 3 Ayes, 0 Nays.

Mr. Ousley moved the purchase of a Jeep Patriot to Committee of the Whole meeting of October 19, 2015 as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. Capretta asked if there was anything new on Hickory Ridge Plaza.

Mr. Aungst indicated the next step was being worked on.

Mr. Calaway brought up the ordinance on snow removal and keeping walks clear.

Mr. Ousley brought it up to the City Manager last year about getting contractors to do the sidewalks in the corridors or for parks and recreation to handle the sidewalks from Hickory Ridge to Laurel Square and also from the Fire Station to K Mart. He noted doing that would help out the businesses and alleviate the problems so people can walk up and down the corridors during the winter time.

Mr. Aungst was asked how snow removal was handled in the City of Hudson.

Mr. Aungst advised the merchants in the downtown area were good about removing snow; there were some legal contestants with residents and most times the city lost. He also noted the schools have contractors to do the big removal and the schools concentrate on doing the sidewalks and surrounding sidewalks around the schools.

The committee discussed some of the different types of snow removal equipment, residents shoveling snow into the streets creating dangerous situations, and the ordinances in place.

In closing Mr. Ousley commented on the new sidewalk that was put in and the flak the committee received from their colleagues. He also mentioned maybe next year they can take it from the new sidewalk to the front entrance and tie it in.

Mr. Capretta interjected that he heard from some residents and they appreciated not having to walk in the street when they were taking their children on a tour going to the police station. He stated as far as a safety issue it was a great idea.

Mr. Aungst commented on receiving good feedback as well, he stated pedestrians are using the sidewalk; he noted when the safety forces get a call those vehicles are going really fast, and to have the pedestrians on the sidewalk was a huge benefit so not to have a tragedy happen.

ADJOURNMENT:

There being no further business, Mr. Coleman moved to adjourn at 6:20 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

A handwritten signature in cursive script that reads "Anthony P. Capretta". The ink is dark and the signature is fluid, with a long, sweeping underline for the name "Capretta".

Anthony Capretta
Chairman

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 76-15

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

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

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

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

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

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

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

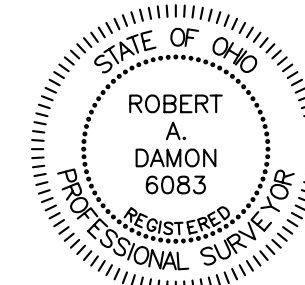
Clerk of Council
Barb Ortiz

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

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

CERTIFICATION

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



ROBERT A. DAMON, REGISTERED SURVEYOR NO. 6083 _____ DATE _____

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

ACCEPTANCE & DEDICATION

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

AUTUMN CREEK PARTNERS, LLC

BERARDINO PALMIERI, MANAGING MEMBER _____ DATE _____

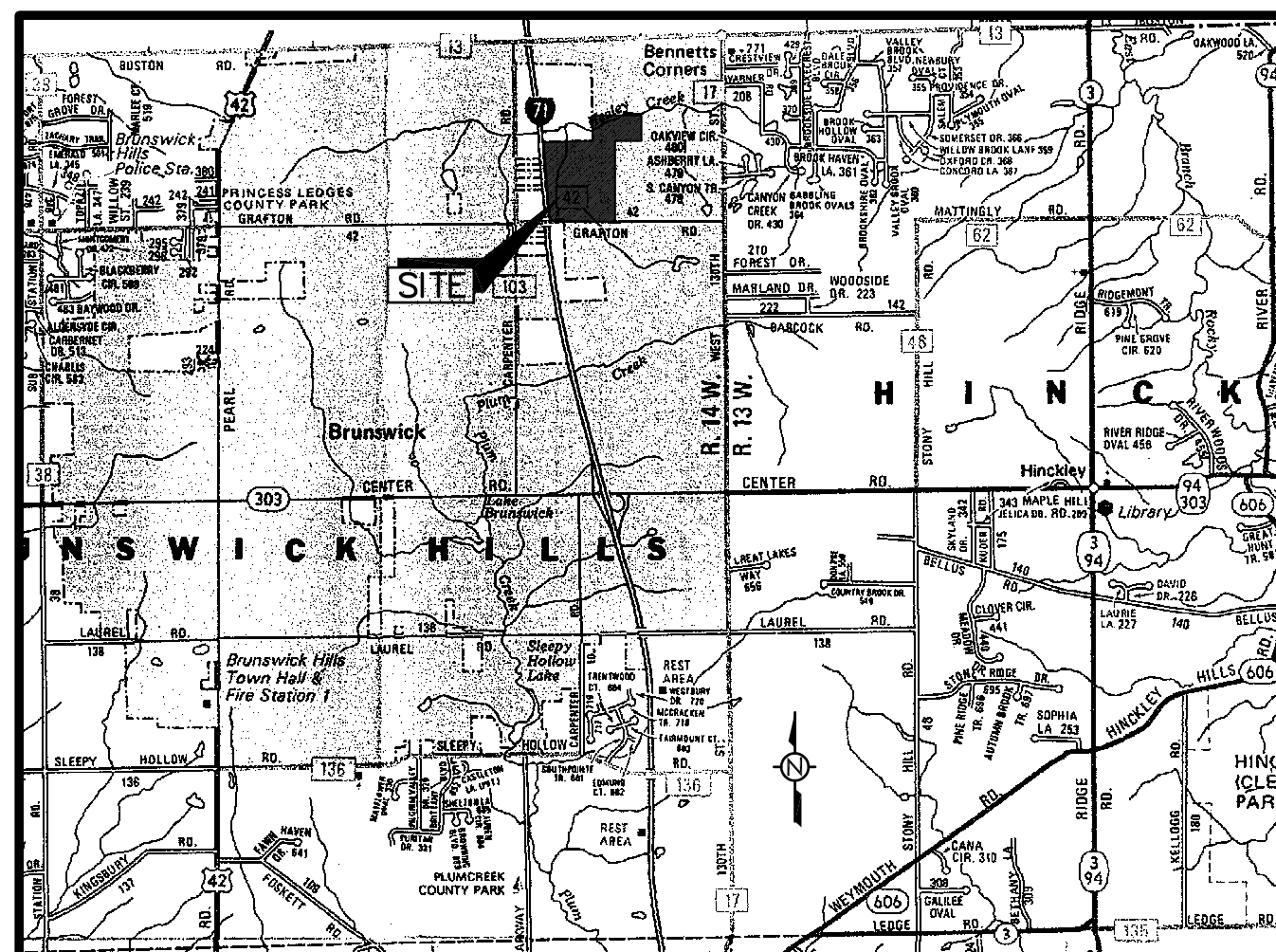
COUNTY OF _____ } S.S.
STATE OF OHIO }

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

NOTARY PUBLIC _____
MY COMMISSION EXPIRES _____

SHADING LEGEND

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



LOCATION MAP

ACREAGE

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

APPROVALS:

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

SECRETARY

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

CLERK OF COUNCIL

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

CITY ENGINEER

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

DATE _____ MEDINA COUNTY SANITARY ENGINEER _____

APPROVED FOR TRANSFER THIS ____ DAY OF _____, 20____.

TAX MAP DRAFTSMAN

RECEIVED FOR TRANSFER THIS ____ DAY OF _____, 20____.

MEDINA COUNTY AUDITOR

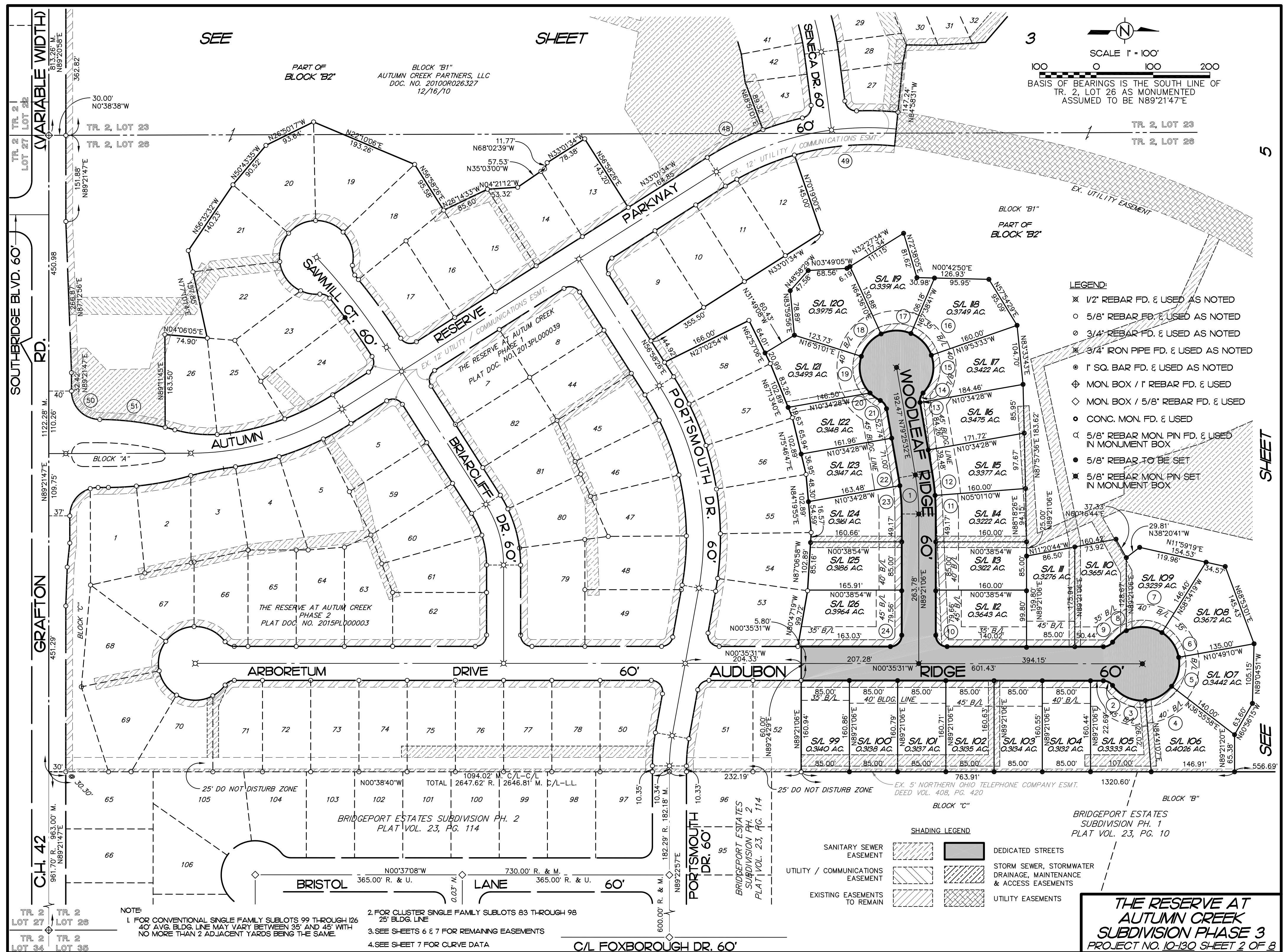
RECEIVED AND RECORDED THIS ____ DAY OF _____, 20____.

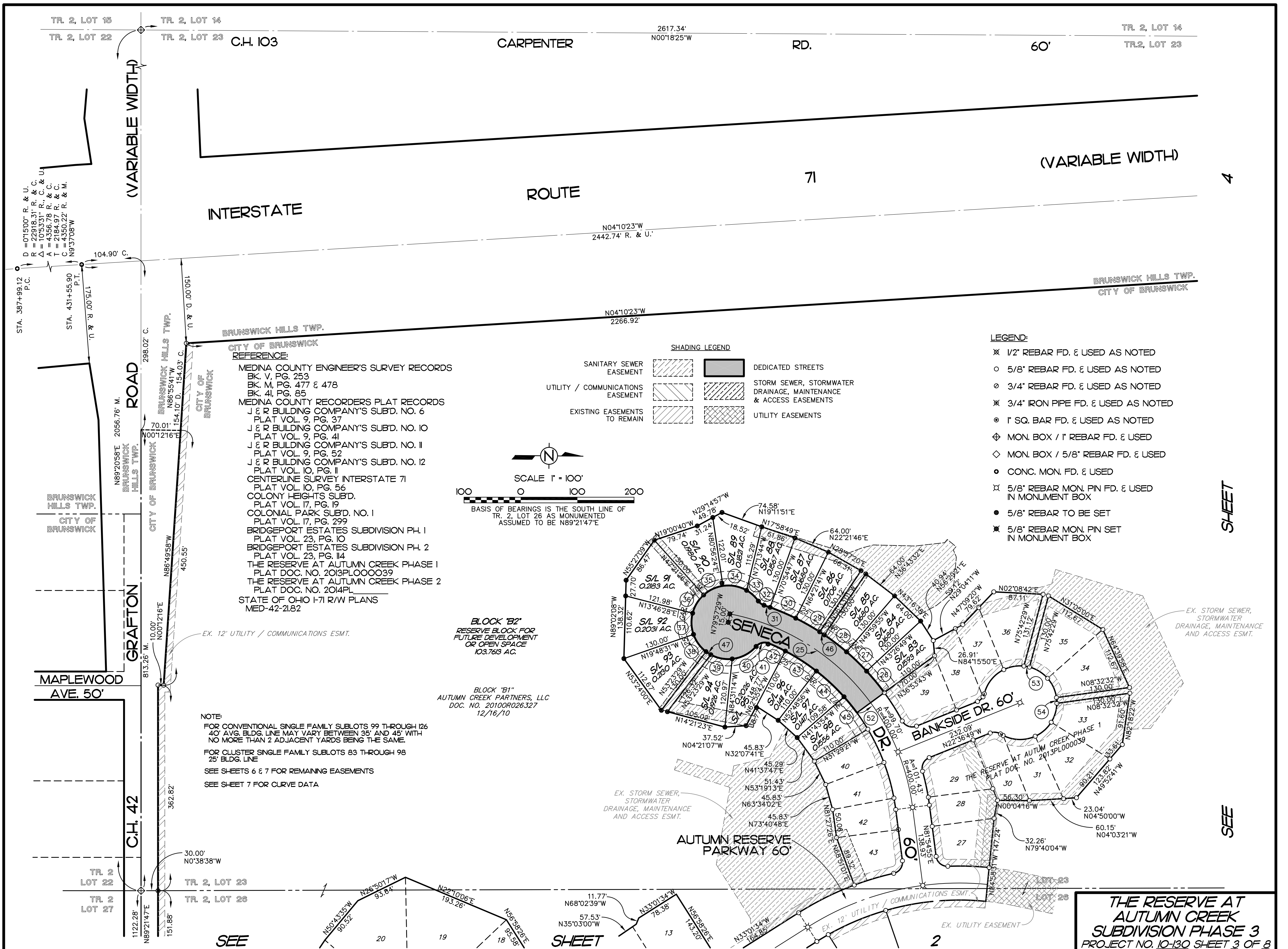
AT _____ A.M./P.M.

RECORDED IN PLAT DOCUMENT NO. _____

FEE: \$ _____

MEDINA COUNTY RECORDER





REFERENCE:

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

MEDINA COUNTY RECORDERS PLAT RECORDS
J & R BUILDING COMPANY'S SUB'D. NO. 6
PLAT VOL. 9, PG. 37
J & R BUILDING COMPANY'S SUB'D. NO. 10
PLAT VOL. 9, PG. 41
J & R BUILDING COMPANY'S SUB'D. NO. 11
PLAT VOL. 9, PG. 52
J & R BUILDING COMPANY'S SUB'D. NO. 12
PLAT VOL. 10, PG. 11
CENTERLINE SURVEY INTERSTATE 71
PLAT VOL. 10, PG. 56
COLONY HEIGHTS SUB'D.
PLAT VOL. 17, PG. 19
COLONIAL PARK SUB'D. NO. 1
PLAT VOL. 17, PG. 299
BRIDGEPORT ESTATES SUBDIVISION PH. 1
PLAT VOL. 23, PG. 10
BRIDGEPORT ESTATES SUBDIVISION PH. 2
PLAT VOL. 23, PG. 114
THE RESERVE AT AUTUMN CREEK PHASE 1
PLAT DOC. NO. 2013P000039
THE RESERVE AT AUTUMN CREEK PHASE 2
PLAT DOC. NO. 2014PL
STATE OF OHIO I-71 R/W PLANS
MED-42-2182

SHADING LEGEND

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

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

NOTE:

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

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

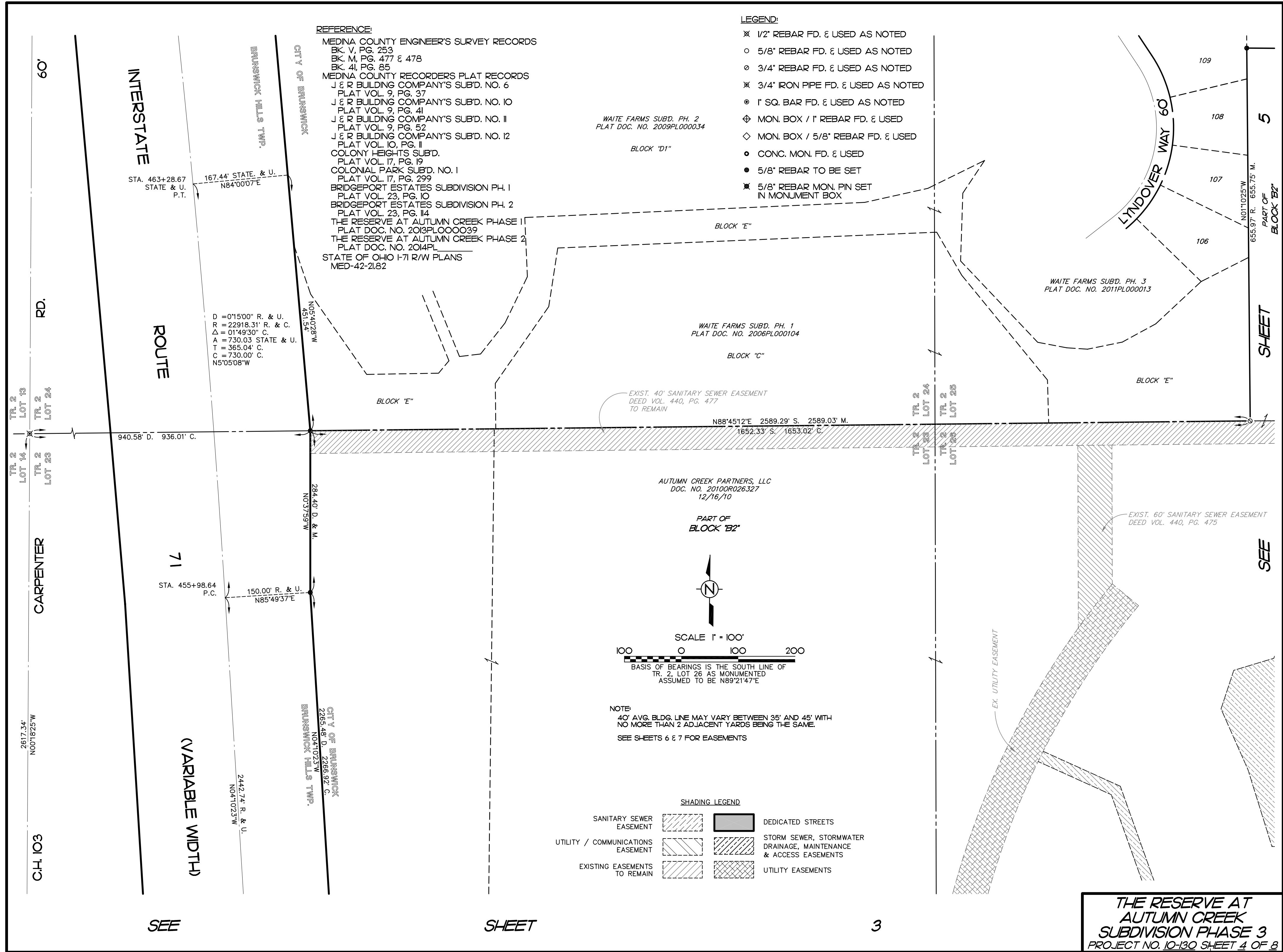
SEE SHEETS 6 & 7 FOR REMAINING EASEMENTS

SEE SHEET 7 FOR CURVE DATA

BLOCK "B1"
RESERVE BLOCK FOR
FUTURE DEVELOPMENT
OR OPEN SPACE
103.763 AC.

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

**THE RESERVE AT
AUTUMN CREEK
SUBDIVISION PHASE 3
PROJECT NO. 10-130 SHEET 3 OF 8**



REFERENCE:
MEDINA COUNTY ENGINEER'S SURVEY RECORDS
BK. V, PG. 253
BK. M, PG. 477 & 478
BK. 4I, PG. 85
MEDINA COUNTY RECORDERS PLAT RECORDS
J & R BUILDING COMPANY'S SUB'D. NO. 6
PLAT VOL. 9, PG. 37
J & R BUILDING COMPANY'S SUB'D. NO. 10
PLAT VOL. 9, PG. 41
J & R BUILDING COMPANY'S SUB'D. NO. 11
PLAT VOL. 9, PG. 52
J & R BUILDING COMPANY'S SUB'D. NO. 12
PLAT VOL. 10, PG. 11
COLONY HEIGHTS SUB'D.
PLAT VOL. 17, PG. 19
COLONIAL PARK SUB'D. NO. 1
PLAT VOL. 17, PG. 299
BRIDGEPORT ESTATES SUBDIVISION PH. 1
PLAT VOL. 23, PG. 10
BRIDGEPORT ESTATES SUBDIVISION PH. 2
PLAT VOL. 23, PG. 114
THE RESERVE AT AUTUMN CREEK PHASE 1
PLAT DOC. NO. 2013P000039
THE RESERVE AT AUTUMN CREEK PHASE 2
PLAT DOC. NO. 2014PL
STATE OF OHIO I-71 R/W PLANS
MED-42-21.82

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

WAITE FARMS SUBD. PH. 2
PLAT DOC. NO. 2009PL000034

BLOCK "D1"

BLOCK "E"

WAITE FARMS SUBD. PH. 1
PLAT DOC. NO. 2006PL000104

BLOCK "C"

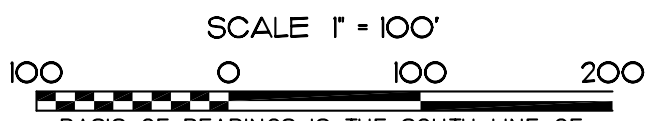
BLOCK "E"

EXIST. 40' SANITARY SEWER EASEMENT
DEED VOL. 440, PG. 477
TO REMAIN

N88°45'12"E 2589.29' S. 2589.03' M.
1652.33' S. 1653.02' C.

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

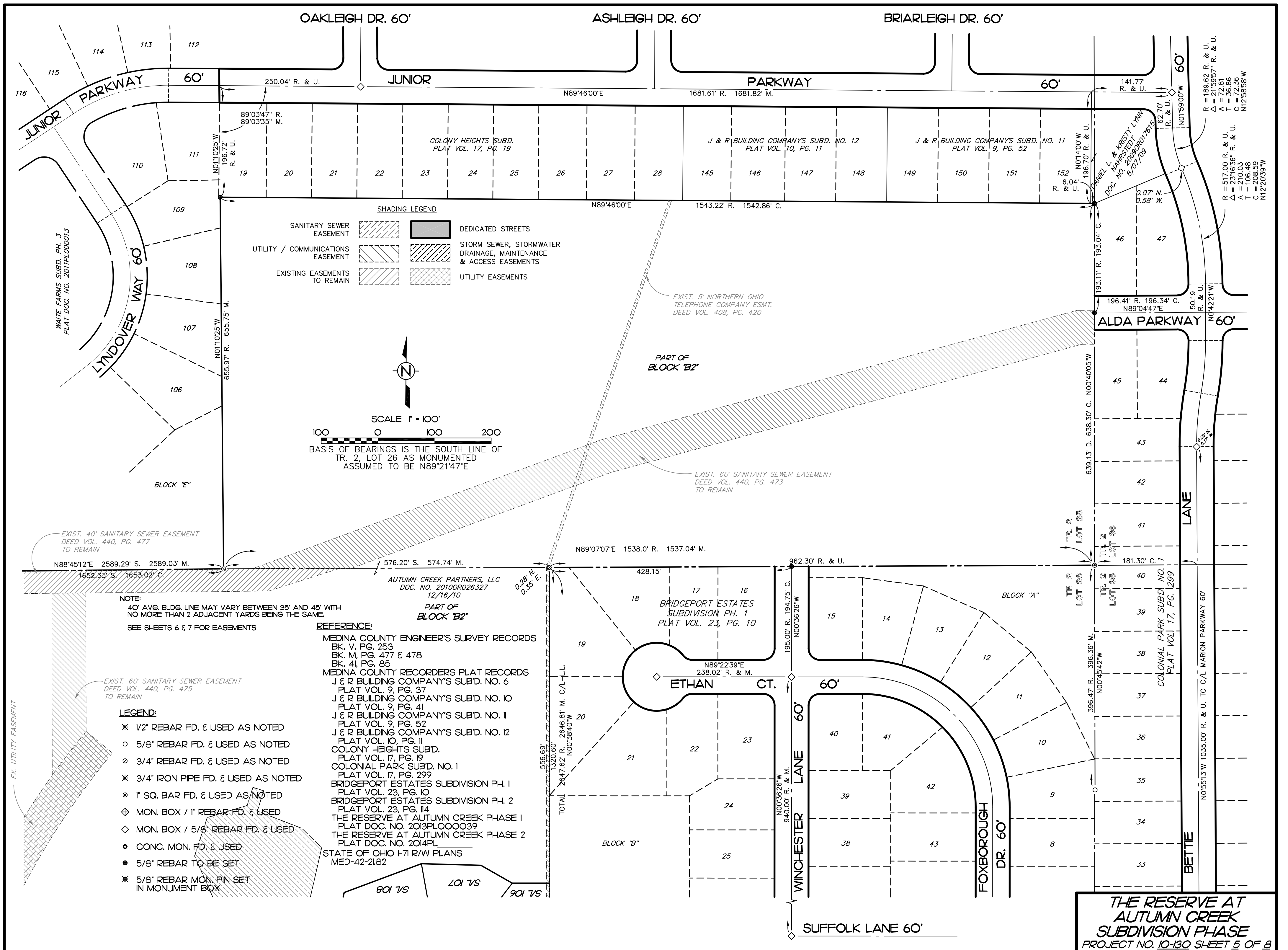
PART OF
BLOCK "B2"



NOTE:
40' AVG. BLDG. LINE MAY VARY BETWEEN 35' AND 45' WITH NO MORE THAN 2 ADJACENT YARDS BEING THE SAME.
SEE SHEETS 6 & 7 FOR EASEMENTS

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

THE RESERVE AT
AUTUMN CREEK
SUBDIVISION PHASE 3
PROJECT NO. 10-130 SHEET 4 OF 8



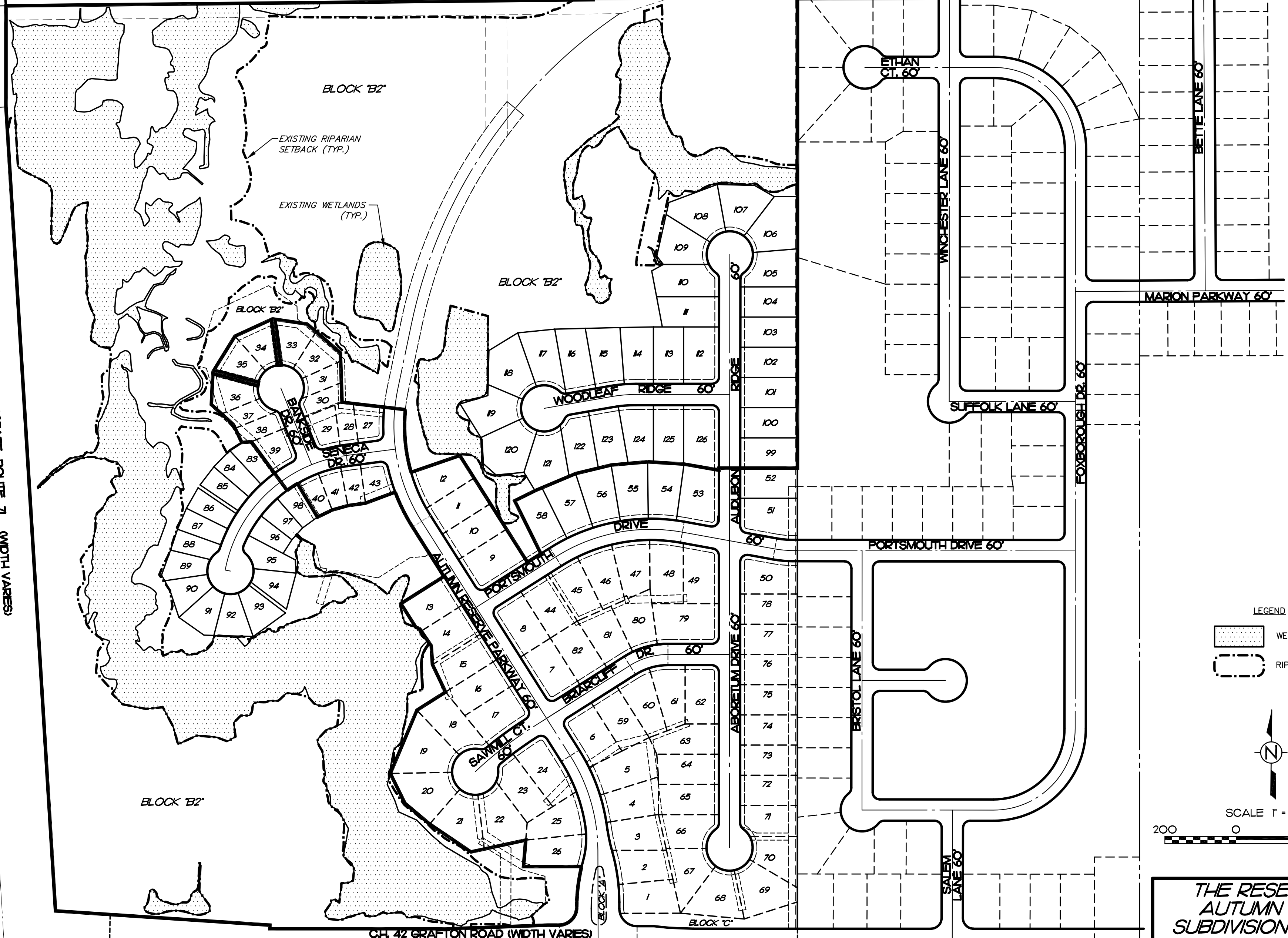
①	R = 400.00 Δ = 9°55'33" A = 69.30 T = 34.74 C = 69.21 N84°23'19"E	②	R = 20.00 Δ = 53°58'05" A = 18.84 T = 10.18 C = 18.15 N26°23'32"E	③	R = 65.00 Δ = 58°41'27" A = 66.58 T = 36.54 C = 63.71 N24°01'50"E	④	R = 65.00 Δ = 47°45'09" A = 54.17 T = 28.77 C = 52.62 N29°11'27"W	⑤	R = 65.00 Δ = 47°45'09" A =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



WETLAND & RIPARIAN SETBACK NOTES:

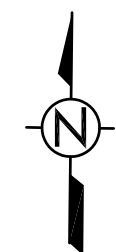
1. THE PROPERTY WITHIN THE WETLAND OR RIPARIAN SETBACK AREAS AS SHOWN HEREON IS TO BE PRESERVED IN ITS NATURAL CONDITION WHICH IS ESSENTIAL FOR THE PRESERVATION OF WETLANDS AND STREAMS. THESE AREAS SHALL NOT BE MANIPULATED OR ALTERED IN ANY WAY WITHOUT THE APPROVAL OF THE ARMY CORPS OF ENGINEERS OR THE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

INTERSTATE ROUTE 71 (WIDTH VARIES)



LEGEND

- WETLANDS
- RIPARIAN SETBACK



SCALE 1" = 200'

200 0 200 400

THE RESERVE AT
AUTUMN CREEK
SUBDIVISION PHASE 3
PROJECT NO. 10-130 SHEET 8 OF 8

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 77-15

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

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

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

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

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

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

PASSED: 1st Reading _____
2nd Reading _____
3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 78-15

BY: Committee-of-the-Whole

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

- WHEREAS: On June 14, 2010, City Council adopted Resolution No. 53-10 authorizing the City Manager to enter into an agreement (the "Agreement") with the Greater Cleveland Regional Transit Authority (the "GCRTA") for the provision of transportation services known as the 451 Route (now the 251 Flyer) for the term of August 16, 2010 through August 14, 2011, in exchange for compensation in the amount of \$5,503.33 per month;
- WHEREAS: On July 25, 2011, City Council adopted Resolution No. 60-11 extending the Agreement with the GCRTA for a period of two (2) months up to and including October 14, 2011, for the provision of transportation services known as the 451 Route in exchange for compensation in the amount of \$5,000.00 per month;
- WHEREAS: On October 10, 2011, City Council adopted Resolution No. 92-11 extending the Agreement with the GCRTA for a period of two (2) months up to and including December 14, 2011, for the provision of transportation services known as the 451 Route in exchange for compensation in the amount of \$5,000.00 per month;
- WHEREAS: On December 12, 2011, City Council adopted Resolution No. 111-11 extending the Agreement with the GCRTA for a period of three (3) months up to and including March 14, 2012, for the provision of transportation services known as the 451 Route in exchange for compensation in the amount of \$5,000.00 per month;
- WHEREAS: On March 12, 2012, City Council adopted Resolution No. 26-12 extending the Agreement with the GCRTA for a period of three (3) months up to and including June 14, 2012, for the provision of transportation services known as the 451 Route in exchange for compensation in the amount of \$5,000.00 per month;
- WHEREAS: On May 21, 2012, City Council adopted Resolution No. 65-12 authorizing the extension of the Agreement for a period up to and including December 31, 2012, for monthly compensation in the amount of \$5,000.00;
- WHEREAS: On December 10, 2012, City Council adopted Resolution No. 118-12 authorizing the extension of the Agreement for a period up to and including December 31, 2013, for monthly compensation in the amount of \$4,250.00;
- WHEREAS: On October 14, 2013, City Council adopted Resolution No. 71-13 authorizing the

extension of the Agreement for a period up to and including December 31, 2014, for monthly compensation in the amount of \$4,250.00;

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

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

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

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

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

PASSED: 1ST reading _____

2ND reading _____

3RD reading _____

ADOPTED: _____ AYES _____ NAYS _____

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

2. The City shall pay GCRTA the total sum of Fifty-One Thousand Dollars (\$51,000.00) payable in twelve (12) equal monthly installments of Four Thousand Two Hundred Fifty Dollars (\$4,250.00) commencing on January 1, 2016.
3. The terms and provisions of the Agreement shall remain in full force and effect except as otherwise modified by this Ninth Amendment.

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

Greater Cleveland Regional Transit
Authority

City of Brunswick, Ohio

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

Anthony J. Bales, City Manager

Date _____

Date _____

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

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

General Counsel, Deputy General
Manager for Legal Affairs

Kenneth J. Fisher, Director of Law

By: _____
(Print Name)

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 84-15

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

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

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

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

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

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

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

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

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

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 85-15

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

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

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

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

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

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

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

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 10/26/2015

TO: Vice Mayor Vince Carl and Members of City Council

FROM: Anthony J. Bales, City Manager
Ken Fisher, Director

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 88-15** - A Resolution to renew existing agreement with the Medina County Public Defender Commission to provide Defense Counsel for indigent defendants in Medina Municipal Court for municipal code violations from January 1, 2016 through December 31, 2016 - **2nd Reading** (To be brought from Committee-of-the-Whole, *Administration/ Kenneth Fisher*)

BACKGROUND: Resolution 72-11 authorized City Manager to enter into Agreement with the Medina County Public Defender Commission to provide indigent defense services for calendar year 2012. Resolution 100-12 authorized renewal of the Agreement for calendar year 2013. Resolution No. 86-13 authorized renewal of the Agreement for calendar year 2014. Resolution No. 82-14 authorized renewal of the Agreement for calendar year 2015.

PURPOSE AND EXPLANATION: Renewal of the Agreement for calendar year 2016.

IMPLEMENTATION SCHEDULE: January 1, 2016 through December 31, 2016 upon adoption of Resolution by Council.

FINANCIAL INFORMATION: 8000 - 001-0600-54233 - - - -

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

RECOMMENDED ACTION:

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

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

**ADDITIONAL
INFORMATION:**

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

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 88-15

BY: Committee-of-the-Whole

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

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

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

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

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

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

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

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

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

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

PASSED: 1ST reading _____

2ND reading _____

3RD reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council

Barbara J. Ortiz

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 10/26/2015

TO: Vice Mayor Vince Carl and Members of City Council

FROM: Anthony J. Bales, City Manager
Grant Aungst, Community and Economic Development Director

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 92-15** - A resolution authorizing the City Manager to enter into a grant agreement with Lowbrow Customs, LLC - **2nd Reading** (To be brought from Economic Development Committee, *Administration/Grant Aungst*)

BACKGROUND: City Administration has been in discussions with a potential purchaser of an existing building in the City's industrial park regarding relocating the business to the City and potential upgrades to the existing structure and site, including additional staffing. Discussions involved economic development incentives that may be available.

PURPOSE AND EXPLANATION: The City has in place an economic development program to promote the creation of jobs and stimulate economic growth. As part of the agreement, the City shall provide Lowbrow with an annual grant in an amount equal to ten percent of Municipal Income Tax Receipts, for each \$100,000 of annual employee payroll, provided such annual employee payroll exceeds \$700,000, not to exceed one hundred percent of Municipal Income Tax Receipts. Such grant shall be payable solely from City Non-Tax Revenues. The grant shall continue for five consecutive years. In order to receive and retain the grant Lowbrow shall retain all of its business operations in the City for a minimum period of ten years and maintain a minimum annual payroll of \$700,000 during such ten year period.

IMPLEMENTATION SCHEDULE: Pending Council approval, as soon as the business receives occupancy permit from the City for business operations.

FINANCIAL INFORMATION: Financial - 001-0490-54285 - \$18,500.00 - 001-0490-54285 - -

FINANCIAL SUMMARY: Fiscal approval for this agreement and each applicable year will be done through an annual purchase order, subject to Council's appropriation and the applicable tax rate in existence at the time. The \$18,500 amount is the calculated not to exceed maximum amount for the first year of the agreement provided all applicable conditions in the agreement are met, tax rates remain the same and sufficient appropriations have been passed by Council. The 2016 Budget is expected to be passed by Council in November or December of 2015.

**RECOMMENDED
ACTION:**

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

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

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 92-15

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

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

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

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

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

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

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

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

GRANT AGREEMENT

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

RECITALS:

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

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

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

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

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

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

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

B. Grants.

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

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

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

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

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

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

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

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

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

C. Additional Covenants and General Conditions.

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

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

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

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

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

To the City:

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

To Lowbrow Customs:

Mr. Tyler Malinky
2305 Ridge Rd
Hickley, OH 44256

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

[SIGNATURE PAGE TO FOLLOW]

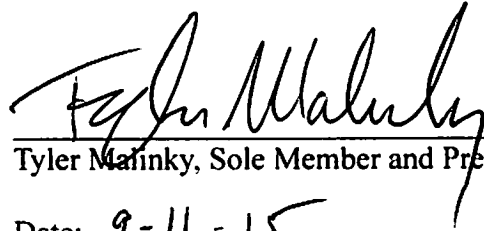
WHEREFORE, the Parties hereto have caused this Grant Agreement to be executed as of the dates indicated below.

CITY OF BRUNSWICK, OHIO

LOWBROW CUSTOMS, LLC

Anthony J. Bales, City Manager

Date: _____



Tyler Malinky, Sole Member and President

Date: 9-16-15

Approved as to form:

Kenneth J. Fisher, Law Director

Date: _____

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

Barbara Ortiz, Clerk of Council

CITY OF BRUNSWICK, OHIO
RESOLUTION NUMBER 91-15

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION DECLARING THE INTENTION OF THE CITY OF BRUNSWICK TO PROVIDE MUNICIPAL SERVICES TO A 1.4562 ACRE PARCEL OF LAND (PPN 001-02B-07-021) ON NORTH CARPENTER ROAD.

WHEREAS: The City of Brunswick has been notified that a Petition for Regular Annexation on Application of Owner was presented to the Medina County Commissioners requesting a parcel of land be annexed from Brunswick Hills Township to the City of Brunswick, and

WHEREAS: The City of Brunswick does not object to this Petition.

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY RESOLVES:

SECTION 1: The Council for the City of Brunswick hereby declares that, should the Medina County Commissioners grant the annexation of 1.4562 acres of land on North Carpenter Road (PPN 001-02B-07-021), the City of Brunswick will provide police protection, fire prevention/suppression, EMS service, and any and all other services rendered to residents of the City of Brunswick. Additionally, the City of Brunswick will support any application to the Cleveland Division of Water for connection to the water system for the provision of water services to the property and to the Medina County Sanitary Engineer for connection to the sanitary sewer system, subject to payment of any and all applicable costs and fees.

SECTION 2: That the Council of the City of Brunswick hereby urges the County to undertake a careful and deliberate study of all matters presented in the Petition for Regular Annexation on Application of Owner, as attached hereto as Exhibit "A", and to approve the proposed annexation of such property to the City of Brunswick.

SECTION 3: This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety, welfare, and providing for the usual daily operation of a municipality, and for the further reason that the approved legislation must be filed with the Medina County Commissioners' Office twenty (20) days before the December 15, 2015 hearing date. Therefore the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____
2nd Reading _____
3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barbara Ortiz

AMENDED PETITION FOR REGULAR ANNEXATION
ON APPLICATION OF OWNERS

TO: Board of County Commissioners of Medina County, Ohio
144 North Broadway
Medina, Ohio 44256

2015 OCT 21 PM 2:03

I, the undersigned, being the sole owner of real estate in the territory hereinafter described, hereby petition for the regular annexation of the territory set forth in Exhibit "A" to the City of Brunswick, Medina County, Ohio, said property being owned by the undersigned in Brunswick Hills Township:

- I. Katie A. Gilder, 445 N. Carpenter Road, Brunswick, Ohio 44212 - Owner of parcel identified as PPN 001-02B-07-021.

The above-described territory is adjacent to and contiguous with the said City of Brunswick.

Petitioners have attached and made a part of this petition, an accurate map showing the boundaries of the territory sought to be annexed, marked "Map of Territory to be Annexed to the City of Brunswick."

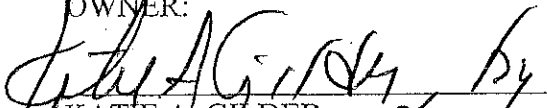
There is one (1) owner of the real estate in the above-described territory which is sought to be annexed to the City of Brunswick as set forth below herein.

Attached hereto as Exhibit "B" is the list of the owner, mailing addresses and Permanent Parcel Numbers of all parcels adjacent to the territory being annexed in these within proceedings.

Further attached hereto as Exhibit "C" is an 8.5 x 11 copy of the subject mylar.

David S. Riehl, Attorney at Law, 3695 Center Road, Brunswick, Ohio 44212 is hereby appointed agent for the undersigned petitioner pursuant to separate document.

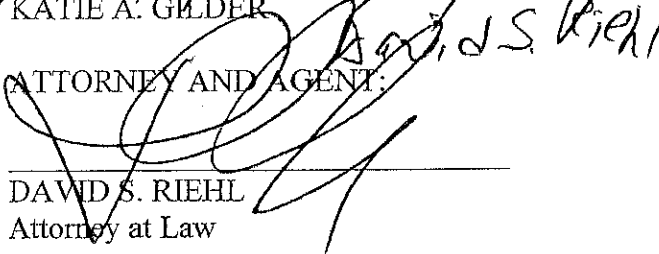
OWNER:


KATIE A. GILDER

DATE

10/21/15

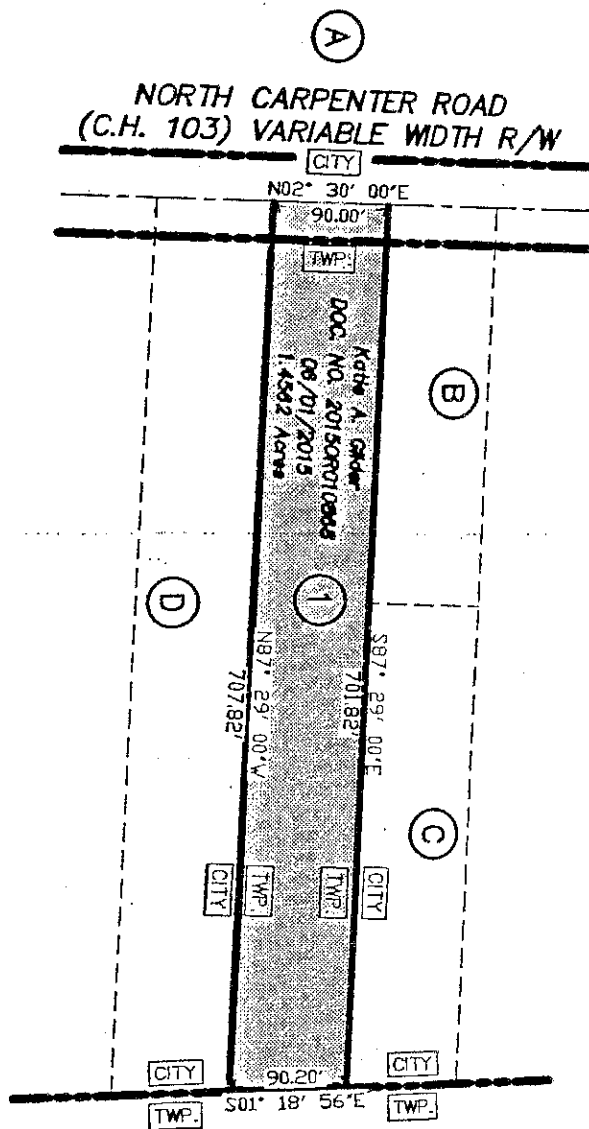
ATTORNEY AND AGENT:


DAVID S. RIEHL
Attorney at Law

DATE

10/21/15

MAP OF TERRITORY TO BE ANNEXED TO THE CITY OF BRUNSWICK



State of Ohio
8.92 Ac.
D.V. 298, Pg. 404
12-12-1962

INTERSTATE 71

EXHIBIT A

445 North Carpenter Road

Brunswick, OH 44212

Situated in the Township of Brunswick Hills, County of Medina and State of Ohio and known as being part of original Brunswick Township Lot No. 23, Tract 2, being more fully described as follows:

Commencing at Monument found at the Southwest corner of Original Brunswick Township Lot No. 23, also being the centerline intersection of T.H. 42, Grafton Road, and T.H. 103, Carpenter Road;

thence North 02 degrees 30'00" East 942.08 feet along said Carpenter Road Centerline to a point therein and being the principal place of beginning of the parcel described herein;

thence continuing along said Carpenter Road centerline North 02 degrees 30'00" East 90.00 feet to a point therein;

thence South 87 degrees 29'00" East, 701.82 feet to an iron pin found in the West right-of-way of Interstate 71 while passing through an iron pin set 30.00 feet from Carpenter Road centerline;

thence South 01 degrees 18'56" East 90.20 feet along said Interstate right-of-way to an iron pin set therein;

thence North 87 degrees 29'00" West 707.82 feet to the principal place of beginning and passing through an iron pin set 30.00 feet therefrom and containing therein 1.4562 acres of land as surveyed in July 1985 by Charles A. Rolling registered surveyor No. 5569, be the same more or less.

Permanent Parcel Number: 001-02B-07-021

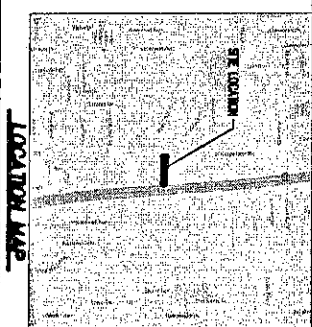
EXHIBIT B
ANNEXATION OF 445 N. CARPENTER ROAD
BRUNSWICK HILLS TOWNSHIP
LIST OF OWNERS, MAILING ADDRESSES AND
PERMANENT PARCEL NUMBERS OF
ALL PARCELS ADJACENT TO TERRITORY BEING ANNEXED

1. Concord Meadows & Greenbelt Association, Inc., P.O. Box 185, Brunswick, Ohio 44212, Permanent Parcel No. 003-18B-15-051;
2. Jay Kurowski, 431 N. Carpenter Road, Brunswick, Ohio 44212, Permanent Parcel No. 003-18B-15-098;
3. Jay Kurowski, 431 N. Carpenter Road, Brunswick, Ohio 44212, Permanent Parcel No. 003-18B-15-099;
4. James D. and Christine A. Tharp, 453 N. Carpenter Road, Brunswick, Ohio 44212, Permanent Parcel No. 003-18B-15-148.

REGULAR ANNEXATION OF 1.4668 ACRES, INTO THE CITY OF BRUNSWICK FROM BRUNSWICK HILLS TOWNSHIP SITUATED IN THE TOWNSHIP OF BRUNSWICK HILLS, COUNTY OF MEDINA AND STATE OF OHIO, ALSO KNOWN AS PART OF ORIGINAL BRUNSWICK TOWNSHIP LOT NO. 23, TRACT NO. 2.

ADJACENT PROPERTIES

OWNER'S NAME	TRANSFER DATE	INSTRUMENT NO.	PANEL NO.	PROPERTY ADDRESS	TAX MAPING ADDRESS
A Concord Meadows & Greenbelt Association, Inc.	01/04/1991	OR Vol. 597, Page 31	003-188-15-081	Parbrook Court, Brunswick, Ohio 44212	P.O. Box 185, Brunswick, Ohio 44212
B Jay Kuepfer	12/10/2013	Doc. No. 20130603535	003-188-15-085	N. Carpenter Road, Brunswick, Ohio 44212	431 N. Carpenter Road, Brunswick, Ohio 44212
C Jay Kuepfer	12/10/2013	Doc. No. 20130603535	003-188-15-099	N. Carpenter Road, Brunswick, Ohio 44212	431 N. Carpenter Road, Brunswick, Ohio 44212
D James D. & Christine A. Tharp	02/28/1992	OR Vol. 676, Page 518	003-188-15-148	463 N. Carpenter Road, Brunswick, Ohio 44212	463 N. Carpenter Road, Brunswick, Ohio 44212



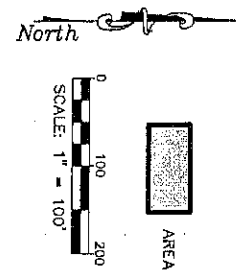
ANNEXED PROPERTY

OWNER'S NAME	TRANSFER DATE	INSTRUMENT NO.	OLD PARCEL NUMBER	NEW PARCEL NUMBER	OLD PROPERTY ADDRESS	NEW PROPERTY ADDRESS	AREA	TAX MAPING ADDRESS
Kate A. Gilder	06/01/2015	Doc. No. 20150701068	001-028-07-021		445 Carpenter Road, Brunswick, Ohio 44212	445 Carpenter Road, Brunswick, Ohio 44212	1.4668 Ac.	445 Carpenter Road, Brunswick, Ohio 44212

SEPTEMBER 2015

ROLLING HILLS, INC.
A Division of
CIVIL ENGINEERING & SURVEYING
237 SOUTH COURT STREET
SUITE 6
MEDINA, OHIO 44126
PHONE: (330)723-1828
FAX: (330)723-6637
PROJECT NO. 31.628

ONE FILE, J1628, Annexation.dwg



AREA TO BE ANNEXED

CERTIFICATION:

I HEREBY CERTIFY THIS DRAWING TO HAVE BEEN CREATED BASED ON INFORMATION OF RECORD MADE BY ME AND/OR UNDER MY DIRECT SUPERVISION AND TO BE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE.

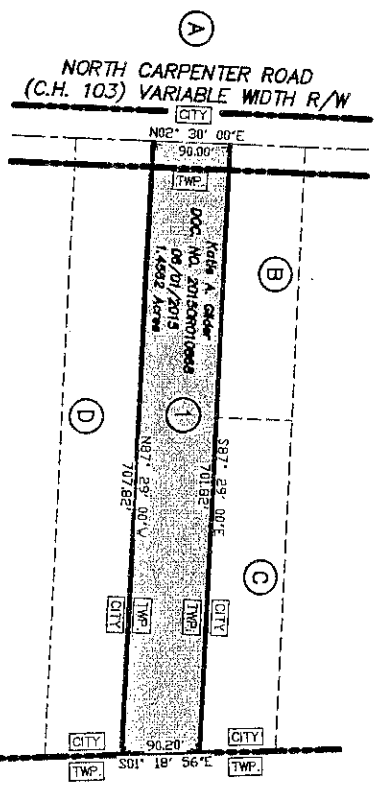
ANDREW C. PLANET, REG. SURVEYOR NO. 5-7802
DATE _____

ACCEPTANCE:

I, THE UNDERSIGNED OWNER OR DULY APPOINTED REPRESENTATIVE THEREOF OF THE LANDS EMBRACED WITHIN THIS PLAT, HEREBY ACKNOWLEDGE THIS PLAT TO BE MY FREE ACT AND DEED, I CERTIFY THAT THERE ARE NO DELINQUENT TAXES OR ASSESSMENTS AGAINST THESE LANDS.

KATE A. GILDER
STATE OF OHIO
MEDINA COUNTY
BEFORE ME, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED THE ABOVE NAMED _____ WHO ACKNOWLEDGE THAT SHE DID SIGN THE FOREGOING INSTRUMENT AND THAT THE SAME IS HIS FREE ACT AND DEED, IN TESTIMONY WHEREOF I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL AT THIS _____ DAY OF _____, 2015.

NOTARY PUBLIC



State of Ohio
0.92 Ac.
D.V. 208, Pg. 404
12-12-1982

INTERSTATE 71

ACCEPTANCE:

ACCEPTED BY THE CITY OF BRUNSWICK BY CITY COUNCIL RESOLUTION / ORDINANCE NO. _____ AT A REGULAR MEETING OF SAME HELD ON THIS _____ DAY OF _____, 20____ BY CLERK OF COUNCIL.

CLERK OF COUNCIL

APPROVALS:

APPROVED BY THE MEDINA COUNTY BOARD OF COMMISSIONERS ON THIS THIS _____ DAY OF _____, 20____ BY:

MEDINA COUNTY COMMISSIONER - PRESIDENT

MEDINA COUNTY COMMISSIONER

MEDINA COUNTY COMMISSIONER

APPROVED FOR TRANSFER _____ DAY OF _____, 20____

RECEIVED FOR TRANSFER _____ DAY OF _____, 20____

COUNTY AUDITOR

RECEIVED AND RECORDED _____ DAY OF _____, 20____ AT _____

MEDINA COUNTY RECORDER

NOTICE OF FILING OF AMENDED ANNEXATION PETITION

DATE: October 21, 2015

TO: Clerk of City of Brunswick

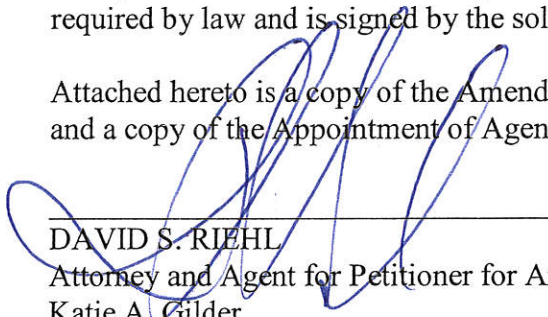
You will hereby take notice that certain petitioners seeking the annexation of certain territory located in the Township of Brunswick Hills, County of Medina, State of Ohio, to the City of Brunswick, County of Medina, State of Ohio, filed an amended petition for the annexation of such territory in the office of the Board of County Commissioners of Medina County, Ohio, on the 21st day of October, 2015.

The Board of Medina County Commissioners has scheduled this matter for hearing on the 15th day of December, 2015 at 10:30 a.m. in the Medina County Administration Building, 144 N. Broadway, Medina, Ohio.

This notice is given by the undersigned agent of such petitioner pursuant to O.R.C. §709.03.

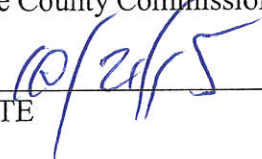
Said petition contains a full description of the territory to be annexed and other matters required by law and is signed by the sole owner of the real estate in such territory.

Attached hereto is a copy of the Amended Petition for Annexation, a copy of the plat map and a copy of the Appointment of Agent as filed with the County Commissioners.



DAVID S. RIEHL

Attorney and Agent for Petitioner for Annexation:
Katie A. Gilder



DATE

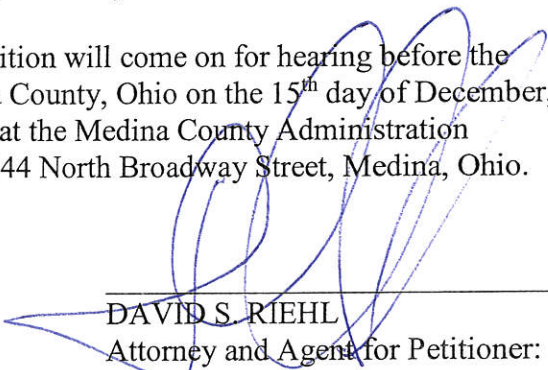
TRANSMITTAL OF NOTICE OF AMENDED PETITION FOR ANNEXATION

DATE: October 21, 2015

TO: Clerk of City of Brunswick

You will hereby take notice that the undersigned as agent for the certain petitioner seeking the annexation of certain territory located in the Township of Brunswick Hills, County of Medina, State of Ohio, to the City of Brunswick, County of Medina, State of Ohio, is causing a notice containing the substance of the petition and the time and place wherein said petition will be heard by the Board of County Commissioners of Medina County, Ohio to be published as required by law, and that a copy of such notice is hereby attached and delivered to you as required by O.R.C. §709.031.

The matters contained in the annexation petition will come on for hearing before the Board of County Commissioners of Medina County, Ohio on the 15th day of December, 2015, 10:30 a.m. Said hearing will be held at the Medina County Administration Building, County Commissioners' Office, 144 North Broadway Street, Medina, Ohio.



DAVID S. RIEHL
Attorney and Agent for Petitioner:
Katie A. Gilder

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 10/26/2015

TO: Vice Mayor Vince Carl and Members of City Council

FROM: Anthony J. Bales, City Manager
Todd Fischer, Finance Director

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 93-15** - An emergency Ordinance to adopt the annual appropriation budget for expenditures of the City of Brunswick for the year beginning January 1, 2016 and ending December 31, 2016 - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

BACKGROUND: Each year and in accordance with Ohio Revised Code Section 5705 Council is required to adopt an annual appropriation budget.

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

**IMPLEMENTATION
SCHEDULE:**

The 2016 Budget presentation was presented and discussed with the Finance Committee and other members of Council on October 15th, 2015. This budget legislation is anticipated to be moved to the October 26, 2015 Council agenda as an emergency for three readings. Recommended action for approval is requested for November 23, 2015 with emergency clause. The emergency clause is considered necessary in order to remain in compliance with the Ohio Revised Code, allow for the daily operations of the City of Brunswick to continue without interruptions, and allow for a more seamless transition into 2016.

**FINANCIAL
INFORMATION:** Schedule of Fund Appropriations - See Exhibit A - 01/01/2016 - See Exhibit A - Various - - 53906688.93

**FINANCIAL
SUMMARY:** The total 2016 appropriation budget for all funds (including all book internal transfers, agency funds, etc.) equals \$53,906,688.93.

**RECOMMENDED
ACTION:**

One Reading	Yes
Two Readings	Yes

Three Readings	Yes
Emergency	Yes
Suspension of Rules	No

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

The 2016 Budget presentation was presented and discussed with the Finance Committee and other members of Council on October 15th, 2015. This budget legislation is anticipated to be moved to the October 26, 2015 Council agenda as an emergency for three readings. Recommended action for approval is requested for November 23, 2015 with emergency clause.

The emergency clause is considered necessary in order to remain in compliance with the Ohio Revised Code, allow for the daily operations of the City of Brunswick to continue without interruptions, and allow for a more seamless transition into 2016.

**ADDITIONAL
INFORMATION:**

See Exhibit A.

CITY OF BRUNSWICK, OHIO

ORDINANCE NUMBER 93-15



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

AN EMERGENCY ORDINANCE ADOPTING THE ANNUAL APPROPRIATION BUDGET FOR EXPENDITURES OF THE CITY OF BRUNSWICK FOR THE YEAR BEGINNING JANUARY 1, 2016 AND ENDING DECEMBER 31, 2016

WHEREAS: The City of Brunswick Charter requires that an annual budget be prepared and submitted as provided by the laws of the State of Ohio;

WHEREAS: Ohio Revised Code Section 5705.38(A) requires this Council to adopt an annual appropriation budget; and

WHEREAS: City Council has publicly reviewed the 2016 Operating and Capital Budget and is desirous to comply with local and State Laws.

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

SECTION 1: That to provide for expenditures of the City of Brunswick, Ohio during the fiscal year beginning January 1, 2016 and ending December 31, 2016, the 2016 Operating and Capital Budget, as attached hereto and incorporated herein as Exhibit "A", is hereby adopted.

SECTION 2: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare, and for the further reason that Ohio law prescribes time limitations on the adoption and certification of the 2016 Operating and Capital 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 _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

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

City of Brunswick, Ohio
Exhibit "A" - Schedule of Fund Appropriations
For the Budget Year Ending December 31, 2016

Fund Number	Fund Name / Department	Personal Service	Other	Total
General Fund				
001	General Fund			
	City Council	174,353.00	87,064.00	\$ 261,417.00
	Mayor	76,398.00	83,829.00	\$ 160,227.00
	City Manager	164,011.00	122,556.00	\$ 286,567.00
	Information Technologies	126,355.00	182,955.00	\$ 309,310.00
	Engineering	20,741.00	350,669.00	\$ 371,410.00
	Building Department	290,178.00	255,414.00	\$ 545,592.00
	Cemetery Maintenance	-	15,100.00	\$ 15,100.00
	Janitorial Contract	-	17,503.50	\$ 17,503.50
	City Hall Building & Grounds	15,512.00	49,932.00	\$ 65,444.00
	Administrative Services	88,659.00	64,721.00	\$ 153,380.00
	Economic Development	96,765.00	155,434.00	\$ 252,199.00
	Animal Control	60,258.00	77,582.00	\$ 137,840.00
	Law Department	169,645.00	264,293.00	\$ 433,938.00
	Finance Department	202,690.00	189,573.00	\$ 392,263.00
	Income Tax Department	174,084.00	174,697.00	\$ 348,781.00
	Parks & Recreation Director	79,599.00	60,063.00	\$ 139,662.00
	Senior Activities	-	-	\$ -
	General Fund Administration	-	826,417.00	\$ 826,417.00
	Development Director & CBO	47,346.00	54,822.00	\$ 102,168.00
	Board of Building Appeals	359.00	1,267.00	\$ 1,626.00
	Board of Zoning Appeals	2,629.00	4,716.00	\$ 7,345.00
	Board of Civil Service	12,558.00	21,946.00	\$ 34,504.00
	Board of Ethics	2,780.00	2,025.00	\$ 4,805.00
	Board of Charter Review	-	-	\$ -
	Board of Commemorative Affairs	-	16,000.00	\$ 16,000.00
	General Fund Transfers / Advances	-	15,096,878.25	\$ 15,096,878.25
001	Total General Fund	\$ 1,804,920.00	\$ 18,175,456.75	\$ 19,980,376.75
Special Revenue Funds:				
110	Court Computerization Fund	9,251.00	17,331.00	\$ 26,582.00
111	FEMA Grant Fund	-	-	\$ -
114	Police Wages Fund	4,015,614.00	3,971,229.27	\$ 7,986,843.27
115	Fire Fund	2,167,428.00	2,597,215.00	\$ 4,764,643.00
116	Drug Enforcement Fund	-	135,000.00	\$ 135,000.00
117	Street Repair & Maintenance Fund	980,289.00	1,960,704.00	\$ 2,940,993.00
118	State Highway Fund	-	129,725.00	\$ 129,725.00
119	Law Enforcement Fund	-	3,743.00	\$ 3,743.00
120	Brunswick Transit Alternative (BTA) Fund	32,315.00	417,917.00	\$ 450,232.00
121	RLF / CDBG Fund	-	-	\$ -
123	Brunswick Area Television (BAT) Fund	139,745.00	206,931.00	\$ 346,676.00
127	Parks Fund	191,205.00	338,842.00	\$ 530,047.00
129	Department of Justice Federal Grant Fund	-	216,074.54	\$ 216,074.54
130	DUI Enforcement & Education Fund	-	15,654.00	\$ 15,654.00
131	Recreation Center Fund	498,602.00	681,979.64	\$ 1,180,581.64
132	CHIP Grant Fund (CDBG)	-	-	\$ -
133	Home Improvement Grant Fund (CDBG)	-	-	\$ -
137	Medina County Safe Communities Federal Grant	-	34,991.03	\$ 34,991.03
Enterprise Funds:				
223	Refuse Fund	57,028.00	2,586,194.00	\$ 2,643,222.00
224	Storm Water Management Fund	22,709.00	1,922,681.03	\$ 1,945,390.03
Capital Improvement Funds:				
300	General Permanent Improvement Fund	-	561,900.00	\$ 561,900.00

City of Brunswick, Ohio
Exhibit "A" - Schedule of Fund Appropriations
For the Budget Year Ending December 31, 2016

Fund Number	Fund Name / Department	Personal Service	Other	Total
332	Road Levy Fund		1,826,649.80	\$ 1,826,649.80
333	Road Improvement Fund	-	1,927,189.77	\$ 1,927,189.77
334	Traffic Control Fund	-	-	\$ -
335	Public Square Fund	-	-	\$ -
336	City Building Improvement Fund	-	1,036.42	\$ 1,036.42
337	EPA Grant Fund		177,779.04	\$ 177,779.04
339	Fire Improvement Fund	-	-	\$ -
341	Park Improvement Fund	-	60,000.00	\$ 60,000.00
345	Ohio Environmental Infrastructure Grant Fund	-	590,991.01	\$ 590,991.01
347	North Carpenter Road Improvement Fund	-	493,567.88	\$ 493,567.88
348	Boston Road Improvement Fund	-	215,774.72	\$ 215,774.72
349	Applewood Storm Sewer Improvement Fund	-	-	\$ -
353	I-71 / Rt. 303 Enhancement Fund	-	(0.00)	\$ (0.00)
358	Storm Sewer Improvement Fund	-	-	\$ -
359	South Industrial Parkway Improvement Fund	-	-	\$ -
360	Brunswick Lake Improvement Fund	-	1,662,671.06	\$ 1,662,671.06
361	Highland Drive Storm Sewer Improvement Fund	-	-	\$ -
362	OPWC North Carpenter Road Improvement Fund	-	-	\$ -
363	OPWC El Dorado Storm Water Improvement Fund	-	-	\$ -
364	OPWC Grafton/Hadcock Road Improvement Fund	-	-	\$ -
365	OPWC Hadcock Rd Reconstruction Phase II Fund	-	-	\$ -
366	OPWC Pearl Rd Improvement Fund	-	-	\$ -
367	OPWC Hadcock Rd Reconstruction Fund		1,198,000.00	\$ 1,198,000.00
368	OPWC Grafton Road Improvement Fund		547,283.00	\$ 547,283.00
369	OPWC Center Road Resurfacing Fund		513,972.48	\$ 513,972.48
Debt Service Funds:				
771	General Obligation Bond Retirement Fund	-	-	\$ -
777	Special Assessment BRF: Crosscreek Road	-	-	\$ -
778	Special Assessment BRF: Carpenter Road	-	-	\$ -
779	Special Assessment BRF: Laurel West Waterline	-	-	\$ -
780	Special Assessment BRF: Grafton Phase III	-	3,237.00	\$ 3,237.00
781	Special Assessment BRF: South Industrial Parkway	-	107,750.00	\$ 107,750.00
782	Special Assessment BRF: Laurel Road (2006)	-	42,287.50	\$ 42,287.50
783	Special Assessment BRF: Brunswick Lake - Dam	-	18,998.81	\$ 18,998.81
784	Special Assessment BRF: Brunswick Lake - Dredging	-	11,826.18	\$ 11,826.18
Agency Funds:				
880	Recreation Programs Agency Fund	-	-	\$ -
881	General Trust Agency Fund	-	500,000.00	\$ 500,000.00
882	Unclaimed Money Agency Fund	-	20,000.00	\$ 20,000.00
883	Twelve Step Agency Fund	-	-	\$ -
884	Family Violence Agency Fund	-	-	\$ -
885	Flexible Spending Agency Fund	-	75,000.00	\$ 75,000.00
886	Non-Residential 3% Building Permit Agency Fund	-	10,000.00	\$ 10,000.00
887	Residential 1% Building Permit Agency Fund	-	10,000.00	\$ 10,000.00
Grand Total				\$ 53,906,688.93

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 10/26/2015

TO: Vice Mayor Vince Carl and Members of City Council

FROM: Anthony J. Bales, City Manager
Todd Fischer, Finance Director

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO 95-15** - An emergency Ordinance amending section 1 of Ordinance no.107-14 to provide for a revised allocation of municipal income tax receipts during the period from January 1, 2016 through December 31, 2016 - **1st Reading** (To be brought from Finance Committee, Administration/Todd Fischer)

BACKGROUND: Codified Ordinance Section 880.01 (e) requires Council to pass an Ordinance to amend the distribution of municipal income taxes to various funds. Generally occurs at the beginning of the year or "as needed". The estimated income tax collections and distribution of net income taxes as written have also been set to comply with the levy language of the City's two income tax specific safety levies.

PURPOSE AND EXPLANATION:

In accordance with Section 880.01 (e) of the Brunswick Codified Ordinances, this Council will be required to pass ordinances from time to time to provide for the allocation of income tax receipts as required and permitted by Section 880.01; and

City Council has determined that the allocation formula during the period from January 1, 2016 through December 31, 2016, should maximize the amounts provided for municipal services and improvements; and

In order to carry out that purpose subject to and consistent with the requirements of Section 880.01 of the Codified Ordinances, this Council has determined that it is necessary to amend Section 1 of Ordinance No. 107-14;

IMPLEMENTATION SCHEDULE:

The proposed 2016 income tax allocation draft legislation and 2016 appropriation budget was presented and discussed with the Finance Committee and other members of Council on October 15th, 2015. This 2016 income tax allocation legislation is anticipated to be moved to the October 26, 2015 Council agenda as an emergency for three readings. Recommended action for approval is requested for November 23, 2015 with emergency clause. The emergency clause is considered necessary in order to remain in compliance with the Ohio Revised Code, allow for the daily operations of the City of Brunswick to continue without interruptions, and allow for a more seamless transition into 2016.

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

This piece of legislation adopts the distribution requirements for municipal income taxes and imposes a ceiling or maximum of income tax dollars that can be received in specifically listed funds. The estimated income tax collections and distribution of net income taxes as written have also been set to comply with the levy language of the City’s two income tax specific safety levies. Note: The actual income taxes received ultimately relate to the fiscal impact, however, actual income tax amounts cannot be determined until the fiscal year is over and actual income tax collection receipts and related expenses are known.

**RECOMMENDED
ACTION:**

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

If emergency or suspension of the rules, why the request?
The proposed 2016 income tax allocation draft legislation and 2016 appropriation budget was presented and discussed with the Finance Committee and other members of Council on October 15th, 2015. This 2016 income tax allocation legislation is anticipated to be moved to the October 26, 2015 Council agenda as an emergency for three readings. Recommended action for approval is requested for November 23, 2015 with emergency clause. The emergency clause is considered necessary in order to remain in compliance with the Ohio Revised Code, allow for the daily operations of the City of Brunswick to continue without interruptions, and allow for a more seamless transition into 2016.

**ADDITIONAL
INFORMATION:**

None.

CITY OF BRUNSWICK, OHIO

ORDINANCE NUMBER 95-15



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

AN EMERGENCY ORDINANCE AMENDING SECTION 1 OF
ORDINANCE NO. 107-14 TO PROVIDE FOR A REVISED ALLOCATION
OF MUNICIPAL INCOME TAX RECEIPTS DURING THE PERIOD FROM
JANUARY 1, 2016 THROUGH DECEMBER 31, 2016

- WHEREAS: In accordance with Section 880.01(e) of the City of Brunswick Codified Ordinances, this Council is required to pass Ordinances from time to time to provide for the allocation of income tax receipts as required and permitted by Codified Ordinance Section 880.01; and
- WHEREAS: This Council has determined that the allocation formula during the period from January 1, 2016 through December 31, 2016 should maximize the amounts provided for municipal services and improvements; and
- WHEREAS: In order to carry out such purpose, subject to and consistent with the requirements of Section 880.01 of the Codified Ordinances, this Council has determined that it is necessary to amend Section 1 of Ordinance No. 107-14;
- WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:
- SECTION 1: That Section 1 of Ordinance No. 107-14, adopted on December 8, 2014, be and is hereby amended to read as follows:

“SECTION 1. Subject to and consistent with the provisions of Section 880.01 of the Codified Ordinances, during the period from January 1, 2016 through December 31, 2016, the income tax receipts collected under the provisions of Chapter 880 of the Codified Ordinances each month, after provision for costs of administering and enforcing the provisions of that Chapter, shall be allocated to and deposited in or transferred to the following funds in the following percentage allocations notwithstanding the tax year to which they are attributable, at the close of each month:

Fund	Allocation
Police Fund	49.25%
Fire Fund	26.50%
Street Repair & Maintenance Fund	7.50%
BTA Fund	1.00%
Parks Fund	3.50%
Capital Improvement Fund	2.50%
General Fund	9.75%

; provided that when amounts allocated to a fund reach the designated annual maximum for that fund for 2016 set forth below, no additional income tax receipts will be deposited into that fund in 2016. Any amounts in excess of such maximum allocations shall be allocated to the General Fund.

CITY OF BRUNSWICK, OHIO

ORDINANCE NUMBER 95-15



The annual maximum allocations for the various funds for 2016 shall be as follows:

Fund	Maximum Allocation
Police Fund	\$6,750,000
Fire Fund	\$3,800,000
Street Repair & Maintenance Fund	\$1,125,000
BTA Fund	\$145,000
Parks Fund	\$520,000
Capital Improvement Fund	No Limit
General Fund	No Limit

This Council finds and determines that, based on the City's estimated income tax receipts for 2016, the allocation percentages and maximum allocations set forth in this Section are consistent with the requirements of paragraphs (b), (c) and (d) of Section 880.01 of the Codified Ordinances. This Council shall act promptly to revise the foregoing allocation percentages and or maximum allocations if, as and when such revisions are necessary to ensure continuing compliance with the requirements of Section 880.01 of the Codified Ordinances.

The Finance Director/Income Tax Administrator shall provide Council with monthly financial reports reflecting amounts of the prior month's allocations to the various funds and year to date allocations to the various funds and confirming the City's continuing compliance with the requirements of Section 880.01 of the Codified Ordinances.

SECTION 2: That Section 1 of Ordinance No. 107-14, as adopted on December 8, 2014, be and is hereby repealed.

SECTION 3: The Council finds and determines that all formal actions of this Council and of any of its committees concerning and relating to the passage of this Ordinance were taken, and all deliberations of this Council and of any of its committees that resulted in such formal action were held, in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the additional reason that this Ordinance is necessary for the usual daily operation of a municipal government. Therefore the same shall be in full force and effect immediately after its passage by the required number of votes; otherwise, the earliest time permitted by law.

PASSED: 1st Reading _____
2nd Reading _____
3rd Reading _____

ADOPTED:

CITY OF BRUNSWICK, OHIO
ORDINANCE NUMBER 95-15



_____ AYES _____ NAYS _____

ATTEST:

Clerk of Council
Barbara J. Ortiz, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 10/26/2015

TO: Vice Mayor Vince Carl and Members of City Council

FROM: Anthony J. Bales, City Manager
Julie Murawski, Manager

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. #96-15** - An emergency Resolution authorizing the City Manager to enter into a one (1) year contract with Medical Mutual of Ohio for the provision of Medical and Prescription Insurance coverage for all full-time employees from January 1, 2016 to December 31, 2016 - **1st Reading** (To be brought from Committee of the Whole, *Administration/Anthony Bales*)

BACKGROUND: The City of Brunswick is required, per the collective bargaining agreements, to provide medical and prescription insurance for all full-time employees.

PURPOSE AND EXPLANATION: This Resolution is requesting to allow the City Manager to enter into a one (1) year contract with Medical Mutual of Ohio for medical and prescription insurance. For the year 2016,, Medical Mutual of Ohio submitted a quote for these services that was an approximate 7.41% average increase from 2015's current plan cost.

IMPLEMENTATION SCHEDULE: The new plan would be effective from January 1, 2016 to December 31, 2016.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: Cost is dependent upon enrollment and employees' choice of plan. Current employees' portion of monthly premium is 15% for Plan 1, 15% for Plan 2 and 11% for Plan 3. City is responsible for all remaining costs not required to be covered by the employees.

The City received the following quotes for similar health and prescription coverage:

1. Aetna
 - A. Single coverage - total monthly premium - Plan 1 \$747.82 and Plan 3 \$713.83
 - B. Family coverage - total monthly premium - Plan 1 \$2,019.13 and Plan 3 \$1,927.35
2. Medical Mutual of Ohio
 - A. Single coverage - total monthly premium - Plan 1 \$740.19 and Plan 3 \$718.14
 - B. Family coverage - total monthly premium - Plan 1 \$1,998.51 and Plan 3 \$1,938.98

Plan 2 is offered but we have no employees currently or anticipated in the future to choose Plan 2.

We received another quote but it did not generally meet the collective bargaining agreement requirement to retain similar medical and prescription coverage.

**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?

Due to the time sensitivity of needing to convert all full-time employees from United Health Care to Medical Mutual of Ohio prior to January 1, 2016 so that records can be changed and employees will receive their new medical cards before January 1, 2016, we recommend the legislation be passed on an emergency basis with suspension of the rules.

**ADDITIONAL
INFORMATION:**

Final costs will ultimately depend upon which plan and coverage is selected by the employee. Enrollment is expected to occur in November.

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 96-15

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER
TO ENTER INTO A ONE (1) YEAR CONTRACT WITH MEDICAL MUTUAL
OF OHIO FOR THE PROVISION OF MEDICAL AND PRESCRIPTION
INSURANCE COVERAGE FOR ALL FULL-TIME EMPLOYEES FROM
JANUARY 1, 2016 THROUGH DECEMBER 31, 2016

WHEREAS: The City of Brunswick is required per applicable Collective Bargaining Agreements to provide medical and prescription insurance for all full-time employees; and

WHEREAS: Per quote provided by Medical Mutual of Ohio, the overall price for 2016 is an approximate 7.41% average increase from the current plan enrollment for 2015.

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

SECTION 1: That the City Manager is hereby authorized and directed, upon approval of the Law Director, to enter into a one (1) year contract with Medical Mutual of Ohio for the provision of medical and prescription insurance for all full-time City employees from January 1, 2016 through December 31, 2016.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that immediate passage is necessary to allow for open enrollment of full-time City employees and to ensure the contract is effective on January 1, 2016. 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
Barbara J. Ortiz, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 10/26/2015

TO: Vice Mayor Vince Carl and Members of City Council

FROM: Anthony J. Bales, City Manager
Julie Murawski, Manager

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. #97-15** - An emergency Resolution authorizing the City Manager to enter into a one (1) year contract with Mutual of Omaha for the provision of Dental Insurance coverage for all full-time employees from January 1, 2016 to December 31, 2016 - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/ Anthony Bales*)

BACKGROUND: The City of Brunswick is required, per the collective bargaining agreements, to provide dental insurance for all full-time employees.

PURPOSE AND EXPLANATION: This Resolution is requesting to allow the City Manager to enter into a one (1) year contract with Mutual of Omaha for dental insurance. For the year 2016, Mutual of Omaha submitted a quote for these services that was an approximate 8.77% average decrease from 2015's current plan cost.

IMPLEMENTATION SCHEDULE: The new contract would be in effect from January 1, 2016 to December 31, 2016.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: Cost is dependent upon enrollment and employees' choice of plan. Current employees' portion of monthly premium is 15% for Plan 1, 15% for Plan 2 and 11% for Plan 3. City is responsible for all remaining costs not required to be covered by the employees.

Several quotes were received but only one, Mutual of Omaha, matched the dental coverage provided in 2015 by United Health Care. Collective bargaining agreements generally state that the City may change insurance carriers or coverage so long as the employees retain similar coverage. All other quotes received offer lesser coverage. The City Manager has decided to follow the recommendation of the Employee Health Care Committee to select Mutual of Omaha for dental coverage for 2016.

Mutual of Omaha

- A. Single coverage - total monthly premium - \$32.66
- B. Family coverage - total monthly premium - \$112.29

Plan 2 is offered but we have no employees currently or anticipated in the future to choose Plan 2.

**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?

Due to the time sensitivity of needing to convert all full-time employees from United Health Care to Mutual of Omaha prior to January 1, 2016 so that records can be changed and employees will receive their new medical cards before January 1, 2016, we recommend the legislation be passed on an emergency basis with suspension of the rules.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 97-15

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A ONE (1) YEAR CONTRACT WITH MUTUAL OF OMAHA FOR THE PROVISION OF DENTAL INSURANCE COVERAGE FOR ALL FULL-TIME EMPLOYEES FROM JANUARY 1, 2016 THROUGH DECEMBER 31, 2016

WHEREAS: The City of Brunswick is required per applicable Collective Bargaining Agreements to provide dental insurance for all full-time employees; and

WHEREAS: Per quote provided by Mutual of Omaha, the overall price for 2016 is an approximate 8.77% average decrease from the current plan enrollment for 2015.

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

SECTION 1: That the City Manager is hereby authorized and directed, upon approval of the Law Director, to enter into a one (1) year contract with Mutual of Omaha for the provision of dental insurance for all full-time City employees from January 1, 2016 through December 31, 2016.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that immediate passage is necessary to allow for open enrollment of full-time City employees and to ensure the contract is effective on January 1, 2016. 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
Barbara J. Ortiz, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 10/26/2015

TO: Vice Mayor Vince Carl and Members of City Council

FROM: Anthony J. Bales, City Manager
Grant Aungst, Community and Economic Development Director

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 98-15** - An emergency resolution providing for temporary relief from the Temporary Sign Regulations contained in City of Brunswick Codified Ordinances Section 1270.10 by waiving the number of temporary special event sign permits permitted in commercial and industrial zoning districts and durational requirements for display - **1st Reading** (To be brought from Economic Development Committee, *Administration/Grant Aungst*)

BACKGROUND: The City has adopted temporary special event sign regulations as set forth in Section 2170.10 of the Codified Ordinances.

PURPOSE AND EXPLANATION: The City wishes to provide businesses in the community the opportunity to reach the public by allowing the maximum number of permits permitted and the durational requirements for display of temporary special event signage contained in City of Brunswick Codified Ordinance Section 1270.10 be waived through the end of the year, thereby giving businesses this opportunity through the holiday season. Businesses would still need to obtain a permit and also sign a Stipulated Agreement obtained through the Division of Permits & Inspections, approved by the Law Director. A similar program was established in the past few years during the same time frame, after approval by Council resolution.

IMPLEMENTATION

SCHEDULE: It is anticipated to advise the local Chamber of Commerce and area businesses upon passage of the legislation.

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?

One reading and pass as an emergency measure to enable local businesses to increase their attempts to reach the public. It is requested that the legislation be read and adopted at the October 26, 2015 meeting.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 98-15

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

AN EMERGENCY RESOLUTION PROVIDING FOR TEMPORARY RELIEF
FROM THE TEMPORARY SIGN REGULATIONS CONTAINED IN CITY OF
BRUNSWICK CODIFIED ORDINANCE SECTION 1270.10 BY WAIVING
THE NUMBER OF TEMPORARY SPECIAL EVENT SIGN PERMITS
PERMITTED IN COMMERCIAL AND INDUSTRIAL ZONING DISTRICTS
AND DURATIONAL REQUIREMENTS FOR DISPLAY.

WHEREAS: The unprecedented downturn of the economy has caused many local businesses significant economic strain and continues to pose a threat to the economic viability and therefore the health, safety and welfare of the citizens and business owners of the City of Brunswick;

WHEREAS: During this difficult time, the City Council believes that it is appropriate and in the best interest of the citizens and business owners of the City of Brunswick to enable local businesses to increase their attempts to reach the public in order to survive these difficult economic circumstances;

WHEREAS: The City has adopted temporary sign regulations as set forth in Section 1270.10 of the Codified Ordinances and the City still supports those regulations and their intent; and

WHEREAS: City Council wishes to provide temporary relief from the temporary sign regulations for businesses in the City of Brunswick in an attempt to increase economic opportunities.

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

SECTION 1: In recognition of the current economic conditions, temporary relief from the temporary sign regulations contained in Section 1270.10 of the City of Brunswick Codified Ordinances shall be permitted as follows:

- A) Persons and/or entities owning or leasing property in commercial or industrial zoning districts in the City upon which their business is located may, upon issuance of necessary permits by the City and execution of the attached Stipulated Agreement, erect authorized temporary signage in such manner as permitted by Section 1270.10 and this Resolution.
- B) The maximum total number of permits and the durational requirements for display of temporary signage contained in City of Brunswick Codified Ordinance Section 1270.10 shall be waived.

- C) The temporary relief granted herein is effective from the effective date of this Resolution up to and including December 31, 2015.

SECTION 2: All requirements contained in City of Brunswick Section 1270.10 or Chapter 1270, as may be amended from time to time, not modified by this Resolution shall remain in full force and effect.

SECTION 3: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety, or welfare and to provide for the usual daily operation of a municipality and for the additional reason that this temporary relief is necessary to immediately enable local businesses to increase their attempts to reach the public in order to survive these difficult economic circumstances. Therefore, the same shall be in full force from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

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