BRUNSWICK CITY COUNCIL AGENDA

Brian Ousley At-Large	Alex Johnson At-Large	Michael Abella Jr. Ward 1	Kenneth Fisher Law Director	Carl S. DeForest City Manager	Ron Falconi Mayor	Barbara Ortiz Council Clerk	Patricia Hanek At-Large	Joseph Salzgeber Ward 3	Anthony Capretta Ward 4	Nicholas Hanek Ward 2

Administration Representatives

APRIL 24, 2017

1. Prayer and Pledge of Allegiance
2. Roll Call of Members
3. Correspondence
4. Approval of regular Council Meeting Minutes dated April 10, 2017.
   (a) Council Meeting Minutes dated April 10, 2017.
5. Mayor's Report:
   (a) Proclamation to Matthew Jonathan Leu for earning the rank of Eagle Scout;
   (b) Mayor's recommendation to reappoint Peter Lukic to the Ethics Board;
   (c) Mayor's Update
6. Clerk of Council's Report
7. Council Committee Reports:
   Economic Development.....Mr. Johnson
   (33) Economic Development Committee Meeting Minutes dated April 10, 2017
   Services, Utilities, Technology & Cable.....Mr. Salzgeber
   Finance Committee.....Mrs. Hanek
   Safety & Environment.....Mr. Hanek
   Planning & Zoning Committee.....Mr. Ousley
   Parks, Recreation & Community Committee.....Mr. Abella Jr.
   Building & Building Code Committee.....Mr. Capretta
   (34) Building Code Committee Meeting Minutes dated April 10, 2017
8. Other Boards and Commissions
   (a) Committee of the Whole Meeting Minutes dated April 10, 2017
9. Petitions from the Public on Legislation

10. Reading of Legislation and Action on Legislation:

    a. 3rd Reading(s)

    RES. NO. 27-17 - A Resolution appointing Carl S. DeForest as City Manager/Safety Director of the City of Brunswick **- 3rd Reading** (Committee-of-the-Whole, *Administration/Vice Mayor Pat Hanek*)

    b. 2nd Reading(s)

    RES. NO. 28-17 - A resolution designating the Month of May 2017 as Local Business Appreciation and Economic Development Month in the City of Brunswick - **2nd Reading** (Economic Development Committee, *Administration/Alex Johnson*)

    c. 1st Reading(s)

    RES. NO. 31-17 - An emergency resolution authorizing participation in the Ohio Department of Transportation winter contract for road salt for the 2017-18 winter season - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett)*

11. City Manager's Report

12. Administrative Departments

13. Open Forum

14. Unfinished Business

15. New Business

    (a) Consideration for a liquor permit transfer to Grille LLC, DBA Grille LLC & Volleyball Courts, 1813 Pearl Road & Patios, Brunswick, Ohio 44212; from Artie Inc., DBA The Grille & Volleyball Courts, 1813 Pearl Road & Patios, Brunswick, Ohio 44212.

16. Adjournment

CITY OF BRUNSWICK, OHIO

MINUTES OF COUNCIL

MONDAY, APRIL 10, 2017

PRAYER AND PLEDGE OF ALLEGIANCE: THE REGULAR MEETING OF BRUNSWICK CITY COUNCIL WAS CALLED TO ORDER BY MAYOR RON FALCONI AT 7:30 P.M. AT THE MUNICIPAL COMPLEX.

ROLL CALL OF MEMBERS SHOWED THE FOLLOWING COUNCIL MEMBERS PRESENT: BRIAN OUSLEY, ALEX JOHNSON, MICHAEL ABELLA JR., PATRICIA HANEK, NICHOLAS HANEK, JOSEPH SALZGEBER AND COUNCIL CLERK BARB ORTIZ, MAYOR RON FALCONI.

PATRICIA HANEK MOVED TO EXCUSE MR. CAPRETTA FOR JUST CAUSE, SECONDED BY ALEX JOHNSON. ROLL CALL - AYES - 6, BRIAN OUSLEY, ALEX JOHNSON, MICHAEL ABELLA JR., PATRICIA HANEK, NICHOLAS HANEK, JOSEPH SALZGEBER. NAYS - 0. MOTION CARRIED.

CORRESPONDENCE: THERE WAS NONE.

APPROVAL OF REGULAR COUNCIL MEETING MINUTES DATED MARCH 27, 2017.
PATRICIA HANEK MOVED TO APPROVE THE COUNCIL MEETING MINUTES DATED MARCH 27, 2017, SECONDED BY ALEX JOHNSON. ROLL CALL - AYES - 6, BRIAN OUSLEY, ALEX JOHNSON, MICHAEL ABELLA JR., PATRICIA HANEK, NICHOLAS HANEK, JOSEPH SALZGEBER. NAYS - 0. MOTION CARRIED.

MAYOR'S REPORT:

Mayor's Court Financial Report for the month ending March 2017 will be posted on the website and added to the minutes for the record.

Proclamation to recognize the 200th Anniversary of Brunswick United Methodist Church:

Mayor Falconi recognized the Brunswick United Methodist Church upon its 200th Anniversary. This church was the first established church in the City of Brunswick. Thomas Show and Mamie Gruneau presented a book to the Mayor about the 200 years of the Brunswick United Methodist Church.

Motion to approve the Mayor's recommendation to appoint Diane Kovacs to the Council on Aging/Office for Older Adults:

Brian Ousley moved to approve the Mayor's recommendation to appoint Diane Kovacs to the Council on Aging/Office for Older Adults, seconded by Joseph Salzgeber. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

CLERK OF COUNCIL'S REPORT : MRS. ORTIZ ANNOUNCED THAT THE BRUNSWICK AREA HISTORICAL SOCIETY

HAS A VOLUNTEER OPEN HOUSE FROM NOON TO 1:30 P.M. ON APRIL 29 AT HERITAGE FARM. AT THIS TIME YOU CAN HEAR THE FASCINATING STORY OF CAPTAIN WOLF. THE NARRATIVE WILL BE PERFORMED IN THE BARN AT HERITAGE FARM. THERE WILL BE PLENTY OF FREE PARKING AND REFRESHMENTS WILL BE SERVED BY THE BRUNSWICK ROTARY CLUB.

COUNCIL COMMITTEE REPORTS:

Economic Development.....Mr. Johnson:

Alex Johnson moved to approve the formal report dated March 21, 2017 as written, seconded by Patricia Hanek. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Services, Utilities, Technology & Cable.....Mr. Salzgeber:

Joseph Salzgeber moved to approve the formal report dated March 27, 2017 as written seconded by Nicholas Hanek. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Finance Committee.....Mrs. Hanek:

Patricia Hanek had no formal report this evening.

Safety & Environment.....Mr. Hanek

Nicholas Hanek had no formal report tonight.

Planning & Zoning Committee.....Mr. Ousley:

Brian Ousley had no formal report this evening.

Parks, Recreation & Community Committee.....Mr. Abella Jr.:

Michael Abella Jr. moved to approve the formal report dated April 3, 2017 as written, seconded by Nicholas Hanek. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Parks & Rec Committee Meeting Minutes dated April 3, 2017:

Michael Abella Jr. had no formal report tonight.

Building & Building Code Committee.....Mr. Capretta:

In Anthony. Capretta's absence, Brian Ousley stated there was no formal report this evening.

OTHER BOARDS AND COMMISSIONS: PATRICIA HANEK MOVED TO APPROVE THE COMMITTEE-OF-THE-WHOLE MINUTES DATED MARCH 27, 2017 AS WRITTEN, SECONDED BY NICHOLAS HANEK. ROLL CALL - AYES - 6, BRIAN OUSLEY, ALEX JOHNSON, MICHAEL ABELLA JR., PATRICIA HANEK, NICHOLAS HANEK, JOSEPH SALZGEBER. NAYS - 0. MOTION CARRIED.

PETITIONS FROM THE PUBLIC ON LEGISLATION: THERE WERE NONE.

READING OF LEGISLATION AND ACTION ON LEGISLATION:

3RD READING(S)

RES. NO. 19-17 - An emergency resolution authorizing the City Manager to enter into an agreement with Patch Management, Inc. to perform pothole and roadway repairs in an amount not to exceed $40,000.00 - **3rd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett)*:

RES. NO. 19-17 - Joseph Salzgeber moved to adopt, seconded by Nicholas Hanek. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Barnett explained that this will allow the City to start patching pot holes with Patch Management within the next week or so.

RES. NO. 20-17 - An emergency resolution authorizing the City Manager to enter into an agreement with Cintas Corporation for the rental and maintenance of uniforms, walk-off mats and shop towels pursuant to submitted bid prices - **3rd Reading** (Committee-of-the-Whole, *Administration/Paul Barnett*):

RES. NO. 20-17 - Patricia Hanek moved to adopt, seconded by Alex Johnson. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Barnett noted that this legislation will allow the City to enter into an agreement with Cintas for rental of uniforms, rental of walk-off matts and shop towels. The current contract was up at the end of this month. This will allow the agreement to continue.

RES. NO. 21-17 - An emergency resolution authorizing the City Manager to enter into an agreement with Always Green Landscaping, LLC to provide grass/weed mowing, debris clean-up services and branch trimming in an annual amount not to exceed $23,700.00 pursuant to submitted bid prices - **3rd Reading** (Services, Technology & Cable Committee, *Administration/Paul Barnett*):

RES. NO. 21-17 - Joseph Salzgeber moved to adopt, seconded by Nicholas Hanek. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Barnett informed this will allow the City to enter into an agreement with the contractor to do mowing of lots that the height of the grass has exceeded six inches.

ORD. NO. 23-17 - An emergency ordinance amending Chapter 1234 of the City of Brunswick Codified Ordinances pursuant to the requirements of the Ohio Environmental Protection Agency - **3rd Reading** (Planning & Zoning Committee, *Administration/Matt Jones*)

ORD. NO. 24-17 - An emergency ordinance amending Chapter 1236 of the City of Brunswick Codified Ordinances - **3rd Reading** (Planning & Zoning, *Administration/Matt Jones*):

ORD. NO. 23-17 - Brian Ousley moved to adopt, seconded by Patricia Hanek. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Jones explained this was a revision of Chapter 1234 of the Codified Ordinances which was Erosion and Sedimentation Control. The revisions were necessary in order for the City to remain in compliance with the Ohio EPA MS-4 Permit and also to ensure that our regulations will conform to applicable construction and general permits.

ORD. NO. 24-17 - Brian Ousley moved to adopt, seconded by Alex Johnson. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Jones noted that this revision was for Chapter 1236 of the Codified Ordinances. This was Storm Water Management and the reasons were the same as for Chapter 1234.

2ND READING(S)

RES. NO. 27-17 - A Resolution appointing Carl S. DeForest as City Manager/Safety Director of the City of Brunswick - **2nd Reading** (Committee-of-the-Whole, *Administration/Vice Mayor Pat Hanek*):

RES. NO. 27-17 - Patricia Hanek moved this resolution to a third reading.

1ST READING(S)

RES. NO. 28-17 - A resolution designating the Month of May 2017 as Local Business Appreciation and Economic Development Month in the City of Brunswick - **1st Reading** (To be brought from Economic Development Committee, *Administration/Alex Johnson*):

Alex Johnson moved this resolution to a second reading.

RES. NO. 29-17 - An emergency resolution recognizing the 200th Anniversary of the Brunswick United Methodist Church in the City of Brunswick - **1st Reading** (To be brought from the Parks, Recreation & Community Committee, *Administration/Brian Ousley)*:

RES. NO. 29-17 - Michael Abella Jr. moved to suspend the rules, seconded by Nicholas Hanek. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Ousley stated this was a resolution recognizing the 200th year anniversary to the Brunswick United

Methodist Church. As a community we always need to stick together. It was a beautiful thing that they have been here that long. He also noted that in speaking with Mamie out of the 200 years, she has been there a quarter of those years.

Michael Abella Jr. moved to adopt, seconded by Brian Ousley. Roll Call -Ayes - 6, Nicholas Hanek, Joseph Salzgeber, Michael Abella Jr., Alex Johnson, Patricia Hanek and Brian Ousley. Nays - 0. Motion Carried.

RES. NO. 30-17 - An emergency resolution strongly opposing the passage of House Bill 53 by the Ohio General Assembly, which proposes changes to weaken collective bargaining laws and rights in the State of Ohio - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Brian Ousley*):

RES. NO. 30-17 - Patricia Hanek moved to suspend the rules, seconded by Alex Johnson. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Ousley explained this resolution strongly opposing the passage of HB 53. The Ohio General Assembly was trying to weaken more unions. In most Right-to-Work states they were $6,000 less in pay. Again, it was an attack on the middle class.

Mr. Salzgeber related that in reviewing HB 53 it was his understanding that it was still in committee and the Governor has expressed opposition to it. There was also bi-partisan opposition to it down in Columbus.

Patricia Hanek moved to suspend the rules, seconded by Nicholas Hanek. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Patricia Hanek, Nicholas Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

CITY MANAGER'S REPORT: CHIEF DEFOREST STATED THAT LAST TUESDAY AFTERNOON AT APPROXIMATELY 5:00 P.M. THE BANK AT 3720 CENTER ROAD WAS ROBBED. THE RESPONSE TIME OF THE POLICE WAS LESS THAN A MINUTE. THEY SHOWED UP TO FIND OUT THAT A TALL SLENDER GENT WITH GREEN EYES HAD ALREADY ABSCONDED WITH AN UNDETERMINED AMOUNT OF MONEY. IT A FEW MINUTES, LT. OHLIN WILL TELL YOU THE EXCITING UPDATE ON THIS. NEXT HE WANTED TO LET EVERYONE KNOW THAT IN THE CITY MANAGER'S OFFICE THEY HAD STICKERS OR PLACARDS TO DISPLAY IF YOU DID NOT WANT SOLICITORS COMING TO YOUR RESIDENCE OF PLACE OF BUSINESS. THIS WILL PROHIBIT PEOPLE KNOCKING AT YOUR DOOR. IF IT WAS DISPLAYED IN YOUR WINDOW YOU COULD ALWAYS TAKE IT DOWN IF YOU SEE A YOUNGSTER APPROACHING YOUR HOUSE SELLING CANDY BARS FOR LITTLE LEAGUE OF SOMETHING OF THAT NATURE. THE CITY HAD THE "NO SOLICITING" PLACARDS AT THE CITY MANAGER'S OFFICE IF ANYONE WANTED TO STOP IN DURING NORMAL BUSINESS HOURS.

HE REMINDED EVERYONE THAT CITY HALL WILL BE CLOSED THIS FRIDAY, APRIL 14, 2017. NEXT WEEKEND, SATURDAY, APRIL 22 WAS EARTH DAY. THE CITY WILL CELEBRATE THIS AT BRUNSWICK LAKE. PEOPLE WERE ENCOURAGED TO COME DOWN AT 10:00 A.M. UNTIL 11:30 A.M. THEY WILL BE CLEANING UP THE LAKE AND IF THE WEATHER PERMITS THEY WILL PLANT TREES. IN ADDITION, HE ENCOURAGED PEOPLE TO CONSIDER PARTICIPATION IN THE RELAY FOR LIFE ON SATURDAY, JUNE 3, 2017 FROM 11:00 A.M. TO 11; 00 P.M. IF YOU NEED ANY MORE ADDITIONAL INFORMATION PLEASE CONTACT THE RELAY FOR LIFE COMMITTEE OR CONTACT BETSY AT THE CITY MANAGER'S OFFICE.

ADMINISTRATIVE DEPARTMENTS: MR. FISCHER STATED THAT THE TAX DEADLINE WAS COMING UP

SOON. THERE WERE NUMEROUS WAYS TO COMPLETE YOUR TAXES. ONE WAS TO HIRE A PROFESSIONAL OR A CPA TO DO YOUR TAXES. YOU CAN ALSO FILL OUT THE FILLABLE TAX FORM ONLINE AND IT WILL DO THE MATH FOR YOU AS LONG AS YOU HAVE THE INFORMATION IN THE CORRECT BOXES. IN ADDITION, YOU CAN TAKE ADVANTAGE OF THE TAX DEPARTMENT. IF YOU BRING IN YOUR W-2 FORM, 1099 OR 1040 FORM THEY CAN COMPLETE YOUR FORM FOR YOU AS AN ADDITIONAL SERVICE. AGAIN, THEY DO ONLY COMPLETE LOCAL TAX FORMS THEY DO NOT COMPLETE THE STATE OR FEDERAL FORMS. THEY WERE OPEN THIS WEEK MONDAY THROUGH THURSDAY 8:30 A.M. TO 5:00 P.M. CITY HALL WAS CLOSED ON FRIDAY. CITY HALL WAS ALSO OPEN ON MONDAY AND TUESDAY OF NEXT WEEK TO HELP COMPLETE YOUR TAX FORMS BEFORE THE DEADLINE. THEY ARE OBSERVING EMANCIPATION DAY AND WITH THE EASTER HOLIDAY WEEKEND, THE ACTUAL DEADLINE FOR LOCAL TAXES WAS ON APRIL 18, 2017. AS LONG AS YOU FILE AND PAY BY APRIL 18, 2017 BY 5:00 P.M. YOU WILL NOT BE CONSIDERED LATE, NOR WILL YOU BE ASSESSED A PENALTY AS LONG AS YOU FILE BY THAT TIME.

LT. OHLIN STATED AS THE CHIEF MENTIONED AS A RESULT OF THE ROBBERY THE DETECTIVE BUREAU WORKED VERY DILIGENTLY ON THE CASE. TODAY TWO ARRESTS WERE MADE FOR SUSPECTS. THESE WERE TWENTY-NINE YEAR OLD ROBERT SUTTON AND TWENTY-NINE YEAR OLD CORRINE LESNICK. BOTH WERE ARRESTED IN STRONGSVILLE AT A HOTEL. THEY HAVE SINCE BEEN INCARCERATED AT MEDINA COUNTY JAIL AND CHARGED WITH THE ROBBERY. THE INVESTIGATION CONTINUED. HE WAS VERY PROUD OF THE DETECTIVE BUREAU AND PATROL OFFICERS WHO WORKED VERY HARD AT BRINGING THIS CASE TO A CONCLUSION WITH AN ARREST. THEY HAVE A COUPLE OF MUG SHOTS THAT WERE SHARED WITH THE MEDIA OF THE PERSONS WHO WERE ARRESTED. HE ALSO WANTED TO MAKE MENTION THAT AS THE SPRING WEATHER WAS HERE TO STAY, IT WILL BRING OUT MOTORCYCLES ON THE ROADWAYS AND PEOPLE RIDING THEIR BICYCLES. HE ASKED THE MOTORING PUBLIC TO BE ON THE LOOKOUT FOR MOTORCYCLES AS THEY WERE MORE DIFFICULT TO SEE. ALSO, WITH A NEW STATE LAW THERE WAS ADDITIONAL PROTECTION FOR BICYCLE RIDERS WHERE MOTORISTS HAD TO MAINTAIN AT LEAST THREE FEET AWAY FROM A BICYCLIST ON THE ROADWAY AS YOU PASS THEM. THESE WERE A COUPLE OF THINGS TO KEEP IN MIND WHILE DRIVING AROUND IN THE NICE WEATHER.

ASSISTANT CHIEF BARBER NOTED WITH THE SPRING WEATHER THE DIVISION OF FIRE WILL START FLUSHING FIRE HYDRANTS. THEY START FLUSHING AROUND MAY 1. THEY WILL DO THIS FOR WATER QUALITY ISSUES AND IT ALSO HELPED WITH THE MAINTENANCE WITH THE HYDRANTS. YOU WILL NOTICE SIGNS IN YOUR AREA AND INFORMATION WILL BE ON THE WEBSITE AND BAT TELEVISION. FURTHER, THEY WILL ALSO START THE ADOPT-A-HYDRANT PROGRAM WHERE CITIZENS WERE ASKED TO PAINT FIRE HYDRANTS. THIS WAS DONE A FEW YEARS AGO WITH GREAT SUCCESS. ONCE AGAIN THIS INFORMATION WILL ALSO BE ON THE WEBSITE. HE ALSO THANKED MR. HANEK, MRS. HANEK, MR. OUSLEY AND MR. JOHNSON WHO CAME OUT WITH THE DIVISION OF FIRE TO TRI-C FIRE ACADEMY FOR THE "FEEL THE HEAT PROGRAM". HE GREATLY APPRECIATED THEM FOR PARTICIPATING.

MR. BARNETT NOTED THE LAST SNOWSTORM WAS A VERY WET AND HEAVY SNOW. LEADING UP TO THAT STORM THE CITY HAD 25 MAILBOXES THAT WERE KNOCKED OVER DURING SNOW AND ICE OPERATIONS. WITH TWENTY-FOUR HOURS OF THE LAST SNOW STORM THE CITY HAD 33 MAILBOXES DOWN. THEY PROBABLY PUT UP ANOTHER 20-25 MAILBOXES BEFORE THEY HAD A CHANCE TO BE REPORTED. THIS SOUNDED EXCESSIVE BUT THERE WAS A LOT OF WEIGHT THAT THEY WERE PUSHING. IT WASN'T THAT THE SNOW PLOWS WERE HITTING THE MAILBOXES; IT WAS THE SLUSH OFF THE END OF THE SNOW PLOWS THAT HIT THEM. THEY WORKED ON SATURDAY TO GET TO AS MANY MAILBOXES AS THEY COULD. THEY WERE CURRENTLY BACK UP TO SPEED ON ALL OF THE MAILBOXES. WITH THE LEGISLATION THAT PASSED

TONIGHT FOR PATCH MASTERS, IT WAS OTHERWISE KNOWN AS POTHOLE KILLER. IT WAS SCHEDULED TO BE BACK INTO TOWN STARTING NEXT MONDAY. IT WILL SPEND ONE WEEK IN EACH WARD AND IN FOUR WEEKS IT SHOULD BE DONE. THEY WERE ALSO PATCHING THE STREETS IN A SYSTEMATIC PROCESS RIGHT NOW. HOT MIX ASPHALT BECAME AVAILABLE LAST MONDAY. THE CITY STARTED THEIR SYSTEMATIC APPROACH TO GET THROUGH THE CITY AS FAST AS POSSIBLE. THE CREWS WERE OUT THERE ON A DAILY BASIS.

OPEN FORUM:
ANASTASIA BIROSH OF 1482 HARVARD DRIVE - MS. BIROSH INTRODUCED HERSELF AS NEWLY APPOINTED TO THE ADVISORY COUNCIL ON AGING/OFFICE FOR OLDER ADULTS. SHE WANTED TO LET COUNCIL KNOW THAT SHE ATTENDED HER FIRST MEETING. EVEN THOUGH SHE WAS A WORKING PROFESSIONAL SHE DID TELECOMMUTE FROM HOME SOMETIMES. ON THE DAYS THAT SHE HAS THE ADVISORY COUNCIL MEETINGS SHE WILL BE ABLE TO ATTEND EACH AND EVERY ONE OF THEM. SHE DID PRESENT A SHORT REPORT TO THE PARKS, RECREATION AND COMMUNITY COMMITTEE MEETING. SHE WILL HAVE A MUCH MORE DETAILED AND LONGER REPORT IN ALL OF COUNCIL'S AND THE MAYOR'S MAILBOXES ON THURSDAY, APRIL 20 IN TIME FOR THE APRIL 24 COUNCIL MEETING. SHE WANTED TO THANK COUNCIL AND THE MAYOR FOR LETTING HER SERVE HER COMMUNITY IN THIS WAY. SHE APPRECIATED THE CHANCE TO KEEP BRUNSWICK SHINING AND LOOKING GOOD.

UNFINISHED BUSINESS: MR. OUSLEY TURNED ON A LITTLE VIDEO TAKEN DURING THE "FEEL THE FIRE" EVENT. HE FURTHER STATED THAT IT WAS AN AWESOME EXPERIENCE. HE ALWAYS HAD A GREAT RESPECT FOR FIREFIGHTERS KNOWING THE HARD WORK THAT THEY DID. HOWEVER, HE ADMITTED THAT THIS WAS INTENSE. HE WAS A CONSTRUCTION WORKER BY TRADE AND WORKED HARD ALL DAY LONG. HE WAS ABLE TO PACE HIMSELF. HOWEVER, A FIREFIGHTER HAD TO HIT IT AND HIT IT HARD CONSTANTLY. HE CAME ACROSS RESCUE RANDY IN A CORNER AND HE WAS 175 POUNDS. HOWEVER, HE FELT LIKE 300 POUNDS TRYING TO PULL HIM OUT TO A HALLWAY. THIS WAS ONE REASON WHY THAT WE NEEDED TO PASS OUR SAFETY LEVY SO THAT WE COULD KEEP OUR FIREFIGHTERS THAT WE HAVE NOW. ON MAY 2, 2017 THE BRUNSWICK VOTERS WILL CONSIDER AN ISSUE TO PROVIDE FOR CONTINUED POLICE AND FIRE SERVICES IN OUT COMMUNITY. THE REVENUE WAS USED TO MAINTAIN OUR EXISTING POLICE AND FIRE DIVISION STAFFING LEVELS FOR AN ADDITIONAL FIVE YEARS. IF YOU RECEIVE A RETIREMENT OR INVESTMENT INCOME, ACCORDING TO STATE LAW RETIREMENT AND INVESTMENT INCOMES WERE NOT TAXABLE FOR THIS LEVY. YOU CAN FIND ADDITIONAL DEFINITIONS FOR TAXABLE INCOME IN THE OHIO REVISED CODE SECTION 71(D). HE EXPLAINED THAT IT WAS A FIVE YEAR INCOME TAX AND WILL BE EFFECTIVE JANAURY 1, 2018 AND EXPIRE DECEMBER 31, 2022. THE TEMPORARY LEVY HAS ALLOWED THE CITY TO MAINTAIN ITS SAFETY FORCES STAFFING LEVEL FOR THE PAST TEN YEARS. WITH THE SUPPORT OF THE COMMUNITY THE CITY CONTINUED TO PROVIDE AWARD WINNING SERVICE AT AN AFFORDABLE COST. IF YOU WOULD LIKE MORE INFORMATION YOU CAN CONTACT THE CITY MANAGER, THE FINANCE DIRECTOR OR ANY COUNCIL MEMBER. IF YOU WOULD LIKE A SPEAKER FOR YOUR COMMUNITY GROUP YOU MAY CALL 330-558-6826. FOR INFORMATION YOU MAY ALSO VISIT THE CITY OF BRUNSWICK WEBSITE AT WWW.BRUNSWICK.OH.US.

MR. JOHNSON ALSO MENTIONED THAT WHEN YOU GO INTO THAT ROOM THE FIREFIGHTERS WERE FEARLESS AND THREW STACKS OF WOOD AND HAY ON TOP OF THE FIRE. THE FIRE STARTED GETTING HOTTER AND HOTTER. THE COUNCIL MEMBERS WERE BACKED INTO A CORNER. HOWEVER, IT WAS A VERY CONTROLLED ENVIRONMENT AND THEY HAD OUR BACKS. THE HEAT BECAME ABOUT 625 DEGREES. THEY HAD THE UNIFORMS ON WITH THE MASKS. HOWEVER, JUST THINK IF YOU WERE THE VICTIM AND YOU WERE IN THAT HOUSE. THE FIREFIGHTERS PUT THEIR LIVES ON THE LINE EVERY SINGLE TIME THEY WENT TO

A HOUSE CALL. THEY DID NOT KNOW WHAT THEY WERE WALKING INTO AS IT WAS NOT A CONTROLLED ENVIRONMENT. WHEN THEY WALKED INTO A HOUSE IT COULD BE BURNED SO BAD THAT THEY COULD FALL THROUGH A FLOOR, OR SOMETHING COULD FALL THROUGH A FLOOR ONTO THEM. THEY WERE TRYING TO SAVE PEOPLE'S LIVES AND PUTTING THEIR LIVES ON THE LINE FOR YOU. ON MAY 2 HELP THEM HELP YOU. AGAIN, HE STRESSED TO PASS THIS LEVY ON MAY 2, 2017.

MR. HANEK ADDED HOW IMPORTANT IT WAS TO VOTE FOR THE LEVY. HE HAD SOME BACKGROUND, AS DID COUNCILMAN JOHNSON WITH WORKING WITH POLICE WITH SOME LAW ENFORCEMENT CAPACITY AS A PROSECUTOR AND WITH COUNCILMAN JOHNSON'S BACKGROUND AS A PROBATION OFFICER. FIRE WAS SOMETHING THAT WAS BRAND NEW. ONE OF THE THINGS THAT THEY LEARNED WAS THAT IT WAS A VERY DANGEROUS, SCARY AND DIFFICULT JOB. IT WAS A VERY QUICK WEIGHT LOSS PROGRAM THAT HE WAS IN THIS WEEKEND. IT TOOK A NUMBER OF FIREFIGHTERS TO DO THE JOB RIGHT ON SCENE. IF SOMEONE WAS IN THERE HOLDING THE HOSE, SOMEONE HAD TO BE BRINGING THE HOSE TO THEM. SOMEONE HAD TO BE THERE AT THE TRUCK AND SOMEONE HAD TO BE READY FOR A RESCUE. ALSO, CARRYING THE DEAD-WEIGHT BODY WAS IMPOSSIBLE AS THEY WERE NOT PROFESSIONALS. THIS LED US BACK TO THE IDEA THAT THE CITY WANTED WHAT THE CITY HAD IN THE CITY, A FULL-TIME PROFESSIONAL FIRE DEPARTMENT. THAT WAS WHY BRUNSWICK WAS ONE OF THE FOURTH SAFEST LARGE CITY IN THE STATE. OUR FIRE AND POLICE DEPARTMENTS HELP TO KEEP THE INSURANCE RATES LOW. YOU CAN ASK ANYONE WHO DID NOT LIVE IN BRUNSWICK. THEIR AUTO INSURANCE HAD HIGHER RATES THAN YOURS, BECAUSE BRUNSWICK HAD THE LOWEST INSURANCE IN THE STATE. WE WANTED TO MAKE SURE THAT WE KEPT BRUNSWICK SAFE. HE GREW UP IN BRUNSWICK AND IT WAS PART OF THE IDENTITY OF BRUNSWICK TO BE A SAFE COMMUNITY. THEY WOULD LIKE TO KEEP IT THAT WAY. HE HOPED THAT EVERYONE VOTED ON MAY 2 IN THE PRIMARY. THERE WERE VERY FEW THINGS ON THE BALLOT AND ALL VOTERS COULD VOTE. HE HOPED IT SHOWED THAT THIS WAS A COMMUNITY THAT CARED AND SUPPORTED OUR SAFETY FORCES.

MR. SALZGEBER NOTED THAT HE COULD NOT VOTE ON MAY 2 AS HE ALREADY VOTED EARLY ON APRIL 4, 2017. HE SHOWED HIS PHONE AND SATED YOU CANNOT SEE IT, HOWEVER, HE TOOK A PICTURE THAT HE VOTED YES FOR THE SAFETY LEVY AND HE ENCOURAGED EVERYONE TO DO THE SAME.

NEW BUSINESS: MRS. HANEK BROUGHT UP THE TWO NEW LIQUOR PERMITS FOR JULIE DUONG NGUYEN FOR OCEAN FINE ASIAN CUISINE AND OCEANA NAILS DAY SPA BOTH LOCATED AT 4218 CENTER ROAD, BRUNSWICK, OHIO. COUNCIL HAD NO OBJECTIONS TO THESE PERMITS.

ADJOURNMENT: PATRICIA HANEK MOVED TO ADJOURN, SECONDED BY NICHOLAS HANEK. ROLL CALL - AYES - 6, BRIAN OUSLEY, ALEX JOHNSON, MICHAEL ABELLA JR., PATRICIA HANEK, NICHOLAS HANEK, JOSEPH SALZGEBER. NAYS - 0. MOTION CARRIED.

THERE BEING NO FURTHER BUSINESS THE MEETING ADJOURNED AT 8:06 P.M.

Respectfully submitted,

Barbara J. Ortiz, CMC

Clerk of Council

_____

Mayor Ron Falconi

_____

Adopted

APPLICATION FOR
BOARDS AND COMMISSIONS

NAME Peter Lukic PHONE

STREET 2910 Elmer Drive CELL (216) 269-1325

Years of Residency 19 Registered Brunswick Voter: YES X NO

POSITIONED DESIRED: Ethics Board EMAIL phrogz4evr@gmail.com

EDUCATION		DEGREE	YEAR GRADUATED
HIGH SCHOOL	Max S. Hayes Vocational High School	Diploma	1977
COLLEGE	Cleveland St. Univ. / Cuyahoga Comm. College	Incomplete	N/A
SPECIAL TRAINING	United States Marine Corps	Various Schools	

CURRENT EMPLOYMENT

Company	Address	Title	Dates
U. S. Postal Service	3955 Center Rd Brunswick, OH 44212	Letter Carrier	2005 to Present

RELEVANT PAST EMPLOYMENT

Company	Address	Title	Dates
Company	Address	Title	Dates

RELEVANT PROFESSIONAL ASSOCIATIONS, COMMUNITY SERVICE, OR SOCIAL AFFILIATIONS

United States Marine Corps 1977 -1984

Top Secret Security Clearance

REFERENCES (other than relation):

	NAME	ADDRESS	PHONE
1.	Lori Werner	2910 Elmer Dr. Brunswick, 44212	(216) 903-7943
2.	Jack Boehm	2901 Elmer Dr. Brunswick, 44212	(330) 273-2808
3.	Jim Johnson	3955 W.58th St. Cleveland, 44102	(216) 633-2645

QUALIFICATIONS AND DESIRE FOR SERVING: (Attach sheet if needed*)

I am a current member of the Ethics Boards and have served since 2010. I would like to continue to serve the citizens of Brunswick for another term.

ATTACH RESUME IF DESIRED.

Signature: Peter Lukic Date: 30 March 2017

*Attaching a cover letter or resume describing particular experience or qualifications bearing on the position sought is recommended, but not required. (AA, EEOC)

ECONOMIC DEVELOPMENT

April 10, 2017

IN ATTENDANCE: Chairman Alex Johnson, Committee Member Patricia Hanek, Committee Member Michael Abella Jr., Brian Ousley, Nicholas Hanek, Joseph Salzgeber, Community & Economic Development Director Grant Aungst, Acting City Manager/Safety Director Chief Carl DeForest, Finance Director Todd Fischer, Assistant Fire Chief Rick Barber, Engineer Matt Jones, Law Director Kenneth Fisher, Council Clerk Barbara Ortiz, News Media.

The meeting convened at 6:40 p.m.

REVIEW LEGISLATION:

RES. NO. 28-17 – A resolution designating the Month of May 2017 as Local Business Appreciation and Economic Development Month in the City of Brunswick

Mrs. Hanek moved this resolution to tonight's Council Agenda of April 10, 2017 for three readings. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. Johnson asked if Mr. Aungst could update the committee on economic development activity in the City.

Mr. Aungst mentioned there has been some interest from new businesses some being retail, Planning Commission has a full agenda including the hotel presenting a detailed plan, Ronlen Industries was looking to add a truck dock to a new building they purchased. He also mentioned potential for a new residential community, a potential retail group was looking to take over a present retailer that was looking to retire, and Scene 75 continues to move forward and progress.

As previously mentioned in the Building Code Committee meeting, *Made in Medina* program is scheduled for October 20.

Mr. Fisher asked if Mr. Aungst knew the identity of the tenants that were going in the Stark retail project.

Mr. Aungst advised the tenants as Sprint, Starbucks, Hot Head Burritos, Pizza Fire, Supercuts, and a Dental office.

He also mentioned Danbury and Heritage were moving along, Heritage was looking to open end of August beginning of September.

Mr. Hanek asked about the new Oceana Restaurant, if it was going to be a sit down or carry out, and Mr. Aungst believes there was going to be seating for 20, and the other side of the building which has its own entrance will be a spa.

Mr. Ousley asked if Harbor Woods Apartments was having issues filling the space, he has seen very few cars in their parking lot.

Mr. Aungst noted with that population there are few drivers, and they were working on getting more people there, he mentioned the national model for facilities of that size and nature take two to three years to fill.

Mr. Ousley was concerned if the complex doesn't fill as quickly as they would like it to they could look to change it.

In closing, Mr. Aungst noted there is a growth in apartments in the community; he mentioned a new 64unit complex broke ground on Pearl Road. He commented the market these days is luxury apartments.

ADJOURNMENT:

Being no further business, Mrs. Hanek moved to adjourn at 6:50 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

Alex Johnson
Chairman

BUILDING AND BUILDING CODE COMMITTEE

April 10, 2017

IN ATTENDANCE: Chairman Pro Tem Michael Abella Jr., Committee Member Brian Ousley, Alex Johnson, Patricia Hanek, Community & Economic Development Director Grant Aungst, Acting City Manager/Safety Director Chief Carl DeForest, Law Director Kenneth Fisher, Assistant Fire Chief Rick Barber, Finance Director Todd Fischer, Engineer Matt Jones, Council Clerk Barbara Ortiz, News Media.

The meeting convened at 6:32 p.m.

Mr. Ousley moved to excuse Mr. Capretta for just cause. Vote – 2 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. Aungst provided a Building Department update noting that so far year to date there have been twenty new home starts, 320 permits have been issued, and 332 contractors have been registered. He also mentioned grass season enforcement season starts May 1, allowable height is 6 inches. He noted there is an extra emphasis placed on repeater habitual offenders, noting once a property is posted in violation it is placed into a three week rotation for inspection and cutting. He did mention if the property is cut by the owner intermittently the rotation can change. One posting is all that is required for the season, and if the yard falls into violation after the posting it will be placed on the cut list with no further notification.

Additionally, Mr. Aungst advised the Building Department staff continues to work on the Lean Six Sigma program.

In closing, Mr. Aungst noted *Made in Medina County* will be held on October 20 at the Medina County Fairgrounds, it is a conglomeration of all the Economic Development Directors and Medina County Economic Development Corp getting together putting together a trade show of manufacturing businesses in the county, students from all high schools in Medina County participate and learn about opportunities in manufacturing in this day and age.

ADJOURNMENT:

Being no further business, Mr. Ousley moved to adjourn at 6:35 p.m. Vote – 2 Ayes, 0 Nays.

Respectfully submitted,

Michael Abella Jr.
Chairman Pro Tem

COMMITTEE OF THE WHOLE MEETING

April 10, 2017

IN ATTENDANCE : Vice Mayor Patricia Hanek**,** Alex Johnson, Joseph Salzgeber, Brian Ousley, Nicholas Hanek, Michael Abella Jr., Acting City Manager/Safety Director Chief Carl DeForest, Law Director Kenneth Fisher, Mayor Ron Falconi, Assistant Fire Chief Rick Barber, Finance Director Todd Fischer, Engineer Matt Jones, Community & Economic Development Director Grant Aungst, Council Clerk Barbara Ortiz, News Media.

The meeting convened at 6:50 p.m.

Mr. Abella moved to excuse Mr. Capretta for just cause. Vote – 6 Ayes, 0 Nays.

MOTIONS:

Motion to withdraw the objection to the new liquor license permit of David Bongiovanni, located at 1067 Pearl Road, Brunswick, Ohio 44212

Mr. Fisher explained on January 6, 2017 a request for a new liquor permit was submitted for 1067 Pearl Road in Hickory Ridge Plaza. On January 23, City Council directed the law department to object in that the proposed location had been previously approved as a recreational facility known as OMG Teenz Dance Club. Obviously liquor was not compatible for a teen dance club. Thereafter, the applicant David Bongiovanni obtained legal counsel and the previously issued conditional use permit was withdrawn on March 2 at the request of the applicant, and Planning Commission formally revoked the previously issued conditional use permit.

Mr. Fisher mentioned there is an issue with a non-compete lease with another tenant at Hickory Ridge, however, that was not a City issue.

At this point it is the thinking of the law department that the objection be withdrawn since the use is going to be for an adult facility and the previously issued conditional use permit for the teen dance club has been withdrawn and revoked.

Mr. Hanek commented the hearing would be an additional time and expense and the City would lose the motion since it was a permitted use in the area.

Mr. Fisher explained it was a C-G general commercial district and a night club or bar was a permitted use, so there was no basis for the City to proceed to hearing, since the prior conditional use has been revoked and withdrawn.

Mr. Salzgeber moved to withdraw the objection to the new liquor license permit of David Bongiovanni, located at 1067 Pearl Road, Brunswick, Ohio 44212. Vote – 6 Ayes, 0 Nays.

REVIEW LEGISLATION:

RES. NO. 29-17 – An emergency resolution recognizing the 200th Anniversary of the Brunswick United Methodist Church in the City of Brunswick

Mr. Abella noted this legislation was placed in the Parks & Recreation Committee; the committee talked about it briefly and moved it to Committee of the Whole.

Mr. Ousley commented he read about the anniversary of the church and thought it would be neighborly to recognize the church since they have been in the City 200 plus years, he noted they will be receiving a historical marker also.

Mrs. Hanek stated Mayor Falconi was presenting the church with a proclamation during tonight's Council Meeting, and next time she would like to be informed on something like this so that everyone is on the same page.

The committee received a copy of the legislation prior to the last Parks Recreation & Community Committee meeting. Mr. Abella noted at times the focus is on parks and recreation not the community. The committee discussed the legislation briefly, and was in support of the legislation recognizing the Brunswick United Methodist Church on their 200th anniversary.

Mr. Abella moved this resolution to tonight's Council Agenda of April 10, 2017 as an emergency with suspension of the rules. Vote – 6 Ayes, 0 Nays.

RES. NO. 30-17 – An emergency resolution strongly opposing the passage of House Bill 53 by the Ohio General Assembly, which proposes changes to weaken collective bargaining laws and rights in the State of Ohio

Mr. Ousley explained the Ohio General Assembly proposed changes to remove any requirements under the Public Employee Collective Bargaining Law that public employees join or pay dues to any employee organization to prohibit public employers from requiring employees to join or pay dues.

He noted right to work laws are not right for the working middle class. Mr. Ousley noted there is a higher poverty rate in right to work states, more workplace fatalities, lower wages, and fewer people have health insurance.

Mr. Ousley hopes Council supports this legislation.

Mr. Salzgeber asked if this bill has been introduced, and Mr. Ousley indicated it has been introduced by Representative John Becker, of Clermont County, it is House Bill 53, and it is in committee.

Mr. Ousley moved this resolution to tonight's Council Agenda of April 10, 2017 as an emergency with suspension of the rules. Vote – 6 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. Jones mentioned the list of the potential street projects was sent to the ward Council members last week. He proposed an expansion of the scope for the asphalt program and he mentioned the concrete program will be larger also due to carryover funds from last year.

Mr. Jones distributed the list to Council; he asked if anyone has any suggestions or changes to please let him know.

Mr. Ousley mentioned Pinewood in Ward 2, he noted it is very heavily traveled and in bad shape, and asked if it was being considered.

It was the understanding of Mr. Hanek that Rocklyn was being finished and Pinewood was next.

Mr. Jones was going to suggest Pinewood gets started this year. He referred to the proposed asphalt program and concrete program which Council was in receipt of.

Mr. Abella asked about a time line for construction start, and Mr. Jones was hopeful to start middle of June.

ADJOURNMENT:

Being no further business, Mr. Hanek moved to adjourn at 7:04 p.m. Vote – 6 Ayes, 0 Nays.

Respectfully submitted,

_____

Valerie Zak

Valerie Zak
Assistant Clerk of Council

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION

DATE: 04/24/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, Acting City Manager

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 28-17** - A resolution designating the Month of May 2017 as Local Business Appreciation and Economic Development Month in the City of Brunswick - **2nd Reading** (Economic Development Committee, *Administration/Alex Johnson*)

BACKGROUND: Historically City Council has designated the month of May as local business appreciation month to express the City's appreciation to the businesses of the community for the support and services they provide to the citizens and for the part they play in making Brunswick a great community.

PURPOSE AND EXPLANATION: This resolution would dedicate the month of May 2017 as Local Business Appreciation and Economic Development Month in the City of Brunswick.

IMPLEMENTATION SCHEDULE: Three Readings and adopt on May 8, 2017.

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?
Three readings and adopt on May 8, 2017.

ADDITIONAL INFORMATION:

CITY OF BRUNSWICK, OHIO
RESOLUTION NO.

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

A RESOLUTION DESIGNATING THE MONTH OF MAY 2017 AS LOCAL BUSINESS APPRECIATION AND ECONOMIC DEVELOPMENT MONTH IN THE CITY OF BRUNSWICK.

WHEREAS: A strong local business base is a major factor in the success and growth of any city;

WHEREAS: Brunswick City Council wishes to acknowledge the positive impact that Brunswick business owners and operators have on our City's economy and thank them for their involvement and sponsorship of local youth and adult sports activities, charitable causes and community events; and

WHEREAS: Brunswick City Council wishes to express its appreciation to the Brunswick business community for the support and services it provides to the citizens of the City and for the part they play in making Brunswick a "Community of Excellence".

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

SECTION 1: That in appreciation of the business community's commitment to Brunswick's residents and our City's economic growth, Council wishes to declare the month of May 2017 as Local Business Appreciation and Economic Development Month and encourage its citizens to support our local businesses.

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

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 28-17

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

A RESOLUTION DESIGNATING THE MONTH OF MAY 2017 AS LOCAL BUSINESS APPRECIATION AND ECONOMIC DEVELOPMENT MONTH IN THE CITY OF BRUNSWICK.

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SECTION 1: That in appreciation of the business community's commitment to Brunswick's residents and our City's economic growth, Council wishes to declare the month of May 2017 as Local Business Appreciation and Economic Development Month and encourage its citizens to support our local businesses.

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

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION

DATE: 04/24/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, Acting City Manager
Paul Barnett

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 31-17 -** An emergency resolution authorizing participation in the Ohio Department of Transportation winter contract for road salt for the 2017-18 winter season - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett)*

BACKGROUND: The ODOT Office of Contracts Purchasing Services provides the opportunity for municipal corporations to participate in the State's purchase of sodium chloride (road salt) for snow and ice removal.

PURPOSE AND EXPLANATION: This agreement would allow the City to purchase sodium chloride (road salt) through the ODOT contract. This provides an economy of scale that typically provides lower prices than the City can receive on its own and helps the City keep salt costs as low as possible. The City of Brunswick has participated in this program in past years with benefit.

IMPLEMENTATION SCHEDULE: The participation agreement is due back to ODOT by May 10, 2017.

FINANCIAL INFORMATION: ODOT Salt Purchasing Participation - 04/17/2017 - - 117-0420-55300 Salt & Cinders - - 0

FINANCIAL SUMMARY: Per ton salt price and purchasing requirements would be based on the new ODOT contract that is yet to be determined. Expenditures will be limited to authorized and executed purchase orders pursuant to ORC 5705.42 and sufficient appropriations adopted by Council.

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?

Staff recommends passage as an emergency measure with suspension of the rules in order to have legislation in effect prior to ODOT's issuance of it invitation to participate so that the City can respond in a timely fashion.

ADDITIONAL INFORMATION:

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. _____

BY:

AN EMERGENCY RESOLUTION AUTHORIZING PARTICIPATION IN THE OHIO DEPARTMENT OF TRANSPORTATION WINTER CONTRACT FOR ROAD SALT FOR THE 2017-2018 WINTER SEASON.

WHEREAS: Ohio Revised Code Section 5513.01(B) provides the opportunity for political subdivisions to participate in contracts of the Ohio Department of Transportation ("ODOT") for purchase of supplies, including road salt; and

WHEREAS: The City has participated in ODOT contracts for road salt in past years, which participation minimizes road salt costs and price increases.

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

SECTION 1: The City Manager is hereby authorized and directed, upon the approval of the Law Director, to enter into all necessary agreements with ODOT for the purchase of road salt for the 2017-2018 winter season upon the following terms:

a) The City agrees to be bound by all terms and conditions established by ODOT in the Winter Contract for Road Salt (the "Contract") and acknowledges that upon award of the Contract by the Director of ODOT, the City will be bound by all such terms and conditions contained therein.
b) The City hereby acknowledges that upon formal execution of the Contract by the Director of ODOT, a contract between the City and the awarded road salt supplier (the "Supplier") shall be created.
c) The City hereby agrees to be solely responsible for resolving all claims or disputes arising out of the participation in the Contract and agrees to hold ODOT harmless from any claims, actions, expenses or other damages arising therefrom.
d) The City hereby requests a total of 3,000 tons of Sodium Chloride (road salt), which the City agrees to purchase from the Supplier at the delivered price per ton as per the Contract.
e) The City hereby agrees to purchase a minimum of 90% of the above requested road salt quantity from Supplier during the effective period of the Contract from October 1, 2017 through April 30, 2018.
f) The City hereby agrees to place orders with and directly pay the Supplier on a net 30 basis for all road salt delivered pursuant to the Contract.
g) The City hereby acknowledges that should the City wish to rescind its election to participate under the Contract, the City will do so no later than Thursday, June 1, 2017 by sending a written email request to ODOT Office of Contract Sales, Purchase Section at Contracts.Purchasing@dot.ohio.gov. Upon

receipt, ODOT shall respond that it has received the rescission request and confirm removal of the City's request to participate in the Contract. The City hereby acknowledges that it is the sole responsibility of the City to ensure that ODOT has timely received this Resolution and/or any rescission request and ODOT shall not be held responsible or liable for failure to timely receive the City's request to participate in the Contract and/or any rescission request.

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 this Resolution must be submitted to ODOT by May 10, 2017 to allow for participation in the Contract for the 2017-2018 winter 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
Barbara J. Ortiz, CMC

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 31-17

BY: Mr. Salzgeber, Mr. Hanek and Mr. Ousley

AN EMERGENCY RESOLUTION AUTHORIZING PARTICIPATION IN THE OHIO DEPARTMENT OF TRANSPORTATION WINTER CONTRACT FOR ROAD SALT FOR THE 2017-2018 WINTER SEASON.

WHEREAS: Ohio Revised Code Section 5513.01(B) provides the opportunity for political subdivisions to participate in contracts of the Ohio Department of Transportation ("ODOT") for purchase of supplies, including road salt; and

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PASSED: 1st Reading_____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

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

NOTICE TO LEGISLATIVE AUTHORITY

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

TO

3387127 PERMIT NUMBER	TRFO TYPE	GRILLE LLC DBA GRILLE LLC & VOLLEYBALL COURTS 1813 PEARL RD & PATIOS BRUNSWICK OHIO 44212
10 01 2016 ISSUE DATE		
04 03 2017 FILING DATE		
D5 D6 PERMIT CLASSES		
52 TAX DISTRICT 022 C F18219 RECEIPT NO.		

FROM 04/05/2017

0282864 PERMIT NUMBER	TYPE	ARTIE INC DBA THE GRILLE & VOLLEYBALL COURTS 1813 PEARL RD & PATIOS BRUNSWICK OHIO 44212
10 01 2016 ISSUE DATE		
04 03 2017 FILING DATE		
D5 D6 PERMIT CLASSES		
52 TAX DISTRICT 022 RECEIPT NO.		

MAILED 04/05/2017 RESPONSES MUST BE POSTMARKED NO LATER THAN. 05/08/2017

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES C TRFO 3387127
(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

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

WE DO NOT REQUEST A HEARING. ☐
DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

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

(Signature) (Title)- ☐ Clerk of County Commissioner (Date)
☐ Clerk of City Council
☐ Township Fiscal Officer

CLERK OF BRUNSWICK CITY COUNCIL
4095 CENTER RD
BRUNSWICK OHIO 44212

LLC / PARTNERSHIP CROSS REFERENCE DISPLAY PGECG

3387127 PERMIT NBR
GRILLE LLC
DBA GRILLE LLC
& VOLLEYBALL COURTS
1813 PEARL RD & PATIOS
BRUNSWICK OHIO 44212

****

[redacted] **BRIAN MACAULAY** **04/03/2017 ACTIVE CEO** **MNMB5%V5%M**

PA2-KEY = END SESSION, CLEAR-KEY = END OPTION, ENTER-KEY = TO CONTINUE