

BRUNSWICK CITY COMMITTEE-OF-THE-WHOLE

Agenda

MAY 12, 2025

6:30 PM

**or Immediately Following
Services, Utilities, Technology & Cable Committee**

1. Discussion Items
2. Motion Items
 - (a) Motion authorizing the City Manager to advertise for public bids for the 2025 Storm Sewer Slip Lining Program.
 - (b) Motion authorizing the City Manager to advertise for public bid for the Center Road Resurfacing Project.
 - (c) Motion authorizing the City Manager to advertise for public bids for the Center Road Water Main Replacement Project.
3. Review Legislation
 - (a) **ORD. NO. 38-2025** - An ordinance providing for submission to the electors of the City of Brunswick, Ohio, at the November 4, 2025 General Election, the proposed amendments to the Charter as recommended by the City of Brunswick Charter Review Commission. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Dennis Nevar*)
4. General Discussion
5. Executive Session
 - (a) Motion to go into Executive Session to discuss the subject of pending or imminent court action.
6. Adjournment

PROPOSED MOTION



DATE: 5/12/2025

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Magovac

COPY: Mayor Ron Falconi

MOTION: Motion authorizing the City Manager to advertise for public bids for the 2025 Storm Sewer Slip Lining Program.

BACKGROUND: New Request

PURPOSE AND EXPLANATION: The proposed project will seek to repair deteriorated sections of storm sewers citywide by slip lining, improving neighborhood accessibility and safety for the traveling public.

IMPLEMENTATION SCHEDULE: Should authorization to bid be secured at the May 12, 2025, Committee of the Whole Meeting, the project will be advertised in early June. Construction is anticipated to begin in July, pending the contractor's schedule.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: The construction estimate is \$159,000.00. Budgeted expenses are included in the Stormwater Management Enterprise Fund #224. Account #224-0420-54265.

RECOMMENDED ACTION: Passage of a motion which authorizes the City Manager to advertise for and seek public bids for the 2025 Storm Sewer Slip Lining Program.

ADDITIONAL INFORMATION:

THE CITY OF BRUNSWICK

PROPOSED MOTION



DATE: 5/12/2025

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Magovac

COPY: Mayor Ron Falconi

MOTION: Motion authorizing the City Manager to advertise for public bid for the Center Road Resurfacing Project.

BACKGROUND: New Request.

PURPOSE AND EXPLANATION: The proposed project will resurface Center Road from Garfield Avenue to 400 feet west of Troon Avenue.

IMPLEMENTATION SCHEDULE: Should authorization to bid be secured at the May 12, 2025, Committee of the Whole Meeting, the project will be advertised in June. Construction timeframe will be contingent on the completion of the Center Road Water Main Replacement Project.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: The preliminary engineer construction cost estimate updated on January 16, 2025 for the entire project = \$807,675. This excludes contingencies.

The City plans on bidding the overall project in two parts. One bid is associated with the Water Main Replacement and the second one is to resurface/repair the road above the waterline replacement area.

Per the engineer's overall construction estimate and filings with the City of Cleveland, \$385,375 of this construction estimate is expected to be borne by the City of Brunswick and \$422,300 of the construction amount is anticipated to be covered by a grant from Cleveland Water. However, the entire project is budgeted by the City of Brunswick since the City of Brunswick is overseeing and bidding for all aspects of the project. The City of Cleveland's water grant is expected to cover the costs of the waterline improvements up to the maximum grant amount and the City of Brunswick's share is expected to cover the improvements to the road.

The estimated CWD receipts and the overall project expenditures associated with this project have been budgeted for 2025 in the City's Road Improvement Fund #333.

**RECOMMENDED
ACTION:**

Passage of a motion which authorizes the City Manager to advertise for and seek public bids for the Center Road Resurfacing Project.

**ADDITIONAL
INFORMATION:**

THE CITY OF BRUNSWICK
PROPOSED MOTION



DATE: 5/12/2025

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Magovac

COPY: Mayor Ron Falconi

MOTION: Motion authorizing the City Manager to advertise for public bids for the Center Road Water Main Replacement Project.

BACKGROUND: New Request.

PURPOSE AND EXPLANATION: The proposed project will replace the water main along Center Road from Garfield Avenue to 400 feet west of Troon Avenue.

IMPLEMENTATION SCHEDULE: Should authorization to bid be secured at the May 12, 2025, Committee of the Whole Meeting, the project will be advertised in June. Construction is anticipated to begin in July.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: The preliminary engineer construction cost estimate updated on January 16, 2025 = \$807,675. This excludes contingencies.

The City plans on bidding the overall project in two parts. One bid is associated with the Water Main Replacement and the second one is to resurface/repair the road above the waterline replacement area.

Per the engineer's overall construction estimate and filings with the City of Cleveland, \$385,375 of this construction estimate is expected to be borne by the City of Brunswick and \$422,300 of the construction amount is anticipated to be covered by a grant from Cleveland Water. However, the entire project is budgeted by the City of Brunswick since the City of Brunswick is overseeing and bidding for all aspects of the project. The City of Cleveland's water grant is expected to cover the costs of the waterline improvements up to the maximum grant amount and the City of Brunswick's share is expected to cover the improvements to the road.

The estimated CWD receipts and the overall project expenditures associated with this project have been budgeted for 2025 in the City's Road Improvement Fund #333.

RECOMMENDED Passage of a motion which authorizes the City Manager to advertise for and seek public bids for

ACTION: the Center Road Water Main Replacement Project.

**ADDITIONAL
INFORMATION:**

PROPOSED LEGISLATION



DATE: 5/12/2025

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Dennis Nevar

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 38-2025** - An ordinance providing for submission to the electors of the City of Brunswick, Ohio, at the November 4, 2025 General Election, the proposed amendments to the Charter as recommended by the City of Brunswick Charter Review Commission. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Dennis Nevar*)

BACKGROUND: The Report of Proposed Charter Amendments issued by the Charter Review Commission on April 15, 2025, as attached hereto as Exhibit "A", shall be submitted to a vote of the qualified electors of the City at the general election to be held on November 4, 2025, at the regular places of voting in the City in the form provided in the Ballot Questions as attached hereto as Exhibit "B".

PURPOSE AND EXPLANATION: The ordinance must be adopted by City Council and certified to the Medina County Board of Elections no later than 4:00 p.m. on August 6, 2025.

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

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 38-2025

BY: Committee-of-the-Whole

AN ORDINANCE PROVIDING FOR SUBMISSION TO THE ELECTORS OF THE CITY OF BRUNSWICK, OHIO, AT THE NOVEMBER 4, 2025 GENERAL ELECTION, THE PROPOSED AMENDMENTS TO THE CHARTER AS RECOMMENDED BY THE CITY OF BRUNSWICK CHARTER REVIEW COMMISSION.

WHEREAS: Pursuant to City of Brunswick Charter Section 6.07, the Charter Review Commission met in 2025 to review the Charter of the City of Brunswick;

WHEREAS: The Charter Review Commission issued its Report of Proposed Charter Amendments to this Council on April 15, 2025; and

WHEREAS: Pursuant to Section 6.07(b) of the Charter, this Council is required to submit the Proposed Charter Amendments, as recommended by the Charter Review Commission, to the electors of the City of Brunswick at the next general election.

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

SECTION 1: That the Report of Proposed Charter Amendments issued by the Charter Review Commission on April 15, 2025, as attached hereto as Exhibit "A", shall be submitted to a vote of the qualified electors of the City at the general election to be held on November 4, 2025 at the regular places of voting in the City in the form provided in the Ballot Questions as attached hereto as Exhibit "B".

SECTION 2: That the Clerk of Council is hereby directed to: (a) certify this Ordinance to the Medina County Board of Elections no later than 4:00 p.m. on August 6, 2025; and (b) publish the full text of the proposed amendments to the Charter, as set forth in the attached Report of Proposed Charter Amendments, once a week for not less than two (2) consecutive weeks in a newspaper of general circulation in the City, with the first publication being at least fifteen (15) days prior to the election hereinbefore provided, in accordance with Article XVIII, Section 9 of the Ohio Constitution and Ohio Revised Code Section 731.211.

SECTION 3: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

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

ADOPTED: _____ AYES _____ NAYS _____

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

2025 CITY OF BRUNSWICK CHARTER REVIEW COMMISSION

REPORT OF PROPOSED CHARTER AMENDMENTS

1) SECTION 3.09(d).

When the Mayor is absent temporarily or inaccessible or is unable, for any cause or reason to perform his/her duties, the Vice-Mayor/President of Council, having been elected by Council from its body to such position, shall serve as Mayor but shall not cease to be a Council member. In the event the office of Mayor shall become vacant, the Vice-Mayor/President of Council shall ~~serve the unexpired term and his/her offices as Vice Mayor/President of Council and Council member shall become vacant~~ fill the office of Mayor while retaining all the power and responsibilities of Vice-Mayor/President of Council for a period not to exceed sixty (60) days from the date the vacancy occurs, during which time the Council shall temporarily fill the office of Mayor by appointment by a vote of a majority of members of Council. Thereafter, the electors of the City shall elect a Mayor at the next general election for the remainder of the unexpired term, of it that next general election occurs within ninety (90) days after the vacancy occurs, then at the second next general election. As the term "general" election is used herein, it shall mean either a municipal regular general election in an odd numbered year or a state regular general election in an even numbered year. The term of the person chosen at such general election to succeed such temporary appointee for an unexpired term shall begin at the first regular meeting of Council after the County Board of Election's certification of the general election results and shall continue for the remainder of such unexpired term.

2) SECTION 3.15(b).

An ordinance or resolution may be introduced by any member of Council, or by the Mayor, at any regular or special meeting of the Council. It shall first be submitted to the Law Director for review and drafting in legal form before presentation to Council. Upon presentation of any ordinance or resolution, the Clerk of Council shall distribute ~~an electronic copy~~ an electronic copy to each Council member and to the Mayor, and shall file a ~~reasonable number of copies~~ copy in the office of the Clerk of Council. As soon as practicable after adoption of any ordinance or resolution, the Clerk shall have it published together with a notice of its adoption. Except as otherwise provided in this Charter, no ordinance or resolution shall be adopted unless read once during each of three Council meetings on different dates.

3) SECTION 3.15(d).

Each ordinance and resolution shall be posted ~~in the following locations~~ in the following locations as soon as practicable: ~~the Brunswick City Library, at~~ the Brunswick City Library, at Brunswick City Hall, ~~on~~ on the City's Official Website, and any other location designated by Council for the posting or publication of said ordinances.

4) SECTION 3.18(b).

This Council shall provide that the general codification of all City ordinances and resolutions, having the force and effect of law, shall be kept current, and any additions shall be published promptly ~~in bound or loose leaf form~~ in bound or loose leaf form, together with this Charter, and any amendments thereto, and such codes of technical regulations as the Council may specify. This compilation

shall be known and cited officially as the City of Brunswick City-Codified Ordinances (the "Codified Ordinances" or the "Code"). Copies of the Code shall be ~~furnished to City officers,~~ placed in the Medina County Law Library, Brunswick Public Library, made available at the City's official website, and such other public places as Council deems advisable, and made available for purchase by the public at a reasonable price fixed by Council. The Council of the City of Brunswick shall appropriate sufficient funds each year in order to maintain the Code in a property and up-to-date manner.

5) SECTION 5.03(a).

The Department of Public Safety shall consist of the following divisions:

1. Division of Fire and Rescue.
2. Division of Police.
3. ~~Division of Public Health and Welfare.~~

6) SECTION 5.03(b)(1).

As defined in ORC 737.11, general duties of fire departments, the division of fire and rescue shall protect the lives and property of the people in case of fire.

The chief of fire and rescue shall have exclusive control of the stationing and transferring of all ~~firefighters~~ ~~firemedics~~ and other officers and employees in the ~~department~~ division, under such general rules and regulations as the Director of Public Safety prescribes, as outlined in the Ohio Revised Code Section 737.09. Any chief of the division of fire and rescue appointed shall be selected from three (3) highest candidates after a promotional competitive examination as provided by the City of Brunswick Civil Services ~~Laws~~ Rules and Regulations. For other promotional appointments, positions of assistant fire chief and fire lieutenant shall be selected from the highest three (3) candidates after a promotional competitive examination as provided by the City of Brunswick Civil Service ~~Laws~~ Rules and Regulations.

Applicants for full-time employment as a firemedic with the City shall receive the following credits:

- A. Five (5) points for completion of military service with honorable discharge.
- B. Two (2) points for an associate college degree with five (5) points for a bachelor degree from an accredited college, with the maximum credit permitted being five (5) points total for a college degree or degrees.
- C. One (1) point credit for each year as a part-time firemedic serving in the City of Brunswick who is a licensed State of Ohio paramedic and certified 240 firefighter, with a maximum service credit of six (6) points.
- D. Two (2) point credit for being a two-year resident of the City of Brunswick at the time of application, and for those who qualify, their civil service application fee shall be waived.

7) SECTION 5.03(b)(2).

As defined in the Ohio Revised Code, the Division of Police shall preserve the peace, protect persons and property, and obey and enforce all ordinances of the legislative authority of the municipal corporation, all criminal laws of the State of Ohio and the United States, all court orders issued and consent agreements approved pursuant to the Ohio Revised Code, all protection orders issued pursuant to the Ohio Revised Code, and protection orders issued by courts of another state, as defined in the Ohio Revised Code.

The Chief of Police shall have charge of the Division of Police as outlined in the Ohio Revised Code Section 737.06, Chief of Police. Any Chief of the Division of Police appointed shall be selected from the three (3) highest candidates after a promotional competitive examination as provided by the City of Brunswick Civil Services ~~Laws~~Rules and Regulations.

- A. Applicants for full-time employment as a police officer with the City shall receive the following credits:
 - i. Five (5) points for completion of military service with honorable discharge.
 - ii. Two (2) points for an associate college degree and five (5) points for a bachelor degree from an accredited college, with the maximum credit permitted being five (5) points total for a college degree or degrees.
 - iii. Five (5) points credit for completion of Ohio Peace Officer's Training Academy and an additional one (1) point credit for each year of part-time service as an accredited police officer with the City of Brunswick with a maximum service credit of six (6) points.
 - iv. Two (2) point credit for being a two-year resident of the City of Brunswick at the time of application, and for those who qualify, their civil service application fee shall be waived.

8) SECTION 6.02(c)(2).

If the ordinance, measure, or regulation intends to rezone or redistrict ten (10) or less parcels of land as listed on the tax duplicate, written notice, at least twenty (20) days before the public hearing, by First Class U.S. Mail ~~with a Certificate of Mailing~~, shall be given to property owners within 500 feet from such parcel or parcels. The calculation of the 500 feet shall not include the width of any public right of way such as, but not limited to, any avenue, street, roadway, highway or interstate.

9) SECTION 6.04(d)(2).

At least ten (10) days before consideration of a variance request, written notice, by First Class U.S. Mail ~~with a Certificate of Mailing~~, shall be given to the property owners residing within the corporation limits of the Municipality within:

- A. 200 feet from such parcel or parcels for which an area variance is requested; or

- B. 500 feet from such parcel or parcels for which a use variance is requested;
- C. The manner in determining the addresses of the property owners shall be the same as outlined in Section 6.02c.3.
- D. The calculation of the 200 feet and 500 feet in Section 6.04d.2.A and B. shall not include the width of any public right of way such as, but not limited to, any avenue, street, roadway, highway or interstate.

10) SECTION 7.09(b)(2).

Non-emergency expenditures in excess of ~~\$25,000.00~~ the amount established by Ohio statutory law shall only be authorized by Council pursuant to contract made with the lowest and/or best bidder after public advertising and receipt of bids in the manner provided by ordinance.

11) SECTION 8.01(a).

No contract for the sale of real estate belonging to the City of Brunswick, ~~with the exception of paragraphs b. and c.,~~ shall be made unless authorized by an ordinance, approved by five (5) of the members of Council, ~~and by the board or officer having supervision or management of such real estate.~~ When the contract is so authorized, it shall be made in writing by ~~such board or officer~~ the City Manager, only with the highest and/or best bidder, after advertisement once a week for three (3) consecutive weeks in a newspaper of general circulation within the municipal corporation, except as otherwise provided in this ~~Charter~~ Article VIII.

12) SECTION 8.01(b).

~~The City of Brunswick Council~~ may, by ordinance approved by five (5) members of Council and without competitive bidding, authorize the transfer and conveyance by deed of any real property, owned by it and not needed for Municipal purposes, to the Board of Education of the City of Brunswick, to be used as an athletic field, a playground for children, ~~or for school sites or for any public purpose~~, upon such terms as are agreed to between the City of Brunswick and the Board of Education. When the property is so conveyed, it shall be under the control and supervision of the Board of Education.

13) SECTION 8.01(c).

~~The City of Brunswick Council~~ may, by ordinance approved by five (5) members of Council and without competitive bidding, transfer, lease, or permit the use of any real property suitable for library purposes and not needed for Municipal purposes, to the Board of Trustees of any free public library, or any library association rendering free library service to the inhabitants of the City of Brunswick upon such lawful terms as are agreed upon between the City of Brunswick and the Trustees of such library or library association.

14) SECTION 8.01(d).

~~The legislative authority of the City of Brunswick Council~~ may, by ordinance approved by five (5) members of Council and without competitive bidding, authorize the lease of any real

estate not needed for Municipal purposes to any organization, except religious organizations, for the purpose of constructing, maintaining, or managing parks, playgrounds, theaters, public service facilities and hospitals, emergency care facilities, ~~and recreation facilities~~ or for any public purpose, upon such lawful terms and conditions, in such manner as are prescribed by the legislative authority, ~~without competitive bidding~~.

15) NEW SECTION 8.01(e).

Council may, by ordinance approved by five (5) members of Council and without competitive bidding, authorize the transfer and conveyance by deed of any real property, owned by it and not needed for Municipal purposes, to any entity for use for any public purpose, upon such lawful terms and conditions, in such manner as are prescribed by the legislative authority.

16) SECTION 9.02.

Nominations for Municipal elective offices shall be made by non-partisan petitions. All candidates for Municipal elective offices shall be qualified electors of the City of Brunswick. Each candidate for Mayor and Council-At-Large shall file a petition signed by electors of the City not less in number than ~~one hundred (100)~~ fifty (50). Each candidate for Ward Councilman shall file a petition signed by electors of the ward from which the candidate is seeking election, not less in number than ~~fifty (50)~~ twenty-five (25). Such petition or petitions when filed must be accompanied by the written acceptance of the nominee. Each signatory of a petition shall sign his/her name and after his/her name shall designate his/her address, the date of signing, and ward. Nominating petitions shall be filed with the Board of Elections of Medina County in accordance with the Ohio Revised Code.

17) SECTION 11.10.

Following the external audit, the legislative authority of the City of Brunswick shall have an annual report printed, in pamphlet form, giving:

- a. An Annual Comprehensive ~~Annual~~ Finance Report.
- b. A summary of the proceedings of the legislative authority and a summary of the operation of the administrative departments for the previous twelve (12) months.
- ~~c. A summary of all elective and appointive terms which will expire during the next year, as well as a list of anticipated employment opportunities of the City.~~

A copy of this report shall be furnished to any person who requests same in compliance with the City's Public Records Policy ~~citizen of the City of Brunswick who applies therefor at the City Hall.~~

Pursuant to City of Brunswick Charter Section 6.07, the undersigned Members of the City of Brunswick Charter Review Commission hereby confirm that the Charter Review Commission was convened in 2025 pursuant to law and the above-described proposed amendments to the Charter have been duly approved and recommended to Brunswick City Council for submission to the electors of the City of Brunswick at the November 4, 2025 General Election.



Daniel Langshaw, Chair

Date: 4/15/25

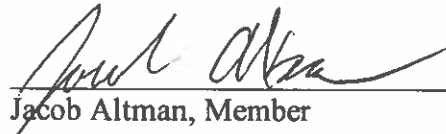


Barbara Rocha, Vice-Chair

Date: 4-15-2025

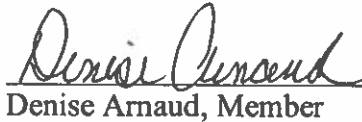
John Acevedo, Member

Date: _____



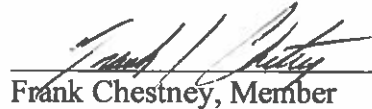
Jacob Altman, Member

Date: 4/15/2025



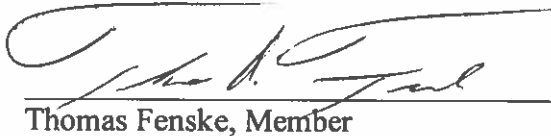
Denise Arnaud, Member

Date: 4-15-25



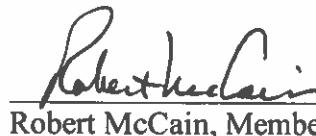
Frank Chestney, Member

Date: 4-15-2025



Thomas Fenske, Member

Date: 4/15/25



Robert McCain, Member

Date: 4/15/2025



Michael Sinclair, Member

Date: 4/15/25



Laura E. Timura, Secretary

CERTIFICATION OF RECEIPT

The undersigned Clerk of the Brunswick City Council hereby certifies receipt of the 2025 City of Brunswick Charter Review Commission's Report of Proposed Charter Amendments filed this 15 day of April, 2025.

Laura E. Timura

Laura E. Timura, CMC
Clerk of Council

CITY OF BRUNSWICK BALLOT QUESTIONS
November 4, 2025 General Election

1. Shall the Amendments to Section 3.09(d) of the Charter, as proposed by the Charter Review Commission, amending the process for filling the position of Mayor if same shall become vacant, be Adopted?
2. Shall the Amendments to Section 3.15(b) of the Charter, as proposed by the Charter Review Commission, authorizing the Clerk of Council to distribute proposed legislation to Council Members and the Mayor by electronic means, be Adopted?
3. Shall the Amendments to Section 3.15(d) of the Charter, as proposed by the Charter Review Commission, removing the requirement that legislation be posted at the Brunswick City Library, be Adopted?
4. Shall the Amendments to Sections 3.18(b), 5.03(b)(1) and 5.03(b)(2) of the Charter, as proposed by the Charter Review Commission, to correct grammatical errors and clarify the Charter language, be Adopted?
5. Shall the Amendments to Section 5.03(a) of the Charter, as proposed by the Charter Review Commission, eliminating the Division of Public Health and Welfare, be Adopted?
6. Shall the Amendments to Sections 6.02(c)(2) and 6.04(d)(2) of the Charter, as proposed by the Charter Review Commission, removing the requirement that provision of notice as part of any rezoning or variance request include a Certificate of Mailing, be Adopted?
7. Shall the Amendments to Section 7.09(b)(2) of the Charter, as proposed by the Charter Review Commission, authorizing non-emergency expenditures in an amount not to exceed the amount established by Ohio statutory law, be Adopted?
8. Shall the Amendments to Sections 8.01(a), 8.01(b), 8.01(c) and 8.01(d) of the Charter, as proposed by the Charter Review Commission, to correct grammatical errors and clarify the Charter language, be Adopted?
9. Shall the establishment of new Section 8.01(e) of the Charter, as proposed by the Charter Review Commission, authorizing no less than five (5) Members of City Council to approve the sale of real property not needed for municipal purposes without competitive bidding to any entity for use for any public purpose, be Adopted?
10. Shall the Amendments to Section 9.02 of the Charter, as proposed by the Charter Review Commission, reducing the required number of petition signatures to run

as a candidate for Mayor and Council-At-Large from one hundred (100) to fifty (50) and for Ward Councilman from fifty (50) to twenty-five (25), be Adopted?

11. Shall the Amendments to Section 11.10 of the Charter, as proposed by the Charter Review Commission, to correct the information required to be provided in the Annual Comprehensive Finance Report and to comply with Ohio Public Records Act, be Adopted?