



BRUNSWICK CITY COUNCIL AGENDA

Brandon Lambert Ward 3	Kristy Piper At-Large	Tim Smith At-Large	Dennis Nevar Law Director	Carl S. DeForest City Manager	Ron Falconi Mayor	Laura Timura Clerk of Council	Nicholas Hanek Ward 2	Michael Abella Jr. Ward 1	Joseph Delsanter At-Large	Keith Kuczma Ward 4
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MAY 19, 2025

1. Prayer and Pledge of Allegiance
2. Roll Call of Members
3. Correspondence
4. Approval of Regular Council Meeting Minutes
 - (a) Regular Council Meeting Minutes dated May 12, 2025
5. Mayor's Report:
 - (a) Proclamation commending the service of Assistant Fire Chief Russ Merhaut
 - (b) Mayor's Update
6. Clerk of Council's Report
7. Council Committee Reports:
 - Economic Development Committee.....Mr. Lambert
 - Services, Utilities, Technology & Cable Committee.....Mr. Smith
 - Services, Utilities, Technology & Cable Committee Minutes dated May 12, 2025
 - Finance Committee.....Mr. Hanek
 - Finance Committee Minutes dated May 12, 2025
 - Safety & Environment Committee.....Mr. Kuczma
 - Safety & Environment Committee Minutes dated May 12, 2025
 - Planning & Zoning Committee.....Mr. Delsanter
 - Parks, Recreation & Community Committee.....Mrs. Piper
 - Building & Building Code Committee.....Mr. Abella
8. Other Committees, Boards and Commissions
 - (a) Committee-of-the-Whole Minutes dated May 12, 2025
9. Petitions from the Public on Legislation

10. Reading of Legislation and Action on Legislation:

a. 3rd Reading(s)

b. 2nd Reading(s)

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. - **2nd Reading** (Committee-of-the-Whole, *Administration/Dennis Nevar*)

ORD. NO. 41-2025 - An emergency ordinance establishing Section 432.49 of the City of Brunswick Codified Ordinances titled "Prohibited Operation". - **2nd Reading** (Safety & Environment Committee, *Administration/Robert Safran*)

c. 1st Reading(s)

RES. NO. 43-2025 - An emergency resolution authorizing the City Manager to enter into an agreement with Independence Cement, LLC for the 2025 Concrete Repair Program in an amount not to exceed \$336,100.00. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Magovac*)

RES. NO. 44-2025 - A resolution commending Assistant Fire Chief Russ Merhaut for his years of service to the City of Brunswick. - **1st Reading** (To be brought from Committee-of-the-Whole, *Council/Nicholas Hanek*)

11. City Manager's Report

12. Open Forum

13. Unfinished Business

14. New Business

15. Adjournment

CITY OF BRUNSWICK, OHIO

MINUTES OF COUNCIL

Monday, May 12, 2025

Prayer and Pledge of Allegiance The regular meeting of Brunswick City Council was called to order by Vice Mayor Nicholas Hanek at 7:00 p.m. at the Municipal Complex.

Roll Call of Members showed the following Council Members present: Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Keith Kuczma, Joseph Delsanter, Kristy Piper.

Others Present: City Manager/Safety Director Carl DeForest, Law Director Dennis Nevar, Clerk of Council Laura Timura.

Joseph Delsanter moved to excuse Mayor Falconi for just cause, seconded by Brandon Lambert. Roll Call - Ayes - 6, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Keith Kuczma, Joseph Delsanter, Kristy Piper. Nays - 0. Motion Carried.

Joseph Delsanter moved to excuse Tim Smith for just cause, seconded by Kristy Piper. Roll Call - Ayes - 6, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Keith Kuczma, Joseph Delsanter, Kristy Piper. Nays - 0. Motion Carried.

Correspondence There was none.

Approval of Regular Council Meeting Minutes

Regular Council Meeting Minutes dated April 28, 2025:

Joseph Delsanter moved to approve the Regular Council Meeting Minutes dated April 28, 2025, as written, seconded by Brandon Lambert. Roll Call - Ayes - 6, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Keith Kuczma, Joseph Delsanter, Kristy Piper. Nays - 0. Motion Carried.

Mayor's Report:

Mayor's Court Financial Report for the month ending April 2025 will be posted on the website and added to the minutes for the record.

Jaxon Fronsee Eagle Scout Project Presentation - City Hall Flags:

Mr. Hanek informed that the flags would likely remain along the wall in Council Chambers. Jaxon Fronsee introduced himself as a 9th grade student at Brunswick High School and a member of Troop 518. For his Eagle Scout Project, he created two sets of military flags; one for City Hall and one for Brunswick High School. This would publicly honor veterans from all branches of the military. Each flag included engraved plaques with the names, ranks, and service years of local and national veterans. Mr. Hanek thanked him for the flags that would be a great addition to the community.

Motion to appoint Denise Arnaud to the Ethics Board:

Joseph Delsanter moved to appoint Denise Arnaud to the Ethics Board, seconded by Brandon Lambert. Roll Call - Ayes - 6, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Keith Kuczma, Joseph Delsanter, Kristy Piper. Nays - 0. Motion Carried.

Clerk of Council's Report Mrs. Timura had no report this evening.

Council Committee Reports:

Economic Development Committee.....Mr. Lambert:

Mr. Lambert had no formal reports this evening.

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

Mr. Smith had no formal reports this evening.

Finance Committee.....Mr. Hanek:

Mr Hanek had no formal reports this evening.

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

Mr. Kuczma had no formal reports this evening.

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

Mr. Delsanter had no formal reports this evening.

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

Mrs. Piper had no formal reports this evening.

Building & Building Code Committee.....Mr. Abella:

Mr. Abella had no formal reports this evening.

Other Committees, Boards and Commissions

Committee-of-the-Whole Minutes dated April 28, 2025:

Joseph Delsanter moved to approve the Committee-of-the-Whole Minutes dated April 28, 2025, as written, seconded by Brandon Lambert. Roll Call - Ayes - 6, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Keith Kuczma, Joseph Delsanter, Kristy Piper. Nays - 0. Motion Carried.

Petitions from the Public on Legislation James Evanoff (3649 Ascot Drive) spoke regarding Ordinance 41-2025, noting that Ohio Revised Code 4511.214 allows low-speed vehicles to be operated on streets and highways with speed limits of 35 mph and below. He relayed that the vehicles are inspected by the highway patrol and are required to have seat belts, lights, turn signals, mirrors, and horns to be issued a license plate. Insurance would also be required in order for the vehicle to be street legal. According to Ohio law, if you have a license plate and insurance, you can drive a golf cart on a city street.

He felt they could keep up with traffic, since residential streets are 25 mph and most gas-powered golf carts can drive approximately 20-22 mph, with lithium-battery golf carts able to do 45 mph. Mr. Evanoff did not feel the ordinance should have less than 3 readings and noted that there were 12 residential complaints pertaining to golf carts. He concluded that this ordinance should have more time and discussion and that responsible drivers should not be penalized.

Reading of Legislation and Action on Legislation:

3rd Reading(s)

ORD. NO. 13-2025 - An ordinance amending Section 1280.01(h) of the City of Brunswick Codified Ordinances by prohibiting adult use marijuana cultivators and retail dispensaries in the city. - **3rd Reading** (Committee-of-the-Whole, *Administration/Grant Aungst*):

Joseph Delsanter moved to adopt Ordinance Number 13-2025, seconded by Kristy Piper. Roll Call - Ayes - 5, Nicholas Hanek, Michael Abella Jr., Keith Kuczma, Joseph Delsanter, Kristy Piper. Nays - 1, Brandon Lambert. Motion Carried.

ORD. NO. 14-2025 - An ordinance amending Section 1266.04(g) of the Codified Ordinances of the City of Brunswick by including adult use marijuana processors as a conditionally permitted use in the I-L Light Industrial District. - **3rd Reading** (Committee-of-the-Whole, *Administration/Grant Aungst*):

Joseph Delsanter moved to adopt Ordinance Number 14-2025, seconded by Brandon Lambert. Roll Call - Ayes - 6, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Keith Kuczma, Joseph Delsanter, Kristy Piper. Nays - 0. Motion Carried.

ORD. NO. 36-2025 - An ordinance establishing Section 1480.07 (Property Maintenance Code Section 302.3.3) of the City of Brunswick Codified Ordinances. - **3rd Reading** (Building & Building Code Committee, *Administration/Grant Aungst*):

Michael Abella moved to adopt Ordinance Number 36-2025, seconded by Brandon Lambert. Roll Call - Ayes - 6, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Keith Kuczma, Joseph Delsanter, Kristy Piper. Nays - 0. Motion Carried.

2nd Reading(s)**1st Reading(s)**

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*):

Joseph Delsanter moved this ordinance to second reading.

RES. NO. 39-2025 - An emergency resolution amending Resolution No. 66-2024 by authorizing the City Manager to execute all necessary documents as required to accept a grant from the Ohio Public Works Commission Issue 1 Program for the Laurel-Maxwell Intersection Improvement Project. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Jenny Zoldak*):

Michael Abell moved to suspend the rules, seconded by Kristy Piper. Roll Call - Ayes - 6, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Keith Kuczma, Joseph Delsanter, Kristy Piper. Nays - 0. Motion Carried.

Michael Abell moved to adopt Resolution Number 39-2025, seconded by Keith Kuczma. Roll Call - Ayes - 6, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Keith Kuczma, Joseph Delsanter, Kristy Piper. Nays - 0. Motion Carried.

ORD. NO. 40-2025 - An emergency ordinance to formally close the Traffic Control Device Fund (#334), the Public Square Improvement Fund (#335), the I-71/SR-303 Interchange Enhancement Fund (#353), the Brunswick Lake Fund (#360), the OPWC Old Eagle Drive Improvement Fund (#372), and the OPWC Skyview Drive Improvement Fund (#373). - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*):

Brandon Lambert moved to suspend the rules, seconded by Joseph Delsanter. Roll Call - Ayes - 6, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Keith Kuczma, Joseph Delsanter, Kristy Piper. Nays - 0. Motion Carried.

Brandon Lambert moved to adopt Ordinance Number 40-2025, seconded by Keith Kuczma. Roll Call - Ayes - 6, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Keith Kuczma, Joseph Delsanter, Kristy Piper. Nays - 0. Motion Carried.

ORD. NO. 41-2025 - An emergency ordinance establishing Section 432.49 of the City of Brunswick Codified Ordinances titled "Prohibited Operation". - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Robert Safran*):

Keith Kuczma moved this ordinance to second reading.

ORD. NO. 42-2025 - An emergency ordinance authorizing and adopting the proposed tax budget for the City of Brunswick, Ohio for the year beginning January 1, 2026, through December 31, 2026. - **1st Reading** (Finance Committee, *Administration/Todd Fischer*):

Brandon Lambert moved to suspend the rules, seconded by Michael Abella. Roll Call - Ayes - 6, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Keith Kuczma, Joseph Delsanter, Kristy Piper. Nays - 0. Motion Carried.

Brandon Lambert moved to adopt Resolution Number 42-2025, seconded by Michael Abella. Roll Call - Ayes - 6, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Keith Kuczma, Joseph Delsanter, Kristy Piper. Nays - 0. Motion Carried.

City Manager's Report Mr. DeForest reminded that tornado sirens are tested on the first Saturday of each month at noon. They are set off anytime there is a tornado warning in Medina County or an adjoining county. The intent would be that residents would then tune into a radio or television to find out what warnings they should proceed to follow.

The Memorial Day program will be held at the Brunswick Middle School and is sponsored by the American Legion VFW. Those interested in getting involved should contact Commander Pat Finn.

Mr. DeForest disclosed that solicitors are required to have a permit. Authorized permit holders are listed on the City's website. No soliciting signs are available on the website and in the City Hall lobby.

Open Forum Eric Wallner (4710 Hickory Ridge) revealed that he has resided in his home for 28 years. He mentioned that about 13 years ago, he had an issue with a sinkhole next to the sewer. He called the City, who filled the sinkhole with gravel 2 to 3 times as the rain kept washing away the gravel. He was then told that the drain would be replaced to solve the issue. The drain was replaced, but afterward the ground had settled, and the drain was 8 to 10 inches above ground level. The City then cut it down and brought it to ground level. The new drain was a different design and size than the original drain. The original drain was a large basin, 3 feet square, and the new drain is a 12-inch PVC pipe. Since the replacement of the drain, there was an excessive amount of water in his side yard and water was now entering his basement. Mr Wallner went on to say he was receiving conflicting information regarding whether there is an easement for the storm sewer line and whether it was the responsibility of the City to resolve the issue. He was frustrated, having been told by the City it was private property, when there was a record of the City completing work there previously. He expressed his desire to get the issue addressed.

Unfinished Business There was none.

New Business Mr. Hanek announced that the next Council Meeting would be Monday, May 19 at 7 p.m. due to the 4th Monday being Memorial Day.

Adjournment Joseph Delsanter moved to adjourn, seconded by Brandon Lambert. Roll Call - Ayes - 6, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Keith Kuczma, Joseph Delsanter, Kristy Piper. Nays - 0. Motion Carried.

There being no further business, the meeting adjourned at 7:26 p.m.

Respectfully submitted,

Laura Timura, CMC
Clerk of Council

Mayor Ron Falconi

Adopted

SERVICES, UTILITIES, TECHNOLOGY & CABLE COMMITTEE

May 12, 2025

IN ATTENDANCE Committee Member Kristy Piper, Committee Member Michael Abella, Nicholas Hanek, Brandon Lambert, Keith Kuczma, Joseph Delsanter, Consulting Engineer Jenny Zoldak, Assistant Finance Director Lynnette Ozanich, Law Director Dennis Nevar, City Manager/Safety Director Carl DeForest, Clerk of Council Laura Timura, News Media.

The meeting convened at 6:22 p.m.

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

DISCUSSION ITEMS:

- (a) **RES. NO. 39-2025** – An emergency resolution amending Resolution No. 66-2024 by authorizing the City Manager to execute all necessary documents as required to accept a grant from the Ohio Public Works Commission Issue 1 Program for the Laurel-Maxwell Intersection Improvement Project. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Jenny Zoldak*)

Mrs. Zoldak remarked that the grant was applied for last year. The legislation was required to accept the funding. Mr. Hanek asked if there were any preliminary plans regarding the intersection that he could see and review at this point. Mrs. Zoldak disclosed that there was a preliminary layout and they would move forward, once everything was settled with the agreement. Mr. Hanek asked to remain in the loop as things move forward.

Mr. Lambert questioned what the timeline would be from this point. Mrs. Zoldak reported that the administration was hoping to move far enough in the design that they would move to the right of way acquisition in 2025 and complete construction in 2026.

Mrs. Piper moved Resolution No. 39-2025 to tonight's Council Agenda of May 12, 2025, as an emergency with suspension of the rules. Vote – 2 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was none.

ADJOURNMENT:

Being no further business, Kristy Piper moved to adjourn at 6:24 p.m. Vote – 2 Ayes, 0 Nays.

Submitted Respectfully,



Tim Smith
Chairman

FINANCE COMMITTEE

May 12, 2025

IN ATTENDANCE: Chairman Nicholas Hanek, Committee Member Brandon Lambert, Committee Member Michael Abella Jr., Joseph Delsanter, Kristy Piper, Keith Kuczma, City Manager/Safety Director Carl DeForest, Assistant Finance Director Lynnette Ozanich, Consulting Engineer Jenny Zoldak, Law Director Dennis Nevar, Clerk of Council Laura Timura, News Media.

The meeting convened at 6:19 p.m.

DISCUSSION ITEMS:

- (a) **ORD. NO. 40-2025** - An emergency ordinance to formally close the Traffic Control Device Fund (#334), the Public Square Improvement Fund (#335), the I-71/SR-303 Interchange Enhancement Fund (#353), the Brunswick Lake Fund (#360), the OPWC Old Eagle Drive Improvement Fund (#372), and the OPWC Skyview Drive Improvement Fund (#373). - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

Mrs. Ozanich detailed that the administration would like to close six funds that the City no longer needs. The purposes for which they were established had been satisfied and no monies existed in the funds. The administration wanted to clean up the books in order to have accurate and concise books.

- (b) **ORD. NO. 42-2025** - An emergency ordinance authorizing and adopting the proposed tax budget for the City of Brunswick, Ohio for the year beginning January 1, 2026, through December 31, 2026. - **1st Reading** (Finance Committee, *Administration/Todd Fischer*)

Mrs. Ozanich disclosed that the ordinance was related to the tax budget which must be presented to the County. This was needed in order to obtain the estimate of property taxes that would be collected in the 2026 collection year. These figures would be used to build the actual budget, but it was a very preliminary estimate. The document would address the inside and outside milage. She added that these ordinances were both emergency with suspension of the rules.

Mr. Lambert moved Ordinance Numbers 40-2025 and 42-2025 to tonight's Council Agenda of May 12, 2025, as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

Ms. Ozanich reminded that the April financial statements were emailed and those with questions, should contact City Manager Carl DeForest, Finance Director Todd Fischer, or Assistant Finance Director Lynnette Ozanich. The audit was close to being completed. It was hoped that the post audit would be available in the next several weeks. There were delays due to new accounting standards. Brunswick was one of the first communities to work through the process.

ADJOURNMENT:

Being no further business, Mr. Abella moved to adjourn at 6:22 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,



Nicholas Hanek
Chairman

SAFETY & ENVIRONMENT COMMITTEE

May 12, 2025

IN ATTENDANCE: Chairman Keith Kuczma, Committee Member Joseph Delsanter, Committee Member Kristy Piper, Nicholas Hanek, Michael Abella, Brandon Lambert, Assistant Finance Director Lynnette Ozanich, Consulting Engineer Jenny Zoldak, Police Chief Robert Safran, City Manager/Safety Director Carl DeForest, Law Director Dennis Nevar, Clerk of Council Laura Timura, News Media.

The meeting convened at 6:10 p.m.

DISCUSSION ITEMS:

- a) **ORD. NO. 41-2025** - An emergency ordinance establishing Section 432.49 of the City of Brunswick Codified Ordinances titled "Prohibited Operation". - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Robert Safran*)

Chief Safran explained that this ordinance would address under speed or utility vehicles as defined in Ohio Revised Code 4501.01. This was a result of complaints of golf carts in the roadway. Since January of 2024, there had been about a dozen complaints about golf carts either impeding traffic or being operated by juveniles. This ordinance would essentially prohibit all golf cart traffic on any city street in Brunswick. He explained that traffic is a continual issue whether it is the volume of traffic, speed, or reckless operation. Currently, there are 25 active special attentions in the City that traffic officers pay special attention to by performing extra patrols. Moving golf carts are about 800 pounds and vehicles are 3,000 pounds. This ordinance was proposed to address the safety issue.

Mr. Delsanter asked if the state had prohibitions for a properly licensed vehicle. Chief Safran informed that there was a website dedicated to how to make a golf cart legal. If the golf cart can go over 20 mph it would move out of the category of under speed vehicle to low-speed vehicle. If it was plated and under 3,000 pounds, GVW curb weight, and a licensed operator is operating it, they could potentially drive it on a city street. This ordinance would close up the loop hole and prohibit golf carts on city streets.

Mr. Delsanter questioned if this was regardless of OSP inspections, proper registrations, safety requirements, and the ability to reach 30 mph. Chief Safran confirmed. Mr. Delsanter wanted to know if this affected e-bikes. Chief Safran relayed that was a separate category and that there were 3 classifications of e-bikes (1,2,3). Categories one and two are allowed on trails and places where bicycles are allowed to be ridden, class 3 bikes can go a minimum of 21 mph and would have to be addressed separately.

Mrs. Piper was concerned that the ordinance was an emergency. Chief Safran replied that it was an emergency, so that it could be enacted like a traffic law and they could make sure golf carts are not on the streets. This would allow enforcement action to be taken. Mrs. Piper would rather see the legislation passed with three readings to allow time to discuss and closely review it.

Mr. Lambert felt that the legislation should specify the major roadways where golf carts could not be driven such as: 303, North Carpenter, South Carpenter, Laurel, Sleepy Hollow, Boston, Grafton, Hadcock, and 42. This would be provided that they were street legal. If they were not street legal, they could be cited. He informed that street legal golf carts could range from \$6,000 to \$8,000. He divulged those residents who do the right things should not be penalized.

Mr. Delsanter pointed out that he saw the need for the legislation, but felt Mr. Lambert offered further elaboration. He noted there was a resident who had offered a similar parameter, claiming their vehicle could travel up to 35 mph. The resident was willing to accept the fact that it could only be used on side streets that are 25 mph or less. Mr. Delsanter wanted to know if this would add a greater perspective to what the officers currently do, as these vehicles have already been on the road. He asked if it would cause

more trouble. Chief Safran advised that generally the complaints are related to someone riding the golf cart on the street. There was a mixture of plated and non-plated golf carts and it would be difficult to verify how fast the golf carts can travel without running radar. Currently, they advise them to take the golf cart off the road and that resolves the issue. The ordinance would ensure that it is clear that they are not allowed to be on city streets.

Mr. Kuczma asked if this was a large problem or only in certain areas. Chief Safran noted there were a couple neighborhoods where this was a problem. There was a reckless operation incident where a golf cart was stolen and driven through Rolling Hills and through yards. The bigger issue was that they should not be on the street. Chief Safran was concerned about the potential for an accident with the average golf cart weighing 800 pounds, the average car weighing 3,000 pounds, the level of traffic, speed violations and reckless operation.

Mrs. Piper had concerns about unlicensed drivers using golf carts. She would like to see that addressed in the legislation.

Mr. Hanek recommended that the legislation be made for three readings, due to time constraints. Council and the Administration was in agreeance with the recommendation.

Mr. Delsanter moved Ordinance 41-2025 to tonight's Council Agenda of May 12, 2025 as an emergency with three readings – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was none.

ADJOURNMENT:

Being no further business, Mrs. Piper moved to adjourn at 6:19 p.m. Vote – 3 Ayes, 0 Nays.

Submitted Respectfully,

A handwritten signature in black ink, reading "Keith A. Kuczma". The signature is written in a cursive, flowing style.

Keith Kuczma
Chairman



COMMITTEE OF THE WHOLE

May 12, 2025

IN ATTENDANCE: Nicholas Hanek, Joseph Delsanter, Keith Kuczma, Kristy Piper, Michael Abella Jr., Brandon Lambert, Consulting Engineer Jenny Zoldak, Assistant Finance Director Lynnette Ozanich, City Manager/Safety Director Carl DeForest, Law Director Dennis Nevar, Clerk of Council Laura Timura, News Media.

The meeting convened at 6:24 p.m.

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

DISCUSSION ITEMS:

MOTION ITEMS:

- (a) Motion authorizing the City Manager to advertise for public bids for the 2025 Storm Sewer Slip Lining Program.**

Mrs. Zoldak noted this was the annual program that utilizes the storm water utility fund.

Mr. Delsanter moved to authorize the City Manager to advertise for public bids for the 2025 Storm Sewer Slip Lining Program. Vote – 6 Ayes, 0 Nays.

- (b) Motion authorizing the City Manager to advertise for public bids for the Center Road Resurfacing Project.**

Mrs. Zoldak explained that this would be from Garfield to 400 feet west of Troon and include the area associated with the water main. This would be advertised as two separate projects.

- (c) Motion authorizing the City Manager to advertise for public bids for the Center Road Water Main Replacement Project.**

Mrs. Zoldak revealed this was being funded by the Cleveland Water Suburban Water Main Renewal Program. This explains why it would be advertised as two separate projects. By advertising separately, there was no cap on the unit price for the water main. This would be 100% paid for and the resurfacing would be paid for by the City. She would like to bid for both projects at the same time, so that both can be constructed this year.

Mr. Kuczma moved to authorize the City Manager to advertise for public bids for the Center Road Resurfacing Project and the Center Road Water Main Replacement Project. Vote – 6 Ayes, 0 Nays.

Mr. Hanek commented that this was in response to the water main breaks last year and discussions with Cleveland Water to remedy the situation. This should substantially improve the conditions.

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*)

Mr. Nevar advised that the Charter Review Commission met and diligently worked to prepare recommendations to City Council for submission to the electorate in November. It was proposed that the ordinance be considered by Council as three readings, non-emergency. Readings would be May 12, May 19, and June 9, with legislation effective approximately July 9. This would be well in accordance with the August 6 deadline to certify to the Medina County Board of Elections.

Mr. Hanek commended the Commission's work and recommendations.

Mr. Lambert moved Ordinance Number 38-2025 to tonight's Council Agenda of May 12, 2025 for three readings. Vote – 6 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was none.

EXECUTIVE SESSION:

- (a) **Motion to go into Executive Session to discuss the subject of pending or imminent court action.**

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

Mr. Delsanter moved to adjourn the Executive Session. Vote – 6 Ayes, 0 Nays.

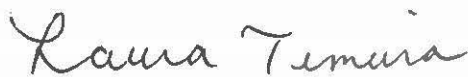
The Committee-of-the-Whole reconvened.

Mr. Delsanter moved to extend the contracts with MAD Global and LNE subject to approval by the Law Department. – Vote – 6 Ayes, 0 Nays.

ADJOURNMENT:

Being no further business, Mr. Lambert moved to adjourn the Committee-of-the-Whole Meeting at 6:42 p.m. Vote – 6 Ayes, 0 Nays

Submitted Respectfully,



Laura Timura, CMC
Clerk of Council

PROPOSED LEGISLATION



DATE: 5/19/2025

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. - **2nd Reading** (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

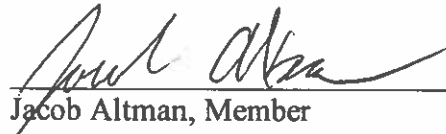


Barbara Rocha, Vice-Chair

Date: 4-15-2025

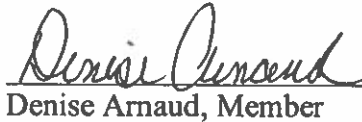
John Acevedo, Member

Date: _____



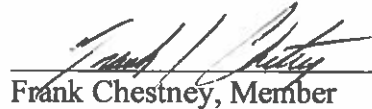
Jacob Altman, Member

Date: 4/15/2025



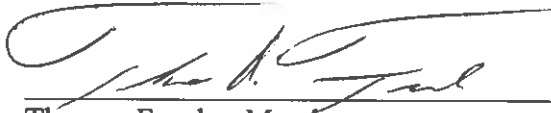
Denise Arnaud, Member

Date: 4-15-25



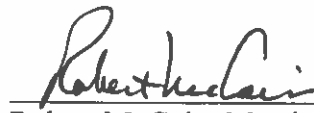
Frank Chestney, Member

Date: 4-15-2025



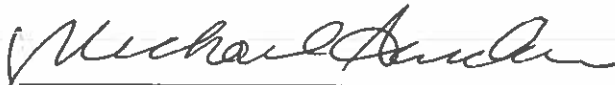
Thomas Fenske, Member

Date: 4/15/25



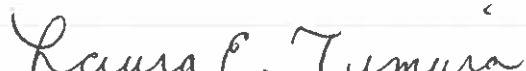
Robert McCain, Member

Date: 4/15/2025



Michael Sinclair, Member

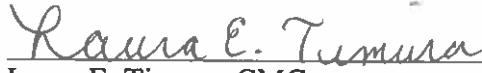
Date: 4/15/25



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, 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?

PROPOSED LEGISLATION



DATE: 5/19/2025

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. 41-2025** - An emergency ordinance establishing Section 432.49 of the City of Brunswick Codified Ordinances titled "Prohibited Operation". - **2nd Reading** (Safety & Environment Committee, *Administration/Robert Safran*)

BACKGROUND: This ordinance is in response to requests to drive "certified" golf carts on City streets. It would clearly identify prohibited vehicles and provide for the enforcement of violations.

PURPOSE AND EXPLANATION: This ordinance would establish the prohibited operation of a low-speed, under-speed, utility vehicle or mini-truck on any street or highway within the City.

IMPLEMENTATION SCHEDULE: One reading, emergency with suspension of the rules.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason to immediately provide for the prohibitions contained

herein. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 41-2025

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

AN EMERGENCY ORDINANCE ESTABLISHING SECTION 432.49 OF THE CITY OF BRUNSWICK CODIFIED ORDINANCES TITLED “PROHIBITED OPERATION”.

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

SECTION 1: That Section 432.49 of the Codified Ordinances is hereby established to read as follows:

“432.49 PROHIBITED OPERATION.

- (A) No person shall operate a low-speed, under-speed, utility vehicle or mini-truck, all as defined in Ohio Revised Code Section 4501.01 as same may be amended from time to time, upon any street or highway within the City.
- (B) Whoever violates this section shall be fined no less than fifty nor more than five hundred dollars, and imprisoned not more than thirty days, or both. In addition, if a person is found guilty under this section and was operating said vehicle in a reckless or wanton manner, the court, in addition to all other penalties provided in this section, may impose a class five suspension of the offender’s driver’s or commercial driver’s license or permit of nonresident operating privilege from the range specified in division (A)(5) of Section 4510.02 of the Revised Code. Suspension of a commercial driver’s license under this section shall be concurred with any period of suspension disqualification under Sections 3123.58 or 4506.16 of the Revised Code. No person whose commercial driver’s license is suspended under this section shall be issued a driver’s license under Chapter 4507 of the Revised Code during the period of the suspension.”

SECTION 2: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason to immediately provide for the prohibitions contained herein. 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 _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Laura E. Timura, CMC

PROPOSED LEGISLATION



DATE: 5/19/2025

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Magovac

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 43-2025** - An emergency resolution authorizing the City Manager to enter into an agreement with Independence Cement, LLC for the 2025 Concrete Repair Program in an amount not to exceed \$336,100.00. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Magovac*)

BACKGROUND: Authorization for public bid was granted by City Council motion on February 24, 2025. Bids were opened on May 7, 2025. Seven bids were received. Independence Cement was the lowest and best bidder with a base bid of \$336,100.00.

PURPOSE AND EXPLANATION: The Concrete Program will be performed on streets in Wards 3 and 4. The proposed project will remove and replace deteriorated concrete pavement joints/slabs/curbs on portions of Knight Lane, Castle Court, Landon Lane, Calverton Place, Angela Lane, Cole Road, Poplar Drive, Aspen Lake Drive, Sugarmaple Lane and Whiteoaks Drive. The project will also include repair of catch basins on Ptarmigan Trail, Woodstock Lane, Carolyn Drive, Trailview Court, Carrie Lane, Bramblewood Drive and South Carpenter Road.

IMPLEMENTATION SCHEDULE: The project is anticipated to commence in June and is scheduled for completion mid to late August (based on the contractor's bid).

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: A total amount not to exceed \$336,100.00. The costs have been budgeted to be split as follows:

- 1) 35% or \$117,635 to the Road Levy Fund #332, account#332-0473-56881;
- 2) 20% or \$67,220 Streets R&M Fund #117, account #117-0420-56881; and,
- 3) 45% or \$151,245 Road Capital Projects Fund #333, account#333-0474-56870.

RECOMMENDED ACTION:

One Reading

Yes

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

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

It is requested that legislation is passed by emergency measure with suspension of the rules for the immediate preservation of the public peace, property, health, safety, welfare and providing for the usual daily operation of a municipality.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 43-2025

BY: Mr. Smith, Mr. Abella, and Mrs. Piper

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH INDEPENDENCE CEMENT, LLC FOR THE 2025 CONCRETE REPAIR PROGRAM IN AN AMOUNT NOT TO EXCEED \$336,100.00.

WHEREAS: The City of Brunswick received seven (7) bids for the 2025 Concrete Repair Program (the “Project”), in accordance with public bidding requirements; and

WHEREAS: The seven (7) received public bids were opened on May 7, 2025, with Independence Cement, LLC determined to be the lowest and best bidder.

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

SECTION 1: That the City Manager, with the approval of the Law Director, is hereby authorized and directed to enter into an Agreement with Independence Cement, LLC, the lowest and best bidder, for the 2025 Concrete Repair Program in an amount not to exceed \$336,100.00.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that immediate passage is necessary for completion of the Project during the 2025 construction season. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

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

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 5/19/2025

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Nicholas Hanek

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 44-2025** - A resolution commending Assistant Fire Chief Russ Merhaut for his years of service to the City of Brunswick. - **1st Reading** (To be brought from Committee-of-the-Whole, *Council/Nicholas Hanek*)

BACKGROUND: Assistant Fire Chief Russ Merhaut will be retiring from the Division of Fire after almost 40 years of service.

PURPOSE AND EXPLANATION: Council would like to commend Russ Merhaut for his service to the City of Brunswick and extend their best wishes.

IMPLEMENTATION SCHEDULE: One reading.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

ADDITIONAL INFORMATION:



CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 44-2025

By: Committee-of-the-Whole

A RESOLUTION COMMENDING ASSISTANT FIRE CHIEF RUSS MERHAUT FOR HIS YEARS OF SERVICE TO THE CITY OF BRUNSWICK.

WHEREAS: Russ Merhaut has served the City of Brunswick and the Division of Fire with distinction for 39 years; and

WHEREAS: Russ Merhaut began his distinguished career in 1986 as a part-time firefighter, where he displayed his commitment and passion for public safety; and

WHEREAS: Russ Merhaut was appointed to full-time firefighter and paramedic in 1997; and

WHEREAS: Russ's skill and dedication earned him the promotion to Fire Lieutenant in 2003 where his integrity, service and excellence in leadership led to his promotion to the role of Assistant Fire Chief in 2021; and

WHEREAS: In 2008, Russ was nominated as Firefighter of the Year, a testament to his outstanding contributions.

SECTION 1: That the Brunswick City Council hereby honors Russ Merhaut for his distinguished tenure as Assistant Fire Chief, and thanks him for his dedication to public safety and serving the community.

SECTION 2: That City Council extends its best wishes to Russ and his family for happiness and fulfillment in his retirement.

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

PASSED: 1st Reading _____

ADOPTED: _____ AYES _____ NAYS _____

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