



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
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Administration Representatives

JUNE 26, 2017

1. Prayer and Pledge of Allegiance
2. Roll Call of Members
3. Correspondence
4. Approval of regular Council Meeting Minutes dated June 12, 2017.
 - (a) Council Meeting Minutes dated June 12, 2017.
5. Mayor's Report:
 - (a) Recognition of Millie Manning;
 - (b) Good Neighbor Award to Dan and Val Zielinski;
 - (c) Recognition of the 40th Anniversary of Career Nursing Assistants;
 - (d) Recognition of the 500th Anniversary of the Lutheran Reformation - Rev. Abraham Allende
 - (e) Motion to approve the Mayor's recommendation to reappoint Ryan Denker to the Building Board Code of Appeals;
 - (f) Motion to approve the Mayor's recommendation to reappoint Jeff Arona, Joseph Shirilla and John Rocha to the Planning Commission;
 - (g) Mayor's Update
6. Clerk of Council's Report
7. Council Committee Reports:

Economic Development.....Mr. Johnson

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

(50) Services Committee Meeting Minutes dated June 12, 2017

Finance Committee.....Mrs. Hanek

(53) Finance Committee Meeting Minutes dated June 12, 2017

Safety & Environment.....Mr. Hanek

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

(52) Planning & Zoning Committee Meeting Minutes dated June 12, 2017

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

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

(51) Building Code Committee Meeting Minutes dated June 12, 2017

8. Other Boards and Commissions

(a) Committee of the Whole Meeting Minutes June 12, 2017

9. Petitions from the Public on Legislation

10. Reading of Legislation and Action on Legislation:

a. 3rd Reading(s)

ORD. NO. 38-17 - An ordinance approving the preliminary subdivision plan for the Fairways Subdivision Phase 8 subject to the conditions recommended by the Planning Commission and any other conditions imposed by Council - **3rd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

b. 2nd Reading(s)

ORD. NO. 42-17 - An ordinance approving the Phase 5 Detailed Site Plan for The Reserve at Autumn Creek Subdivision Special Planning District No. 3 - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 43-17 - An ordinance approving the Phase 5 Final Plat for The Reserve at Autumn Creek Subdivision Special Planning District 3, subject to final engineering approval and any other conditions imposed by Council - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

RES. NO. 45-17 - A resolution authorizing the City Manager to purchase a new F550 4WD Truck Dump Cab and Chassis from Liberty Ford in an amount not to exceed \$36,398.62 - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

RES. NO. 46-17 - A resolution authorizing the City Manager to purchase a new F550 4WD Truck Dump Body From Henderson Products in an amount not to exceed \$24,320.00 - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

RES. NO. 47-17 - A resolution authorizing the City Manager to purchase a new 8-ton truck body and snow/ice package from Henderson Products in an amount not to exceed \$59,515.00 - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

RES. NO. 48-17 - A resolution authorizing the City Manager to purchase a new 8-ton cam and chassis from Allstate Peterbilt of Cleveland in an amount not to exceed \$89,230.00 - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/ Paul Barnett*)

RES. NO. 51-17 - A resolution authorizing the City Manager to purchase a new F350 4WD Pickup Truck from Liberty Ford in an amount not to exceed \$28,526.62 - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

c. 1st Reading(s)

RES. NO. 54-17 - An emergency resolution to commemorate the 500th Anniversary of the Reformation of the Lutheran Church - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Brian Ousley*)

RES. NO. 55-17 - An emergency resolution authorizing the City Manager to enter into a forty-two (42) month agreement with Next Era Energy Services for provision of electricity in an amount not to exceed the fixed rate of \$0.052 per kilowatt hour - **1st Reading** (To be brought from Services, Utilities, Technology and Cable Committee, *Administration/Paul Barnett*)

RES. NO. 56-17 - A resolution authorizing the City Manager to purchase a new 25 Cubic Yard Trailer Mounted Leaf Vacuum without engine from Old Dominion Brush Co. Inc. in an amount not to exceed \$39,702.50 - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

RES. NO. 57-17 - A resolution authorizing the City Manager to enter into an agreement with Wilson Electronic Displays, LLC for the purchase and installation of an outdoor electronic message center in an amount not to exceed \$19,480.00 - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Jeff Neidert*)

RES. NO. 58-17 - An emergency resolution authorizing the City Manager to enter into an agreement with Specialized Construction, Inc. for the resurfacing of City parking lots in an amount not to exceed \$182,945.00 - **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 of a transfer of liquor permit from 7 Eleven Inc., DBA 7 Eleven 36220, located at 15 Pearl Road, Brunswick Ohio 44212 to ARYKI LLC, DBA 7 Eleven 36220, located at 15 Pearl Road, Brunswick, Ohio 44212.

16. Adjournment

CITY OF BRUNSWICK, OHIO

MINUTES OF COUNCIL

MONDAY, JUNE 12, 2017

PRAYER AND PLEDGE OF ALLEGIANCE: THE REGULAR MEETING OF BRUNSWICK CITY COUNCIL WAS CALLED TO ORDER BY VICE MAYOR PATRICIA HANEK 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., ANTHONY CAPRETTA, PATRICIA HANEK, JOSEPH SALZGEBER AND COUNCIL CLERK BARB ORTIZ.

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

CORRESPONDENCE: THERE WAS NONE.

APPROVAL OF REGULAR COUNCIL MEETING MINUTES DATED MAY 22, 2017.

ALEX JOHNSON MOVED TO APPROVE THE COUNCIL MEETING MINUTES DATED MAY 22, 2017 AS WRITTEN, SECONDED BY JOSEPH SALZGEBER. ROLL CALL - AYES - 6, BRIAN OUSLEY, ALEX JOHNSON, MICHAEL ABELLA JR., ANTHONY CAPRETTA, PATRICIA HANEK, JOSEPH SALZGEBER. NAYS - 0. MOTION CARRIED.

MAYOR'S REPORT:

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

Proclamation in honor of St. Ambrose Parish's 60th Anniversary:

Vice Mayor Hanek presented a proclamation to Rev. Father Bob Stec in honor of the 60th Anniversary of St. Ambrose Parish.

Proclamation for Kara VanHimbergen - Girl Scout Gold Award:

A proclamation was presented to Kara VanHimbergen upon receiving the Girl Scout Gold Award, the highest award in the Girl Scouts.

Vice Mayor Hanek pointed out the Mayor's recommendation to reappoint Ryan Denker to the Building Board Code of Appeals.

She also noted the Mayor's recommendation to reappoint Jeff Arona, Joseph Shirilla and John Rocha to the Planning Commission.

CLERK OF COUNCIL'S REPORT: MRS. ORTIZ ANNOUNCED THAT ON WEDNESDAY, JUNE 21 AT BRUNSWICK CITY HALL IN THE COUNCIL CHAMBERS A SPEAKING ENGAGEMENT WILL TAKE PLACE CALLED HEROIN, FENTANYL, CARFENTANIL: THE TRIPLE THREAT ON OUR DOORSTEP. IT WAS SPONSORED BY THE CLEVELAND CLINIC. IT STARTED AT 5:00 - 6:00 P.M. FOR REGISTRATION, RESOURCE TABLES AND REFRESHMENTS. AT 6:00 TO 8:00 P.M. THE DISCUSSION WITH THE EXPERTS WILL TAKE PLACE WITH QUESTIONS AND ANSWERS TO FOLLOW. IF ANYONE WISHED TO REGISTGER YOU CAN CONTACT JANICE AT 216-363-2019.

COUNCIL COMMITTEE REPORTS:

Economic Development.....Mr. Johnson:

Alex Johnson moved to approve the formal report dated May 16, 2017 as written, seconded by Michael Abella Jr.. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

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

Joseph Salzgeber moved to approve the formal reports dated May 11 and May 22, 2017 as written, seconded by Brian Ousley. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Finance Committee.....Mrs. Hanek:

Alex Johnson moved to approve the formal report dated May 22, 2017 as written, seconded by Joseph Salzgeber. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Safety & Environment.....Mr. Hanek:

In Mr. Hanek's absence, Mr. Capretta had no report this evening.

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

Brian Ousley moved to approve the formal report dated May 22, 2017 as written, seconded by Alex Johnson. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Joseph

Salzgeber. Nays - 0. Motion Carried.

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

Mr. Abella had no report tonight.

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

Mr. Capretta had no formal report, however the committee met earlier this evening for general discussion.

OTHER BOARDS AND COMMISSIONS: ALEX JOHNSON MOVED TO APPROVE THE COMMITTEE-OF-THE-WHOLE MEETING MINUTES DATED MAY 22, 2017 AS WRITTEN, SECONDED BY ANTHONY CAPRETTA. ROLL CALL - AYES - 6, BRIAN OUSLEY, ALEX JOHNSON, MICHAEL ABELLA JR., ANTHONY CAPRETTA, PATRICIA HANEK, JOSEPH SALZGEBER. NAYS - 0. MOTION CARRIED.

PETITIONS FROM THE PUBLIC ON LEGISLATION:

MONA SMITH OF 4392 HOMESTEAD DRIVE - MS. SMITH WAS HERE TONIGHT TO ADDRESS THE RENTAL REGISTRATION LEGISLATION. SHE HAS DONE SOME RESEARCH AND THERE WAS OHIO REVISED CODE SECTION 5323.02 THAT ADDRESSED THIS. SHE STATED MEDINA COUNTY DID NOT HAVE ENOUGH RESIDENTS TO JUSTIFY THIS. IF THERE WERE ENOUGH PEOPLE, IT WOULD BE DONE THROUGH THE COUNTY AUDITOR'S OFFICE. WITH BRUNSWICK TAKING ON THE RESPONSIBILITY, THEY WERE ALSO TAKING ON THE ADDED COST. SHE ASKED WHY THE CITY WOULD DO THIS. WHEN THIS FIRST CAME TO LIGHT THERE WAS TO BE AN INSPECTION AND FEES INVOLVED. SHE SAID SHE KNEW THE LAW DIRECTOR MUST BE AN ATTORNEY. THIS ISSUE HAS BEEN OVERTURNED IN THE SUPREME COURT AS A VIOLATION OF UNLAWFUL SEARCH AND SEIZURE. IT CANNOT BE DONE. HOWEVER, THE CITY TRIED TO PUSH THIS THROUGH. SHE NOTED THAT THE RESIDENTS VOTED COUNCIL INTO OFFICE AND THEY SHOULD BE ASHAMED. THE RESIDENTS DID NOT WANT THIS. WHEN THE REGISTRATION FOR THE STATE OF OHIO WAS WRITTEN, IT WAS TO REGISTER THE PROPERTY AS A RENTAL SO THE OWNER COULD BE CONTACTED IF THERE WAS A PROBLEM. WHEN IT WAS DONE THROUGH THE AUDITOR'S OFFICE THERE WAS NO INFORMATION GIVEN ON THE TENANT, AS IT WAS A VIOLATION OF THE TENANT'S PRIVACY.

SHE WAS SURE THAT THIS WOULD END UP IN THE SUPREME COURT PRETTY SOON. SHE THOUGHT IT WOULD BE A LEGAL PROBLEM FOR THE CITY, AS WELL AS A HEADACHE FOR THE LANDLORDS. THE CITY WAS ASKING THE LANDLORDS THAT MAY LIVE OUT OF THE STATE TO BE RESPONSIBLE FOR A TENANT THAT MAY MOVE SOMEONE ON THEIR PROPERTY UNBEKNOWN TO THEM. THE CITY WOULD CHARGE THEM WITH A MISDEMEANOR FOR SOMETHING THEY HAVE NO KNOWLEDGE OF. THE OHIO REVISED CODE STATED THE PENALTY FOR NOT REGISTERING COULD NOT BE MORE THAN \$150 AND THERE WERE NO CRIMINAL CHARGES. SHE ASKED WHAT KIND OF TROJAN HORSE THE CITY WAS PUTTING ON THEM. TOMORROW THERE WILL BE A FEE AND NEXT WEEK THERE WILL BE AN INSPECTION AND IT WILL ALL HAVE TO BE FOUGHT IN THE SUPREME COURT. SHE SAID THERE WERE ENOUGH TENANTS AND LANDLORDS IN BRUNSWICK THAT DID NOT WANT TO PUT UP WITH IT. SHE THOUGHT THE CITY WAS STEERING PEOPLE FROM BUYING RENTAL PROPERTIES HERE. SHE BELIEVED THIS WAS SOMETHING HITLER DID. HE MONITORED EVERYONE. SHE STIPULATED THE CITY COULD HERD THEM INTO A ROOM AND FLIP THE

SWITCH. SHE ASKED THE CITY TO STAY OUT OF THEIR BUSINESS. THE CITY WAS TO MANAGE THE CITY AND PROTECT THE RESIDENTS, NOT NOSE INTO THEIR BUSINESS. SHE STRESSED TO STAY OUT, THEY DID NOT WANT THIS.

RAY ROSENBERGER OF 6232 N. CANTERBURY, PARMA - MR. ROSENBERGER STATED HE WAS NOT A LAWYER. HOWEVER, HE FOUND THIS RENTAL REGISTRATION ORDINANCE SPANNING AREAS THAT HE WAS INVOLVED IN AS A LANDLORD, AS A BRUNSWICK PROPERTY OWNER, AS A CITIZEN AND VETERAN. HE FELT IT WAS WORTHY TO COME TONIGHT. HE REQUESTED TO TABLE THIS ORDINANCE UNTIL IT RECEIVED THE PROPER PROCESS UNDER OUR FORM OF GOVERNMENT. THIS ORDINANCE WAS ORIGINALLY 6-17 AND CONTAINED THREE PAGES. THE CURRENT ORDINANCE 32-17 CONTAINED ONE PAGE. THIS DISPARITY IN ITSELF WAS EVIDENT THAT THE LAW WAS NOT GIVEN THE PROPER PROCESS UNDER OUR FORM OF GOVERNMENT. HE POINTED OUT THAT THE LAW DIRECTOR SAID IN A *MEDINA GAZETTE* ARTICLE THAT THE PROPOSED FORM WOULD BE ATTACHED TO THE LEGISLATION IF AND WHEN IT WAS INTRODUCED. THERE WAS NO FORM ATTACHED TO THE CURRENT LEGISLATION. THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO FOUND IN THE 2015 CASE OF BAKER VS. THE CITY OF PORTSMOUTH THESE TYPES OF ORDINANCE INTRUSIONS INTO THE PRIVACY OF THE HOME WAS UNCONSTITUTIONAL. THE CONSTITUTIONALITY OF THE ORDINANCE CANNOT BE TRULY JUDGED UNTIL THE FORM WAS PRODUCED FOR REVIEW BY THE PUBLIC. IN ADDITION, THE OHIO SUNSHINE LAWS STATED THAT THE RATIONALE OF LEGISLATION SHALL BE INCLUDED IN THE MINUTES. YET, FROM THE INCEPTION OF THIS, WHICH STOOD ALMOST ONE YEAR, THERE WAS NO RATIONALE TO BE FOUND IN ANY OF THE PUBLIC RECORDS REGARDING THIS LEGISLATION. AGAIN, HE ASKED THAT COUNCIL TABLED THIS ORDINANCE, AS IN HIS OPINION, IN ITS FINAL FORM 32-17 HAS NOT HAD ADEQUATE PUBLIC REVIEW. HE BELIEVED THE ORDINANCE WAS UNCONSTITUTIONAL BASED ON COURT DECISIONS. ALSO, THE MEETINGS SURROUNDING THIS ORDINANCE FAILED TO INCLUDE THE PROPER RATIONALE FOR ITS IMPLEMENTATION.

RICHARD KASSOUF OF 4092 TUDOR AVENUE - MR. KASSOUF COMPLEMENTED COUNCIL AND THE ADMINISTRATION FOR RUNNING SUCH A GREAT CITY. IT WAS A WONDERFUL CITY. IT WAS SAFE PLACE WITH COVERAGE FOR THE FIRE AND POLICE. HE STATED IT WAS A BIG JOB AND EVERYONE DID THEIR PART. HE CAME TO TALK ABOUT ORD. 32-17 WHICH HAD RAMIFICATIONS THAT COULD AFFECT INDIVIDUALS BOTH IN AND OUT OF OUR CITY. BRUNSWICK WANTED TO REMAIN A FRIENDLY AND A SAFE CITY. THIS ORDINANCE WAS NOT ONE OF THE THINGS THAT IT WILL TAKE TO DO THIS. HE WOULD SUGGEST WITH ALL THE CONFLICT OVER THE LAST MONTHS AND ALMOST ONE YEAR THAT THIS BE TABLED AND REVIEWED AGAIN. IF IT WAS NECESSARY THAT IT WOULD BE MORE INCLUSIVE TO ALL OF THE RENTAL UNITS RATHER THAN JUST A FEW SUCH AS SINGLE THROUGH THREE FAMILY PROPERTIES. HE BELIEVED THAT IT COULD BE SOMETHING THAT MAY BENEFIT THE CITY IN THE CURRENT FORM. HOWEVER, HE DID NOT BELIEVE IT WOULD DO A WHOLE LOT OF GOOD. RATHER THAN CONFLICT WITH THE INDIVIDUALS THAT OWN RENTAL PROPERTIES IN THE AREA, COUNCIL MAY CONSIDER DROPPING IT OR TABLING UNTIL IT CAN BE MADE MORE BENEFICIAL RULING. HE BELIEVED THAT PERSONAL PROPERTY RIGHTS NEEDED PROTECTION. HE BELIEVED IT COULD BE DONE IN A BETTER WAY IF IT HAD TO BE DONE AT ALL.

JAN SOBOLEWSKI OF 3844 JUDITA - MR. SOBOLEWSKI MENTIONED ON THIS ISSUE ONE WORD HAS NOT BEEN BROUGHT UP. THIS COULD HOLD THE WHOLE GROUP LIABLE AND THE CITY OF BRUNSWICK LIABLE UNDER THE LAW OF DISCRIMINATION. THE CITY WAS ASKING FOR A RENTAL REGISTRY FOR PEOPLE THAT RENT THEIR HOMES. HE ASKED ABOUT THE MULTI-FAMILY DWELLINGS AND IF THEY WOULD BE HELD TO THE SAME LAW. IF NOT, EVERYONE HERE COULD BE HELD LIABLE. THERE WERE A FEW LAWYERS ON COUNCIL. HE ASKED BEFORE VOTING TO LOOK THIS UP AND GIVE IT THOUGHT. HE THOUGHT THE CITY

NEEDED TO STEP BACK BEFORE OPENING A CAN OF WORMS.

MICHAEL SCHMIDT OF 7920 BALLASH RD. MEDINA - MR. SCHMIDT STATED OVER THE LAST SEVERAL MONTHS THERE HAS BEEN A LOT DISCUSSION FROM THE REALTOR COMMUNITY. THE REALTORS THAT HAVE BEEN HERE WERE ALL MEMBERS OF THE NATIONAL ASSOCIATION OF REALTORS, OHIO ASSOCIATION OF REALTORS AND THE MEDINA COUNTY BOARD OF REALTORS. WE HAVE TAKEN AN OATH TO UPHOLD, PROTECT AND DEFEND PRIVATE PROPERTY RIGHTS, FEDERAL AND STATE FAIR HOUSING LAWS AND ETHICS STANDARDS. IT WAS CLEAR GOING BACK TO NOVEMBER 2016 THAT COUNCIL WAS NOT ON THE SAME PAGE AS THEY WERE. THE REALTOR POLITICAL ACTION COMMITTEE (PAC) WAS ONE OF THE LARGEST IN THE COUNTRY. THROUGHOUT THE YEARS THEY HAVE ENDORSED OPENLY AND PUBLICALLY MANY CURRENT AND FORMER MEMBERS OF THIS COUNCIL AND SUPPORTED WITH CAMPAIGN CONTRIBUTIONS FOR THEIR ELECTION CAMPAIGNS. THEY WILL TAKE A HARD LOOK AT THIS IN THE FUTURE. AS THEY SEEM TO HAVE GONE ALONG WITH THE RECOMMENDATIONS OF THE LAW DIRECTOR WITHOUT RESEARCH. THEY WILL DO A PUBLIC RECORD'S REQUEST IF NECESSARY AND FIND OUT WHO VOTED IN THE READINGS OF ORD. 32-17 IF THEY NEED TO AND KEEP THAT IN MIND. HE SAID THE CITY MANAGER ADMITTED THAT HE HAD LIED TO HIM. HE RESPECTED HIM FOR THIS AND THAT HE TOLD THEM THIS.

MR. DEFOREST INTERRUPTED MR. SCHMIDT AND ADVISED THAT THIS WAS ABSOLUTELY NOT TRUE, WITHOUT A SHADOW OF A DOUBT. THERE WAS NO ONE ANYWHERE THAT HAS EVER HEARD HIM SAY THAT HE LIED. HE WANTED TO MAKE SURE THAT MR. SCHMIDT UNDERSTOOD THIS.

MR. SCHMIDT SAID THEY AGREED TO DISAGREE. HOWEVER, IT CAME DOWN TO NOT TRUSTING THIS COUNCIL AND ADMINISTRATION ANY LONGER. THE MEDINA COUNTY BOARD OF REALTORS AND BOARD OF DIRECTORS AT THEIR MEETING ON JUNE 7 PASSED A MOTION THAT THEY OPPOSED ALL RENTAL REGISTRATION BASED ON PRIVATE PROPERTY RIGHTS. THEY WERE CONCERNED BY PASSING THIS ORDINANCE IT WAS A SLIPPERY SLOPE AND ONCE THE ORDINANCE HAS PASSED, CHANGES AND ADDITIONS COULD BE MADE WITHOUT FURTHER NOTICE. HE THOUGHT THIS HAS BEEN EVIDENT IN THE CHANGES THAT HAVE GONE ALONG WITH THE THREE DIFFERENT VERSIONS THAT HAVE BEEN PASSED BY THE FIRST AND SECOND READINGS.

GARY ELSWICK OF 1754 EASTWOOD DRIVE - MR. ELSWICK ASKED COUNCIL TO VOTE AGAINST THIS LEGISLATION AS IT WAS BIASED AGAINST THE SINGLE FAMILY HOME OWNERS WHO WERE RENTING OUT THERE PROPERTIES. HE THOUGHT IT WAS AN INVASION OF PRIVACY FOR PEOPLE LEASING THOSE PROPERTIES. HE ADDED THAT IT WAS DISCRIMINATIVE AS IT EXCLUDES APARTMENT BUILDINGS AND APARTMENT COMPLEXES.

KEVIN BALL OF 569 PEPPERWOOD - MR. BALL NOTED THAT HE CO-OWNED THE REMAX FRANCHISE IN BRUNSWICK. HE HAS BEEN SELLING REALESTATE FOR TWENTY-FIVE YEARS. HE HAS HAD MANY BUYERS OF INVESTMENT PROPERTIES BUYING RENTAL PROPERTIES. SOME OWNED 20 TO 25 PROPERTIES IN BRUNSWICK. HIS CLIENTS OPENLY SAID THAT THIS WAS AN INVASION OF PRIVACY. THEY ASKED WHY THE TENANTS IN THE APARTMENT BUILDINGS DID NOT HAVE TO REGISTER. MANY TENANTS WERE FROM ABUSED MARRIAGES AND MOVED OUT OF THE MARITAL HOME TO RENT. BASICALLY THEY WERE IN HIDING. IT WAS NOT FAIR THAT THEY HAD TO REGISTER IN A PUBLIC VENUE. HE OWNED A RENTAL PROPERTY AND WAS AGAINST THIS ORDINANCE AND HIS CLIENTS WERE AGAINST IT.

CERENNA SOLECKI OF 43 EAST MAIN STREET, SEVILLE - MS. SOLECKI WAS HERE TO REPRESENT THE MEDINA

COUNTY BOARD OF REALTORS. THE BOARD OF DIRECTORS MET AND THEY WERE STANDING AGAINST THIS PROPOSED ORDINANCE. THEY HOPED THAT COUNCIL VOTED AGAINST IT THIS EVENING. THERE HAS BEEN A LOT OF CONVERSATION. THEY HOPED THAT STAFF HAS SPOKEN TO COUNCIL TONIGHT. AGAIN, THEY HOPED THAT COUNCIL VOTED AGAINST IT.

JEAN FEITL OF 3474 AUVERGNE OVAL - MS. FEITL SHE BROUGHT UP THAT THE INITIAL PROPOSAL THAT SHE SAW IT STATED NO UNMARRIED PEOPLE COULD RENT. UNRELATED PEOPLE COULD NOT SHARE A BEDROOM. A STEPBROTHER AND STEPSISTER COULD NOT SHARE A ROOM. THERE WAS A LOT OF DISCRIMINATION THAT THE INITIAL ORDINANCE WAS LOADED WITH. THE REALTORS SPOKE UP AND HAD THAT ORDINANCE STOPPED. THERE WAS A MEETING SET UP TO TALK TO EVERYONE. THEN, THEY READ IN THE NEWSPAPER THAT THE FIRST READING WENT THROUGH ON ORD. 32-17. THIS ORDINANCE SAID THEY HAD TO REGISTER ON A FORM. THERE WAS NO FORM ATTACHED. THE LAST FORM SHE SAW WANTED TENANT INFORMATION. THE BUILDING DIRECTOR CAN CHANGE THAT FROM YEAR TO YEAR. ANYONE COULD ADD OR SUBTRACT. THERE WERE TENANTS HERE THAT STATED THEY FELT PRESSURED TO MOVE TO THE LARGE APARTMENT COMPLEXES. THIS KIND OF PRESSURE WAS A VIOLATION OF FAIR HOUSING. THE CITY WAS OPENED UP FOR LIABILITY. SHE GREW UP IN BRUNSWICK AND IT WAS A WONDERFUL CITY. SHE WAS EXCITED THAT MANY CITIZENS SAW THE SAME THINGS IN THE CITY AND WANTED TO INVEST BACK INTO THE CITY. SHE WOULD RATHER HAVE RENTERS NEXT TO HER THAT TOOK CARE OF THE PROPERTY RATHER THAN VACANT HOUSES AND BROKEN WINDOWS. SHE THOUGHT THE CITY SHOULD FOCUS ELSEWHERE RATHER THAN WORRY ABOUT WHO WAS RENTING FROM WHO. SHE HEARD THROUGH THE GRAPEVINE THAT THIS WAS DUE TO TAXES. SHE ASKED WHAT HAPPENED TO THE FORM THAT THE TAX DEPARTMENT MAINTAINED. SHE WONDERED WHY THAT WAS NOT ENFORCED IF IT WAS ABOUT TAXES. SHE ASKED ABOUT HAVING TWO DIFFERENT REGISTRIES GOING AT THE SAME TIME WITH THE SAME INFORMATION WHICH ONE WAS A PUBLIC RECORD AND ONE WAS NOT. IT DID NOT MAKE ANY SENSE TO HAVE TWO DEPARTMENTS IN THE CITY DOING THE SAME THING.

SHE THOUGHT THAT THIS ORDINANCE WOULD BE A VAGUE LAW. THERE WAS A LOT OF MISSING DEFINITIONS. SHE HAD TWO VERSIONS OF THE SAME PROPOSAL. SHE WONDERED WHY IT WOULD NOT GO BACK TO A FIRST READING ONCE CHANGES WERE MADE. SHE DID NOT THINK IT WAS RIGHT TO HAVE TWO READINGS AND CHANGE IT BEFORE A THIRD READING. AGAIN, SHE BROUGHT UP THE TRUST ISSUE. SHE WAS DISAPPOINTED IN THE THREE COUNCIL PEOPLE WHO SUPPORTED THIS. SHE NOTED THAT NO ONE HAS SAID ANYTHING ABOUT WHY THIS ORDINANCE WAS SUPPORTED AND NEEDED. IN HER MIND THERE WAS NO IDENTIFIABLE ISSUE THAT THIS ORDINANCE WOULD SOLVE.

MRS. HANEK ADVISED THAT THE LAW DIRECTOR WILL ADDRESS SOME OF THE ISSUES BROUGHT UP TONIGHT.

MR. FISHER CLARIFIED THAT THE ORDINANCE ITSELF (32-17) HAS NOT CHANGED AS FAR AS THE LANGUAGE IN THE FIRST, SECOND AND THIRD READINGS. HE EXPLAINED THAT THE FIRST AND SECOND READINGS WERE NOT ENACTMENTS. THE CHARTER REQUIRES THREE READINGS AND THIRTY DAYS BEFORE IT WENT INTO EFFECT. AGAIN, THE FIRST AND SECOND READINGS WERE NOT ENACTMENTS. THIS ORDINANCE WAS SCHEDULED FOR A THIRD READING TONIGHT. THE VARIOUS DISCUSSIONS THAT HAVE TAKEN PLACE WITH STAKEHOLDERS AND THE COMMUNITY INCLUDING REALTORS OVER A PERIOD OF SEVERAL MONTHS HAS RESULTED IN SEVERAL CHANGES. ORDINANCE 32-17 DID NOT REQUIRE INSPECTIONS, WHICH WAS BAKER VS. PORTSMITH. IT WAS WITHHELD THAT AN INSPECTION AS AN ADMINISTRATIVE SEARCH AND WOULD REQUIRE A SEARCH WARRANT. THERE WERE NO INSPECTIONS REQUIRED IN ORD. 32-17. THERE WERE NO

REGISTRATIONS OR PERMIT FEES REQUIRED IN ORD. 32-17. TENANT INFORMATION WAS NOT REQUIRED ON THE REGISTRATION FORM ON FILE WITH THE CLERK. IT WILL BE INCORPORATED AND IS A PART OF ORD. 32-17. OWNER INFORMATION ONLY REGARDING CONTACT INFORMATION WAS REQUESTED, NOT THE TENANT'S INFORMATION. AGAIN, HE WANTED TO MAKE THIS CLEAR. THIS INCLUDED SINGLE, DUPLEX AND TRIPLEX RESIDENTIAL UNITS. THE CITY KNEW WHO OWNED THE APARTMENT BUILDINGS AND THEY WERE SEPARATELY ZONED. THE CITY WAS NOT REQUESTING IN ANY WAY, SHAPE, OR FORM TENANT INFORMATION. IT WAS STRICTLY FOR PURPOSES OF CONTACTING AN OWNER ON AN AS NEED BASIS TO PROTECT THE HEALTH, SAFETY AND WELFARE OF THE CITY ON A NONDISCRIMINATORY BASIS. THE FIRST OFFENSE FOR NOT REGISTERING WOULD BE A MINOR MISDEMEANOR AND ANY SUBSEQUENT OFFENSE FOR NOT REGISTERING AND IDENTIFYING THE OWNER OR THE OWNER'S REPRESENTATIVE AGAIN WOULD BE A FOURTH DEGREE MISDEMEANOR. THE CITY'S PURPOSE WAS TO GAIN COMPLIANCE WITHOUT PERMIT FEE REGISTRATION AND WITHOUT ANY TYPE OF INSPECTION SO THE CITY WAS AWARE OF THE OWNER IN THE EVENT OF AN EMERGENCY. THE PROPERTY COULD BE ACQUIRED IN THE NAME OF AN LLC, ACQUIRED IN THE NAME OF AN ACRONYM AND IT DID NOT GIVE THE CITY ANY INFORMATION IN THE COUNTY PROPERTY RECORDS. IT WAS FOR IDENTIFICATION PURPOSES ONLY TO PROMOTE THE HEALTH, SAFETY AND WELFARE IN THE CITY ON A NONDISCRIMINATORY BASIS. AGAIN, THERE WERE NO TENANT INFORMATION, NO REGISTRATION FEES, AND NO INSPECTIONS.

READING OF LEGISLATION AND ACTION ON LEGISLATION:

3RD READING(S)

ORD. NO. 32-17 - An ordinance establishing Section 1440.27 of the City of Brunswick Codified Ordinances by providing for Residential Rental Dwelling Unit Registration - **3rd Reading** (Building & Building Code Committee, Revised 5-5-17, Revised 5-30-17, *Administration/Ken Fisher*):

ORD. NO. 32-17 - Anthony Capretta moved to adopt, seconded by Brian Ousley. Roll Call - Ayes - 4, Brian Ousley, Michael Abella Jr., Anthony Capretta, Patricia Hanek. Nays - 2. Motion Carried.

Before voting, Mr. Ousley mentioned that he has never been bought or paid for by any real estate PAC.

Mr. Fisher mentioned that it has been a long process and he understood that there was quite a bit of feeling about this. He stated that the City administration, City Manager DeForest, the representatives of the City, Grant Aungst and himself were working to continue to promote the City, as Mr. Kassouf stated, in the best interest of the City. It was on a non-discriminatory basis in order to promote the public health, safety and welfare in our City.

ORD. NO. 35-17 - An ordinance establishing the position of Part-Time Lifeguard Opener in the Department of Parks and Recreation - **3rd Reading** (Parks, Recreation & Community Committee, *Administration/John Piepsny*):

ORD. NO. 35-17 - Michael Abella Jr. moved to adopt, seconded by Alex Johnson. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Joseph Salzgeber. Nays - 0.

Motion Carried.

ORD. NO. 36-17 - An ordinance establishing the pay range for the position of Part-Time Lifeguard Opener in the Department of Parks and Recreation - **3rd Reading** (Parks, Recreation & Community Committee, Revised 5-9-17, *Administration/John Piepsny*):

ORD. NO. 36-17 - Michael Abella Jr. moved to adopt, seconded by Anthony Capretta. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

ORD. NO. 8-17 - An ordinance amending Sections 880.005, 880.01 and 880.04 of the Codified Ordinances of the City of Brunswick, Ohio in order to provide for a temporary sixty-five one hundredths percent (0.65%) municipal income tax increase during the period from January 1, 2018 through December 31, 2022 to provide funds for the purpose of maintaining staffing levels for the Safety Forces in the City - **3rd Reading** (Committee-of-the-Whole, *Administration/Ken Fisher*):

ORD. NO. 8-17 - Alex Johnson moved to adopt, seconded by Brian Ousley. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Fisher informed that this ordinance implemented the 0.65% municipal income tax increase as authorized by the electorate at the May 2, 2017 election. For the record there were two readings on this prior to May 2, 2017. This was the third reading based on the certified results of the election. It went into effect on January 1, 2018.

2ND READING(S)

ORD. NO. 38-17 - An ordinance approving the preliminary subdivision plan for the Fairways Subdivision Phase 8 subject to the conditions recommended by the Planning Commission and any other conditions imposed by Council - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

ORD. NO. 38-17 - Mr. Ousley moved this ordinance to a third reading.

1ST READING(S)

ORD. NO. 42-17 - An ordinance approving the Phase 5 Detailed Site Plan for The Reserve at Autumn Creek Subdivision Special Planning District No. 3 - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*):

ORD. NO. 42-17 - Mr. Ousley moved this ordinance to a second reading.

ORD. NO. 43-17 - An ordinance approving the Phase 5 Final Plat for The Reserve at Autumn Creek Subdivision Special Planning District 3, subject to final engineering approval and any other conditions imposed by Council - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*):

ORD. NO. 43-17 - Mr. Ousley moved this ordinance to a second reading.

RES. NO. 44-17 - An emergency resolution authorizing the City Manager to execute and deliver all necessary documents for participation in the State Infrastructure Bank MPO Intercept Loan Program for the reconstruction of North Carpenter Road in an amount not to exceed \$300,000.00 - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*):

RES. NO. 44-17 - Joseph Salzgeber moved to suspend the rules, seconded by Brian Ousley. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Barnett related that North Carpenter was a \$12 million project. The local share was about \$3 million. This legislation allowed the City Manager to sign the documents to get a loan for this. It committed the City for approximately \$300,000 which was just the 20% local share of the interest. This was the way to fund this project.

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

RES. NO. 45-17 - A resolution authorizing the City Manager to purchase a new F550 4WD Truck Dump Cab and Chassis from Liberty Ford in an amount no to exceed \$36,398.62 - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*):

RES. NO. 45-17 - Joseph Salzgeber moved this resolution to a second reading.

RES. NO. 46-17 - A resolution authorizing the City Manager to purchase a new F550 4WD Truck Dump Body From Henderson Products in an amount not to exceed \$24,320.00 - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*):

RES. NO. 46-17 - Mr. Salzgeber moved this resolution to a second reading.

RES. NO. 47-17 - A resolution authorizing the City Manager to purchase a new 8-ton truck body and snow/ice package from Henderson Products in an amount not to exceed \$59,515.00 - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*):

RES. NO. 47-17 - Mr. Salzgeber moved this resolution to a second reading.

RES. NO. 48-17 - A resolution authorizing the City Manager to purchase a new 8-ton cam and chassis from Allstate Peterbilt of Cleveland in an amount not to exceed \$89,230.00 - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/ Paul Barnett*):

RES. NO. 48-17 - Mr. Salzgeber moved this resolution to a second reading.

ORD. NO. 49-17 - An emergency ordinance authorizing and adopting the proposed tax budget for the City of Brunswick, Ohio for the year beginning January 1, 2018 through December 31, 2018 - **1st Reading**.. (To be brought from Finance Committee, *Administration/Todd Fischer*):

ORD. NO. 49-17 - Alex Johnson moved to suspend the rules, seconded by Joseph Salzgeber. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Joseph Salzgeber. Nays -

O. Motion Carried.

Mr. Fischer stated in order to comply with the Ohio Revised Code Section 5705 the City must annually adopt the tax budget. The tax budget must be submitted to the County Budget Commission no later than sometime in July. This process was audited under the direction of the Auditor of State's Office. It was done each year. The tax budget document once filed with the County Auditor's Office, they will prepare the first property tax revenue estimate for the year. The City when in turn in September of every year will use that revenue to start the annual budget process that was usually completed in November or December of each year.

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

ORD. NO. 50-17 - An emergency ordinance authorizing the Chief of Police to contribute unclaimed property in the possession of the Police Department - **1st Reading** (To be brought from Safety Committee, *Administration/Chief Ohlin*):

ORD. NO. 50-17 - Anthony Capretta moved to suspend the rules, seconded by Alex Johnson. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Chief Ohlin explained this piece of legislation will allow the Police Department to donate unclaimed bicycles to a local non-profit organization. Throughout any given year the department recovers a number of bicycles that were not reported as stolen or able to locate the owners. In this case the department will partner with charities in the community to refurbish the bicycles and turn them over to families of need.

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

RES. NO. 51-17 - A resolution authorizing the City Manager to purchase a new F350 4WD Pickup Truck from Liberty Ford in an amount not to exceed \$28,526.62 - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*):

RES. NO. 51-17 - Mr. Salzgeber moved this resolution to a second reading.

RES. NO. 52-17 - An emergency resolution authorizing the City Manager to enter into an agreement with Set in Stone Contracting, LLC for the 2017 Catch Basin Repair Program in an amount not to exceed \$82,580.00 **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*):

RES. NO. 52-17 - Joseph Salzgeber moved to suspend the rules, seconded by Brian Ousley. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Jones noted this was an emergency with the suspension of the rules so that we can move forward with the 2017 Catch Basin Repair Program. Set in Stone Contracting was the lowest and best bidder. They performed the project last year as well and did a very good job. We would like to move forward with this

year's program.

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

RES. NO. 53-17 - An emergency resolution authorizing the City Manager to enter into an agreement with Fabrizi Trucking & Paving Co., Inc. for the construction of the Skyview Drive Reconstruction Project in an amount not to exceed \$839,260.50 with an alternate "A" not to exceed \$119,723.50 - **1st Reading (To be brought from Services, Utilities, Technology & Cable Committee, Administration/Matt Jones):**

RES. NO. 53-17 - Joseph Salzgeber moved to suspend the rules, seconded by Brian Ousley. Roll Call - Ayes - 6, Brian Ousley, Alex Johnson, Michael Abella Jr., Anthony Capretta, Patricia Hanek, Joseph Salzgeber. Nays - 0. Motion Carried.

Mr. Jones stated the City wished to award the contract to Fabrizi Trucking & Paving so we can move ahead with the Skyview Drive Reconstruction Project. This will be from Pearl Road to Woodhollow Drive, including the Woodhollow intersection. This fell within the budget and they were ready to get started.

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

CITY MANAGER'S REPORT: MR. DEFOREST STATED THAT ON JUNE 3 THE BRUNSWICK DIVISION OF POLICE BECAME A LOT YOUNGER. HE RETIRED EFFECTIVE THAT DATE AND BRIAN OHLIN WAS THE NEW CHIEF. HE CONGRATULATED HIM AND WISHED HIM THE BEST OF LUCK IN THE FUTURE. HE KNEW HE WOULD DO AN OUTSTANDING JOB. PROMOTED TO LIEUTENANT WAS A LONG-TIME SERGEANT STEVE HOOVER. PROMOTED TO SERGEANT WAS A LONG-TIME PATROL OFFICER GREG HAYEST. A NEW OFFICER WAS HIRED AND USUALLY WHEN THEY ARE NEWLY HIRED WE DON'T SAY THEIR NAME. HE WILL BE INTRODUCED IN ABOUT ELEVEN AND HALF MONTHS. THE OFFICER WAS OKAY WITH THIS.

HE THANKED KEITH MORRISON AND THE RELAY FOR LIFE COMMITTEE FOR SUCCESS FOR THE RECENT RELAY FOR LIFE EVENT. THEY RAISED APPROXIMATELY \$61,000 WHICH WAS HELD AT THE BRUNSWICK HIGH SCHOOL FROM 11:00 A.M. TO 11:00 P.M. ON JUNE 3. IT HELPED A LOT OF PEOPLE AND FAMILIES THAT WERE FIGHTING THE BATTLE OF CANCER. HE THANKED THE MEMBERS OF THE COMMUNITY THAT CAME OUT IN SUPPORTED THIS EFFORT. HE PERSONALLY THANKED THE CITY'S TEAM AND EVERYONE WHO ENGAGED WITH THIS. ALSO, THERE WAS ANOTHER OPPORTUNITY FOR CIVIC ENGAGEMENT AROUND THE CORNER. ON JUNE 14 WAS FLAG DAY AND THE ARMY'S BIRTHDAY, BUT IT WAS AN OPPORTUNITY TO COME TO CITY HALL TO ENGAGE IN A DISCUSSION ABOUT TRASH RECYCLING AND OPTIONS THAT CITY COUNCIL WILL CONSIDER IN THE NEAR FUTURE. THERE WILL BE TWO MEETINGS, THE FIRST ONE ON JUNE 14 AND THE SECOND MEETING WILL BE AT THE RECREATION CENTER NEXT TUESDAY, JUNE 20. BOTH WILL BE HELD AT 7:00 P.M. PLEASE COME AND PAUL BARNETT WILL WOW YOU WITH THE INFORMATION AND KNOWLEDGE HE HAS ABOUT TRASH AND RECYCLING OPTIONS. THE CITY WANTED TO MAKE SURE THAT WE ROLL THIS INFORMATION OUT SO THAT COUNCIL COULD MAKE AN INFORMED DECISION AS WE LOOK AT OPTIONS IN THE FUTURE.

ALSO, HE ALSO MENTIONED THAT THE BRUNSWICK COMMUNITY BAND WILL BE PRESENTING A CONCERT FOR THE WHOLE FAMILY ON SATURDAY, JUNE 17 AT 2:00 P.M. AT THE BRUNSWICK HIGH SCHOOL JAMES J.

HAYEST PERFORMING ARTS CENTER. ADMISSION WAS FREE FOR THIS EVENT.

ADMINISTRATIVE DEPARTMENTS: CHIEF OHLIN THANKED CITY MANAGER DEFOREST FOR HIS KIND WORDS, HIS MENTORSHIP AND LEADERSHIP THROUGHOUT HIS CAREER AT THE BRUNSWICK POLICE DIVISION. HE LOOKED FORWARD TO LEADING THE DEPARTMENT IN THE FUTURE. HE WAS PROUD TO SAY THAT THEY RECENTLY WERE GIVEN INFORMATION FOR A HIGH SAFETY RATING FOR THE CITY OF BRUNSWICK THROUGH THE LOW CRIME RATE. THIS WAS FROM AN ORGANIZATION THAT DID AN ANALYSIS OF SAFETY IN CITIES ALL ACROSS THE COUNTRY. THEY WERE LOOKING SPECIFICALLY AT OHIO. THE CITY OF BRUNSWICK RANKED NUMBER 2. THE CITY WAS VERY PROUD OF THOSE EFFORTS. THEY ANALYZED CRIME DATA ON SERIOUS FELONY CRIMES SUCH AS RAPE, MURDER, ASSAULT, ROBBERY, BURGLARY, LARCENY AND VEHICLE THEFT. THROUGH THE EFFORTS OF THE MEMBERS OF THE DIVISION OF POLICE WE HAVE BEEN ABLE TO KEEP THOSE RATES VERY WELL.

IN ADDITION, AS A FRIENDLY SAFETY REMINDER DUE TO THE HOT DAYS OF SUMMER TO MAKE SURE WHEN LEAVING YOUR CAR YOU DON'T LEAVE CHILDREN OR PETS IN THE CAR WITH THE WINDOWS UP FOR ANY PERIOD OF TIME. IT WAS UNSAFE. THERE WERE STATISTICS OUT THERE FROM A NUMBER OF PROFESSIONALS THAT DOCUMENT HOW QUICKLY A CAR HEATS UP ON THE INTERIOR. IT WAS BASICALLY LIKE A GREENHOUSE. EVEN FOLKS WHO LEAVE WINDOWS CRACKED OPEN FOR AIR FLOW, IT DID NOT MAKE A SIGNIFICANT DIFFERENCE. THE TEMPERATURE RISES IN THE VEHICLE TO WELL OVER 100 DEGREES QUICKLY.

MR. FISCHER HAD ONE ITEM. HE WANTED TO INFORM THE PUBLIC THAT THEY HAVE CONCLUDED THEIR 2016 CITY AUDIT. THE AUDITOR OF STATE'S OFFICE DID A VERY THOROUGH INVESTIGATION OF MANY DIFFERENT THINGS. IT TOOK THEM ABOUT FIVE MONTHS TO COMPLETE THE AUDIT. THEY LOOKED AT EVERYTHING FROM HOW WE COMPLIED WITH VARIOUS STATE LAWS OF INTEREST TO THEM. THEY LOOKED AT THE PROCESSES AND HOW MANY TIME WE DOUBLED CHECKED AND IF SOMEONE WAS WATCHING SOMEONE DOING SOMETHING. THE MAKE SURE WE LIMIT ANY TYPE OF FRAUD EXPOSURE. THEY LOOK AT THE NUMBERS AND HOW WE SPEND OUR MONEY AND IF IT WAS FOR THE PURPOSE IT WAS SUPPOSED TO BE SPENT ON. WHEN THEY WERE DONE THEY ISSUED A REPORT. IN THAT REPORT THERE WERE NO MATERIAL WEAKNESSES OR NONCOMPLIANCE THAT WERE WORTH INCLUDING IN THEIR REPORT. THEY PUT ONE COMMENT IN THE MANAGEMENT LETTER WHICH WAS AN INSIGNIFICANT ITEM AND HAD TO DO WITH THE THRESHOLD OR LIMIT THAT WE PUT ON BLANKET PURCHASE ORDERS. THEY LIKED THE LIMITS TO BE STATED. IT WAS OVERLOOKED BY US, BUT PRIOR TO THE AUDIT ENDING IT WAS TAKEN CARE OF WITH LEGISLATION THROUGH COUNCIL ESTABLISHING THOSE LIMITS. HE WAS HAPPY TO REPORT THAT THE CITY WAS DOING A GREAT JOB AND BEING GOOD STEWARDS IN ACCOUNTABILITY OF TAX PAYERS DOLLARS.

MR. PIEPSNY INFORMED THAT THE RECREATION CENTER WAS ASKING EVERYONE TO DIG OUT THEIR BELLBOTTOM JEANS BECAUSE WIXY 1260 WAS COMING TO TOWN. THERE WILL BE A CONCERT THIS SUNDAY, JUNE 18 FROM 6:00 TO 8:00 P.M. ON THE OUTDOOR STAGE AT THE RECREATION CENTER. THERE WILL BE MUSIC PLAYED FROM AN ERA BEFORE IPADS, SATELLITE RADIO AND EVEN CD'S. THE MUSIC WAS FROM THE 1960'S AND 1970'S. IT INCLUDED THE BRITISH INVASION BANDS, AS WELL AS AMERICAN HIPPIE MUSIC AND EVEN SOME DISCO MUSIC. HE REMINDED EVERYONE THAT THEY HAD THEIR SUMMER CAMPS GOING ON. THE NORMAL SUMMER CAMP AT THE RECREATION CENTER ALONG WITH A SPORTS CAMP. THIS YEAR THEY ADDED SOME WORKSHOPS FOR KIDS AGED 6 TO 11 YEARS. THEY ARE GOING ON ONCE A WEEK THROUGHOUT THE SUMMER. JUNE 22 THERE WAS A MAGIC SHOW AND WORKSHOP. KIDS CAN COME WATCH THE MAGIC SHOW AND LEARN HOW TO PERFORM THOSE TRICKS SO THEY COULD PUT ON

THEIR OWN SHOWS AT HOME. THERE WILL BE SOME KUNG FU DISPLAYS, KIDS YOGA, JUDO, ANIMAL SHOWS AND MANY OTHER ACTIVITIES. THOSE WERE ONCE A WEEK AND YOU CAN FIND OUT INFORMATION ON THE CITY'S WEBPAGE OR STOP BY THE RECREATION CENTER AND PICK UP A BROCHURE.

OPEN FORUM: JAN SOBOLEWSKI OF 384 JUDITA DRIVE - MR. SOBOLEWSKI HAD A COUPLE COMMENTS TO MAKE. HE WOULD LIKE TO HAVE SOME ANSWERS TONIGHT. FIRST OF ALL, HE WANTED TO CONGRATULATE CARL DEFOREST ON HIS NEW POSITION AND ALSO CHIEF BRIAN OHLIN. HE HOPED BOTH OF THESE GENTLEMEN HAD NOT HAD SECOND THOUGHTS ABOUT ACCEPTING THESE POSITIONS. HE ASKED ABOUT THE RUBBISH PROPOSAL. HIS CONCERN WAS MONEY. IF THE CITY HAD MONEY TO SPEND THE MONEY ON ALL THE TRASH CARTS TO PURCHASE, TO TAKE THAT MONEY AND PUT IT INTO BETTER ENDEAVORS SUCH AS ROADS AND EDUCATION. HE STATED RIGHT NOW HE DID NOT SEE ANYONE IN HIS DEVELOPMENT HAVING A PROBLEM WITH TAKING THEIR RUBBISH DOWN AND BACK. HE NOTED THAT QUITE A FEW OF THEM PUT IT IN BAGS AND MAKE IT SO THE GENTLEMEN DON'T HAVE REAL HEAVY TO LIFT UP AND THROW IN. THE MONEY ANGLE WAS HIS CONCERN RIGHT NOW.

VICE MAYOR HANEK ASKED MR. SOBOLEWSKI TO STAY AFTER THE MEETING SO SOMEONE COULD ADDRESS HIS CONCERNS.

KEVIN SCHEMRICH OF 5325 SLEEPY HOLLOW - MR. SCHEMRICH ANNOUNCED THIS WAS THE 37TH YEAR OF THE SUMMER CELEBRATION. IT WAS DONE FOR THE ENTIRE COMMUNITY INCLUDING THE CITY AND THE HILLS TOGETHER. IT STARTED WAY BACK AT LAUREL SQUARE MANY YEARS AGO. IT MOVED UP THE STREET TO THE VISINTAINER FRONT YARD AND NOW IT WAS AT ITS CURRENT LOCATION AT THE HIGH SCHOOL. HE WOULD LIKE TO INVITE EVERYONE TO COME DOWN AND ENJOY THE FESTIVAL WITH THEM. THE DATES THIS YEAR WAS JUNE 29 THROUGH JULY 4, 2017. THE HOURS WILL VARY DEPENDING ON THE DAY. YOU CAN CHECK THEIR WEBSITE AT WWW.SUMMER-CELEBRATION.COM AND IT WILL HAVE THE HOURS AND DETAILS OF WHAT WAS GOING ON EACH DAY. ON MONDAY NIGHT, JULY 3, A GROUP CALLED HOTEL CALIFORNIA WILL BE COMING UP. THEY WERE THE ORIGINAL EAGLES TRIBUTE BAND FROM ONTARIO, CANADA. IT WILL BE A REALLY GREAT SHOW. THEY ALSO HAVE VICIOUS CYCLE WHICH WAS A LENARD SKYNARD TRIBUTE ON SATURDAY, JULY 1. DISCO INFERNO WILL PLAY ON JULY 2. THEY WERE ALSO BRINGING IN COSI FROM COLUMBUS ON SUNDAY AFTERNOON, JULY 2 FROM 4:00 TO 8:00 P.M. THEY WILL HAVE MANY HANDS ON DEMONSTRATIONS FOR THE CHILDREN TO PARTICIPATE IN. HE ANNOUNCED THERE WAS STILL PLENTY OF TIME TO REGISTER FOR THE PARADE. THE PARADE WAS ON SUNDAY, JULY 2. THERE WAS ALSO PLENTY OF TIME TO REGISTER FOR THE FIRST ANNUAL CAR SHOW. THE PROCEEDS OF THE CAR SHOW THIS YEAR WILL BENEFIT THE BRUNSWICK FOOD PANTRY. THEY WERE HOPING TO HAVE QUITE A NUMBER OF CARS AND PARTICIPATION. THEY WERE STILL IN NEED OF VOLUNTEERS. IF PEOPLE WOULD LIKE TO GET INVOLVED. THEY WERE ALSO LOOKING FOR A FEW YOUTHS WHO WOULD LIKE TO BE PART OF THE GROUNDS CREW. IT WAS A PAID POSITION. FOR MORE INFORMATION, YOU CAN GET A HOLD OF THEM THROUGH THEIR WEBSITE AND THEY WOULD BE GLAD TO HAVE YOU.

HE ALSO MENTIONED THEY WERE OFFERING PRE-SALE RIDE TICKETS THIS YEAR. THE RIDE TICKETS FOR THE ENTIRE DAY DURING THE FESTIVAL RAN \$17. THE PRE-SALE WOULD BE FOR \$15. THEY COULD BE PURCHASED SATURDAY MORNINGS AT THE FESTIVAL BARN AT THE HIGH SCHOOL, 3553 CENTER ROAD FROM 9:00 TO NOON. THEY CAN ALSO BE PURCHASED DURING NORMAL BUSINESS HOURS AT THE DIAMOND EVENT CENTER MONDAY THROUGH FRIDAY. THEY ALSO HAVE SOME GREAT CONTESTS THIS YEAR. THE FIREWORKS WILL BE ON SATURDAY, JULY 1 AT 10:30 P.M. THEY WOULD LIKE TO THANK THEIR SPONSORS ESPECIALLY SCENE 75 WHICH IS THE PRESENTING SPONSOR THIS YEAR, THE CITY OF BRUNSWICK,

BRUNSWICK HILLS TOWNSHIP, THE SCHOOL SYSTEM AND ALL THOSE THAT ATTEND TO HELP MAKE THIS A PREMIER FESTIVAL IN THE STATE OF OHIO. THE BEER GARDEN WILL BE ADJACENT TO THE MAIN STAGE. THERE WILL BE INSTANT BINGO AND A RAFFLE FOR A GORGEOUS WOODEN ROCKING CAMEL FOR CHILDREN.

UNFINISHED BUSINESS: MR. JOHNSON WANTED TO WISH HIS WIFE A HAPPY ANNIVERSARY. THEY CELEBRATED THEIR SEVENTH ANNIVERSARY. IN ADDITION, HE MENTIONED THE CAVS HAD MOMENTUM GOING FOR TONIGHT AND GO CAVS!

MR. SALZGEBER STATED THAT COUNCILMAN JOHNSON AND HE VOTED AGAINST RESOLUTION NO. 32-17 TONIGHT. HE COULD NOT SPEAK FOR COUNCILMAN JOHNSON, BUT HE WOULD LIKE TO EXPLAIN HIS VOTE. HE WAS NOT ON THE BUILDING AND BUILDING BOARD COMMITTEE. HE HAD NO ROLE IN DEVELOPING THIS LEGISLATION. IT WAS THE THIRD OR FOURTH VERSION OF THE LEGISLATION THAT WAS VOTED ON TONIGHT. WARD 3 RESIDENTS INCLUDING MANY OF HIS NEIGHBORS EXPRESSED OPPOSITION TO THIS LEGISLATION. ANOTHER REASON WAS THAT THE FINAL VERSION WHICH DID PASS TONIGHT REQUESTED INFORMATION THAT WAS ALREADY AVAILABLE TO A CERTAIN EXTENT ON THE MEDINA COUNTY AUDITOR'S WEBSITE. HE WANTED TO MAKE THIS CLEAR.

MR. JOHNSON ADDED THAT HE THOUGH THERE WAS A LOT OF CONFUSION SURROUNDING THIS ORDINANCE. HE THOUGHT THAT MAYBE THE CITY COULD HAVE EXAMINED IT A LITTLE MORE.

NEW BUSINESS: MR. JOHNSON BROUGHT UP THE LIQUOR PERMIT FOR SCENE 75 ENTERTAINMENT CENTER. COUNCIL HAD NO OBJECTIONS TO THIS NEW LIQUOR PERMIT.

Consideration of new liquor permit for Scene 75 Entertainment Center Brunswick LLC, DBA Scene 75, located at 3688 Center Road, Brunswick, Ohio 44212.:

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

THERE BEING NO FURTHER BUSINESS, THE MEETING ADJOURNED AT 8:40 P.M.

Respectfully submitted,

A handwritten signature in blue ink that reads "Barbara J. Ortiz, CMC". The signature is fluid and cursive, with the first name "Barbara" being the most prominent part.

Barbara J. Ortiz, CMC

Clerk of Council

Vice Mayor Pat Hanek

Adopted

APPLICATION FOR
BOARDS AND COMMISSIONS

NAME RYAN DENKER PHONE ~~216.238.4890~~

STREET 2932 GREENWICH LANE CELL 216.238.4890

Years of Residency 7

Registered Brunswick Voter: YES ☒ NO ☐

POSITIONED DESIRED: BOARD OF BUILDING CODE APPEALS EMAIL RNDENKS@GMAIL.COM

EDUCATION DEGREE YEAR GRADUATED
HIGH SCHOOL TELCOE ST. JOHN'S JESUIT DIPLOMA 1994
COLLEGE OHIO STATE UNIVERSITY & KENT STATE UNIVERSITY BACHELOR IN SCIENCE OF ARCHITECTURE 2000
MASTER OF ARCHITECTURE 2006
SPECIAL TRAINING LICENSED ARCHITECT IN THE STATE OF OHIO

CURRENT EMPLOYMENT

CLEVELAND METROPARKS 4101 FULTON PARKWAY ARCHITECT 2014 - PRESENT
Company Address Title Dates

RELEVANT PAST EMPLOYMENT

ZAREYCKI MALIK ARCHITECTS 7500 PEARL RD. MIDDELBURGH HTS, OH 44130 ARCHITECT 2007-2014
Company Address Title Dates

GSI/FORM ARCHITECTS 1290 HURON RD, CLEVELAND, OH INTERIOR DESIGNER 2000-2007
Company Address Title Dates

RELEVANT PROFESSIONAL ASSOCIATIONS, COMMUNITY SERVICE, OR SOCIAL AFFILIATIONS

MEMBER OF BRUNSWICK BOARD OF BUILDING CODE APPEALS FROM
2014-2017

REFERENCES (other than relation):

	NAME	ADDRESS	PHONE
1.	<u>SEAN McDERMOTT</u>	<u>4101 FULTON RD, CLEVELAND, OH 44104</u>	<u>440.452.8765</u>
2.	<u>BOB ZAREYCKI</u>	<u>7500 PEARL RD, MIDDELBURGH HTS. OH</u>	<u>440.382.4900</u>
3.	<u>JIM MALIK</u>	<u>" " " " " "</u>	<u>440.582.4899</u>

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

BRING ABLE TO USE MY EDUCATION & EXPERIENCE TO HELP MY CITY IMPROVE.

ATTACH RESUME IF DESIRED.

Signature: 

Date: 5/24/17

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

Jeffrey T. Arona

962 Ptarmigan Trail • Brunswick, Ohio 44212 • (216)313-0317 • jarona@roadrunner.com

CAREER SUMMARY

Results oriented leader with extensive experience in operations/production management and business/financial analysis • Proven ability to drive continuous improvement and to effectively lead diverse teams with demonstrated results in:

- Change Management
 - Process Improvement
 - Service Quality
 - Strategic Planning
 - Risk Management/Financial Control
 - Mergers/Acquisitions
-

PROFESSIONAL EXPERIENCE

The PNC Financial Services Group, Pittsburgh, Pa.

Sr. Operations Process and Support Manager, Lending Services, 2010 – present

Provide strategic, operational and financial decision support services for Consumer Lending Services and lead Change Control for Retail Lending Services.

- Develop and sustain unit cost models that effectively track operational cost performance
- Effectively work with process stakeholders to create and improve change management capability
- Reorganize the Investor Reporting function to optimize organizational and personnel potential

Financial Manager, Shared Services Finance, 2006 - 2010

Provided analysis, reporting and consulting services to internal clients in Information Systems including budgeting, forecasting and cost recovery of technology-based budgets

- Maintained technology expenses to within 1/2 percent of forecast expenditures
- Decreased total cost of ownership (TCO) of information system applications by \$500M
- Responsible for the reconciliation and payment of application software and overseas contract labor invoices

National City Corporation, Cleveland, Oh.

Cost Analysis Manager, Management Reporting and Planning, 2004 – 2006

Developed activity based cost (ABC) models to fully recover support costs and to provide meaningful profitability analysis in support of strategic business planning

- Assessed, developed and analyzed chargeback rates
- Analyzed and reported cost deferrals for loan originations as permitted by FAS91 rules

Support Services Manager, Cash Management Operations, 1996 - 2004

Supported ACH, Wire Transfer, Cash Vault and Remittance Services • Coordinated budget, forecast and expense analysis • Developed business case justification of technology projects • Performed project quality assurance reviews

- Directed business analysts responsible for implementing technology projects including the replacement of wire transfer, cash vault and remittance processing systems
- Led business unit Y2K organizational readiness team and activities including software and hardware assessment, remediation, testing, change management and contingency planning
- Identified and eliminated 1.6MM print feet of paper reporting per year through the use of on-line media with improved delivery turnaround

ADDITIONAL EXPERIENCE

National City Corporation

Financial Control Manager, Deposit Operations

Responsible for controlling financial and operational risk. Coordinated division operating budget, disaster recovery/business continuity plans. Reduced equipment maintenance expense and costs associated with mailing account activity statements.

Section Manager, Deposit Operations

Directed CIF data entry and ATM/Deposits call center operations. Led a bank acquisition project team. Planned, coordinated, monitored and reported on all tasks to implement an operations consolidation and systems integration that exceeded all service goals. Led a business unit cost reduction initiative that generated over \$300M in cost reduction ideas.

Assistant Manager, Cash Management Operations

Directed a fast paced, multi-shift remittance services operation with over 50 associates that processed account receivables for corporate customers.

Management Development Trainee, Corporate Operations and Information Services

Developed management and leadership abilities through on-the-job experience, classroom training and mentoring. Supervised check verification and statement processing operations. Participated in check processing projects.

EDUCATION

M.B.A., Baldwin-Wallace College, Berea, Ohio

B.A., Business Administration (major in Quantitative Business Analysis, concentration in Production/Operations Management), Cleveland State University, Cleveland, Ohio

TRAINING/RECOGNITION

- Prosci Change Management Certification
 - Six Sigma Green Belt Certification
 - AIB Business of Banking School
 - Production Management Techniques
 - Performance Management (Zenger-Miller)
 - Project Management (Baldwin-Wallace)
 - ITILv3 – Best practices for IT Service Management
 - Advanced Excel data analysis
 - Hyperion Essbase/Hyperion Analyzer
 - Oracle OFSA/Oracle Discoverer
 - SAS Activity-Based Management (ABM)
 - COGNOS
 - National City Excel Award
-

AFFILIATIONS

- Leadership Medina County Graduate and Active Alumni - Class of 2013
- Brunswick City Planning Commission – Vice Chair (Active)
- Certified Professional Ski Instructor (Active)
- Western Reserve Land Conservancy Board Member (Active)
- Sustain Medina County
- Brunswick City Schools Action Team
- United Way Loaned Executive
- OMV Homeowners Association - Vice President
- National City Triathlon - Volunteer Team Captain
- Bank Administration Institute - Education Committee

APPLICATION FOR
BOARDS AND COMMISSIONS

NAME JOHN R. ROCHA PHONE (330) 273-5000

STREET 989 SUBSTATION RD. CELL (216) 355-0381

Years of Residency 35 yrs. Registered Brunswick Voter: YES ☒ NO ☐

POSITIONED DESIRED: PLANNING COMMISSIONER N/A.

EDUCATION DEGREE YEAR GRADUATED

HIGH SCHOOL SOUTH HIGH SCHOOL 1968

COLLEGE SOME COURSES / NO DEGREES

SPECIAL TRAINING GOVT. TRAINING, LABOR COURSES, U.S. ARMY SPECIAL SP/4 RANK

CURRENT EMPLOYMENT

ROCHA ENTERPRISES V.P. 1970-2014
Company Address Title Dates

RELEVANT PAST EMPLOYMENT

CLEVELAND BRD EDUCATION FOREMAN 1969-1996
Company Address (ROCKWELL AVE. CLEVELAND, OH) Title CLEVE, OH Dates

U.S. ARMY VARIOUS STATES/OVERSEAS SPECIALIST 1965-6
Company Address Title Dates

RELEVANT PROFESSIONAL ASSOCIATIONS, COMMUNITY SERVICE, OR SOCIAL AFFILIATIONS

U.S. JAYCEES, P.A.L., OPTIMISTS, EAGLES, VFW,
AMERICAN LEGION, ELKS, KARLIN CLUB
COMM. BR. OF AFFAIRS, OLD FASHION DAYS COMM.

REFERENCES (other than relation):

NAME	ADDRESS	PHONE
1. <u>CHUCK GERMANA</u>	<u>PARMA, OH.</u>	
2. <u>GARY SHADOLNIK</u>	<u>STRONGS, OH.</u>	
3. <u>GRACE DRAKE</u>	<u>OLON, OH.</u>	

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

3 YEARS ON PLANNING, FORMER COUNCILMAN
& PLANNING AND ZONING REPR. ON COUNCIL, NLC COURSES
ONLY TRAINING ON CITY GROWTH, PLANNING SESSIONS
WITH ADDITIONAL COURSES: CLEVELAND COMING BACK COMMITTEE
WITH MAYORS & AFL-CIO LOCAL #47 UNION.

ATTACH RESUME IF DESIRED.

Signature: John R. Rocha Date: July 14, 2014

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

Resubmit 5-19-17

SERVICES, UTILITIES, TECHNOLOGY & CABLE COMMITTEE

June 12, 2017

IN ATTENDANCE: Chairman Joseph Salzgeber, Committee Member Brian Ousley, Patricia Hanek, Anthony Capretta, Michael Abella, Jr., City Manager/Safety Director Carl DeForest, Service Director Paul Barnett, Law Director Kenneth Fisher, Parks & Recreation Director John Piepsny, Finance Director Todd Fischer, Engineer Matt Jones, Community & Economic Development Director Grant Aungst, Council Clerk Barbara Ortiz, News Media.

The meeting convened at: 6:17p.m.

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

REVIEW LEGISLATION:

RES. NO. 44-17 – An emergency resolution authorizing the City Manager to execute and deliver all necessary documents for participation in the State Infrastructure Bank MPO Intercept Loan Program for the reconstruction of North Carpenter Road in an amount not to exceed \$300,000.00

Mr. Barnett advised the City was able to get a State Infrastructure Bank (SIB) Loan, not to exceed \$300.00.00.

Mr. Fischer explained this is the interest cost associated with the SIB loan, not the total local cost for the project, the total local cost for the project is estimated at 2.5 million dollars.

Mr. Barnett reiterated the \$300,000.00 is the local share for the interest for the loan, payable over a ten year period.

Mr. Fischer interjected technically it is nine years; there is one year when the loan has no payment.

Mr. Ousley moved this resolution to tonight's Council Agenda of June 12, 2017 as an emergency with suspension of the rules. Vote – 2 Ayes, 0 Nays.

RES. NO. 45-17 – A resolution authorizing the City Manager to purchase a new F 550 4WD Truck Dump Cab and Chassis from Liberty Ford in an amount not to exceed \$36,398.62

RES. NO. 46-17 – A resolution authorizing the City Manager to purchase a new F 550 4WD Truck Dump Body from Henderson Products in an amount not to exceed \$24,320.00

RES. NO. 47-17- A resolution authorizing the City Manager to purchase a new 8-ton truck body and snow/ice package from Henderson Products in an amount not to exceed \$59,515.00

RES. NO. 48-17 – A resolution authorizing the City Manager to purchase a new 8 –ton cam and chassis from Allstate Peterbilt of Cleveland in an amount not to exceed \$89,230.00

RES. NO. 51-17 – A resolution authorizing the City Manager to purchase a new F3504WD Pickup Truck from Liberty Ford in an amount not to exceed \$28,526.62

Mr. Barnett provided the committee a spread sheet listing the truck purchases and it is attached to these minutes.

Mr. Fischer advised all these purchases were included in the 2017 budget.

Mr. Ousley moved Resolution Nos. 45-17, 46-17, 47-17 48-17 and 51-17 to tonight's Council Agenda of June 12, 2017 for three readings. Vote – 2 Ayes, 0 Nays.

RES. NO. 52-17 – An emergency resolution authorizing the City Manager to enter into an agreement with Set in Stone Contracting LLC for the 2017 Catch Basin Repair Program in an amount not to exceed \$82,580.00

This resolution awards a contract for the Catch Basin Repair Program to Set in Stone Contracting, the amount of the bid was \$82,580.00. Mr. Jones advised this program was in the 2017 budget and comes out of the stormwater fund. Additionally, he mentioned Set in Stone is the same contractor that did this program last year.

Mr. Ousley moved this resolution to tonight's Council Agenda of June 12, 2017 as an emergency with suspension of the rules. Vote – 2 Ayes, 0 Nays.

RES. NO. 53-17 An emergency resolution authorizing the City Manager to enter into an agreement with Fabrizi Trucking & Paving, Inc. for the construction of the Skyview Drive Reconstruction Project in an amount not to exceed \$839,260.50 with an alternate "A" not to exceed \$119,723.50

Mr. Jones advised this resolution awards the contract for the Skyview Drive Reconstruction Project to Fabrizi Trucking & Paving. The base bid is \$839, 260.50, with an alternate of \$119,723.50; the alternate bid gets the project through the Woodhollow intersection.

Mr. Jones advised this project falls within the budgeted amount of money for the project.

Mr. Ousley wanted to know if Fabrizi will be doing hand work.

In response Mr. Jones advised the project has a specification requiring machine pouring to the maximum practical extent, he noted there will have to be some hand work on the project because of the boulevard work and busy intersections, the main line will be machine poured.

Mr. Jones is hoping for the project to start sometime in July.

Mr. Ousley moved this resolution to tonight's Council Agenda of June 12, 2017 as an emergency with suspension of the rules. Vote – 2 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. Salzgeber mentioned Republic Waste changed the collection day from Wednesday to Monday for 688 homes, with today being the first day, he asked Mr. Barnett how that went.

Mr. Barnett noted not as good as he hoped it would have. Between 10 to 15 residents indicated they did not receive the notice. This week Republic Waste will cover those changed areas again on Wednesday,

and anyone that is picked up on Wednesday will receive a notice that their day has been changed to Monday.

Mr. Ousley asked if any other changes are expected throughout the City.

Mr. Barnett answered in the negative; he noted every 8 to 10 years adjustments are made, however nothing else was anticipated.

ADJOURNMENT:

Being no further business, Mr. Ousley moved to adjourn at 6:27 p.m. Vote – 2 Ayes, 0 Nays.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "J. Salzgeber", with a large circular flourish on the left side.

Joseph Salzgeber
Chairman

FINANCE COMMITTEE MEETING

June 12, 2017

IN ATTENDANCE: Chairwoman Patricia Hanek, Committee Member Joseph Salzgeber, Committee Member Alex Johnson, Brian Ousley, Anthony Capretta, Michael Abella Jr., Finance Director Todd Fischer, City Manager/Safety Director Carl DeForest, Law Director Kenneth Fisher, Community & Economic Development Director Grant Aungst, Service Director Paul Barnett, Engineer Matt Jones, Parks & Recreation Director John Piepsny, Chief Brian Ohlin, Council Clerk Barbara Ortiz, News Media.

The meeting convened at 6:37 p.m.

REVIEW LEGISLATION:

ORD. NO. 49-17 – An emergency ordinance authorizing and adopting the proposed tax budget for the City of Brunswick, Ohio for the year beginning January 1, 2018 through December 31, 2018

Mr. Fischer advised this was annual legislation, by law the City has to submit a tax budget to the Medina County Auditor. Once the document is filed with the County Auditor's office the City will receive the tax estimate and those estimates are used for the City's annual budget process.

Mr. Salzgeber moved this ordinance to tonight's Council Agenda of June 12, 2017 as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

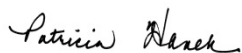
Mr. Fischer advised the financial reports for the month of May have been e mailed. The post audit meeting was held and there were no material weaknesses and no non - compliance's in the report. There was one comment made about blanket purchase order limits; however the Administration came to Council and established the limits through legislation. Other than that, there were some verbal comments made, and it was noted to be a very clean audit.

The cost of the audit was approximately \$30,000.00.

ADJOURNMENT:

Being no further business, Mr. Johnson moved to adjourn at 6:40 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,



Patricia Hanek
Chairwoman

PLANNING AND ZONING COMMITTEE

June 12, 2017

IN ATTENDANCE: Chairman Brian Ousley, Committee Member Patricia Hanek, Alex Johnson, Anthony Capretta, Joseph Salzgeber, Michael Abella, Community & Economic Development Director Grant Aungst, City Manager/Safety Director Carl DeForest, Finance Director Todd Fischer, Parks & Recreation Director John Piepsny, Law Director Kenneth Fisher, Engineer Matt Jones, Service Director Paul Barnett, Council Clerk Barbara Ortiz, News Media.

The meeting convened at 6:35p.m.

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

REVIEW LEGISLATION:

ORD. NO. 42-17 – An ordinance approving the Phase 5 Detailed Site Plan for the Reserve at Autumn Creek Subdivision Special Planning District No. 3

ORD. NO. 43-17 - An ordinance approving the Phase 5 Final Plat for the Reserve at Autumn Creek Subdivision Special Planning District 3, subject to final engineering approval and any other conditions imposed by Council

Mr. Aungst advised Planning Commission approved the detailed site plan which has gone through all the required planning and zoning requirements, and now needs to be ratified by Council.

Mr. Ousley asked if Mr. Abella knew of any problems in the area, and he responded he has not physically seen any problems however, he heard some residents have concerns.

Mrs. Hanek moved Ordinance No. 42-17 and 43-17 to tonight's Council Agenda of June 12, 2017 for three readings. Vote – 2 Ayes, 0 Nays.

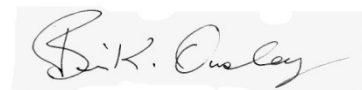
GENERAL DISCUSSION:

There was none.

ADJOURNMENT:

Being no further business Mrs. Hanek moved to adjourn at 6:37 p.m. Vote – 2 Ayes, 0 Nays.

Respectfully submitted,



Brian Ousley
Chairman

BUILDING AND BUILDING CODE COMMITTEE

June 12, 2017

IN ATTENDANCE: Chairman Anthony Capretta, Committee Member Brian Ousley, Patricia Hanek, Joseph Salzgeber, City Manager/Safety Director Carl DeForest, Law Director Kenneth Fisher, Community & Economic Development Director Grant Aungst, Finance Director Todd Fischer, Engineer Matt Jones, Service Director Paul Barnett, Parks & Recreation Director John Piepsny, Council Clerk Barbara Ortiz, News Media.

The meeting convened at 6:30 p.m.

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

Mr. Abella was seated at 6:32 p.m.

GENERAL UPDATE ON BUILDING & BUILDING CODE STATUS:

Mr. Aungst gave an update to the committee; currently there are 90 yards for grass cutting that they have been working on, and year to date there have been 260 other complaints that they continue to address.

Also, before Council is information on proposed legislation for massage parlors that came from the Safety Committee and Chief Ohlin. Mr. Aungst has spoken with the Chief Building Official from the City of Strongsville, and was informed that their legislation has worked well, and the licensed massage therapist certified by the State of Ohio welcomed the legislation.

Mr. Ousley asked if there has been an issue in the City that brought this legislation.

In response Mr. Aungst suggested Chief Ohlin address that question.

Continuing, Mr. Aungst noted progress was being made on the house on Magnolia that had a fire late last year, and it was his understanding that it will be taken down soon.

Mr. Salzgeber mentioned he has been receiving calls from neighbors on Magnolia about the status of the house, he asked if the neighbors have been advised about the plans for taking the property down, because the last he heard the owners were at a point where they had not made a decision as to keep the money and try to sell the property, although Mr. Salzgeber did not think you could sell a property that was damaged unless it was deeply discounted.

Mr. Aungst noted this was new information, and he did not know that the neighbors have been directly notified. Mr. Aungst thinks the owners will comply with the notice they received from the City, and it was his understanding that the owners would do the demolition, he thought they filed for permits today.

GENERAL DISCUSSION:

There was none.

ADJOURNMENT:

Being no further business, Mr. Abella moved to adjourn at 6:35 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

Anthony P. Capretta

Anthony Capretta
Chairman

FINANCE COMMITTEE MEETING

June 12, 2017

IN ATTENDANCE: Chairwoman Patricia Hanek, Committee Member Joseph Salzgeber, Committee Member Alex Johnson, Brian Ousley, Anthony Capretta, Michael Abella Jr., Finance Director Todd Fischer, City Manager/Safety Director Carl DeForest, Law Director Kenneth Fisher, Community & Economic Development Director Grant Aungst, Service Director Paul Barnett, Engineer Matt Jones, Parks & Recreation Director John Piepsny, Chief Brian Ohlin, Council Clerk Barbara Ortiz, News Media.

The meeting convened at 6:37 p.m.

REVIEW LEGISLATION:

ORD. NO. 49-17 – An emergency ordinance authorizing and adopting the proposed tax budget for the City of Brunswick, Ohio for the year beginning January 1, 2018 through December 31, 2018

Mr. Fischer advised this was annual legislation, by law the City has to submit a tax budget to the Medina County Auditor. Once the document is filed with the County Auditor's office the City will receive the tax estimate and those estimates are used for the City's annual budget process.

Mr. Salzgeber moved this ordinance to tonight's Council Agenda of June 12, 2017 as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

GENERAL DISCUSSION:

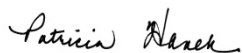
Mr. Fischer advised the financial reports for the month of May have been e mailed. The post audit meeting was held and there were no material weaknesses and no non - compliance's in the report. There was one comment made about blanket purchase order limits; however the Administration came to Council and established the limits through legislation. Other than that, there were some verbal comments made, and it was noted to be a very clean audit.

The cost of the audit was approximately \$30,000.00.

ADJOURNMENT:

Being no further business, Mr. Johnson moved to adjourn at 6:40 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,



Patricia Hanek
Chairwoman

MAYOR
RON FALCONI

CITY OF BRUNSWICK

COUNCIL
MICHAEL J. ABELLA, JR
ANTHONY P. CAPRETTA
NICHOLAS HANEK
PATRICIA HANEK
ALEX V. JOHNSON
BRIAN K. OUSLEY
JOSEPH SALZGEBER

ACTING CITY MANAGER
CARL S. DEFOREST

May 8, 2017

Jim O'Connor
Drees Homes
6860 West Snowville Road
Suite 105
Brecksville, OH 44141

RE: The Fairways Subdivision – Phase 8
LaCosta Circle & Player Court

Dear Mr. O'Connor:

The Brunswick City Planning Commission, at their meeting on May 4, 2017, voted to **recommend approval** to City Council of the preliminary subdivision plan, home models, and amended conditional zoning certificate (copy attached), subject to the following:

1. The Board of Zoning Appeals, at their meeting on February 28, 2017, granted variances to allow nine lots (Sublots 1, 4, 5, 6, 7, 8, 9, 11, and 12) to have less than the minimum 0.5-acre (21,780 sq. ft.) lot size required by Section 1252.05(a). Additionally, the Board granted variances on Sublots 1 through 16 to allow a lot width of 75', where Section 1252.05(b) requires a minimum width of 100'; and to allow a rear yard setback of 25', where Section 1252.05(e) requires a minimum of 45'. The proposed lot sizes and setbacks are in keeping with the dimensions of the other seven phases of the subdivision.
2. The following home models have been approved for Phase 8: Elevation "A" of the "Fairborn", "Northwood", "Buchanan", "Celestial", "Rowan", "Harper", and "Lyndhurst"; and Elevation "B" of the "Belleville", which shall have a minimum size of 2,731 sq. ft. ranging to 3,549 sq. ft.



4095 CENTER ROAD - BRUNSWICK, OHIO 44212

CITY HALL PHONE: (330) 225-9144 - FAX: (330) 273-8023 - POLICE & FIRE PHONE: (330) 225-9111 - FAX: (330) 225-6002
<http://www.brunswick.oh.us>

3. The Planning Commission has granted a variance to Sections 1230.01(a)(E) and 1230.01(b)(6)(A), (B), and (C) of the Subdivision Regulations, regarding the installation of street trees. As the other phases of the subdivision do not have street trees, other than those planted by individual homeowners, the Commission as permitted by Section 1222.07, has made the following findings:
 - (a) Finds that unusual topographical or exceptional physical conditions exist, due to the cul-de-sac, staggered front setbacks of the homes, curved road, and that the property is partially impacted by a riparian zone.
 - (b) Finds that strict compliance with these Regulations would create an extraordinary hardship as a result of exceptional conditions, as stated above in Section (a).
 - (c) Permits any modification of these Regulations only to the extent necessary to remove the extraordinary hardship, whereby the same amount of trees will be installed in Phase 8, but will be planted in the individual lot yards, instead of the street right-of-way. In accordance with Item 27 of the original conditional zoning certificate (copy attached) dated February 3, 1994, two trees shall be provided in the front yard outside of the street right-of-way.
 - (d) Finds that any modification granted will not be detrimental to the public interest nor in conflict with the intent and purpose of these Regulations.
 - (e) Requires such other conditions to be met by the proposed plan or plat as the Commission may find necessary to accomplish the purposes of these Regulations when modified; i.e., the same amount of trees will be planted, as stated in Section (c) above.
 - (f) The above modification must be noted on the plat submitted to City Council.
4. A crossing at the riparian zone on LaCosta Circle shall be provided on the preliminary subdivision plan, subject to engineering approval.

Pursuant to Section 1224.04(d)(4) of the Subdivision Regulations, three readings before City Council of the proposed legislation is required. The first reading is scheduled for Monday, May 22, 2017. Please contact Barb Ortiz, Clerk of Council, at (330) 558-6845 for meeting times.

Please **sign and return** the enclosed amended conditional zoning certificate; a copy will be sent to you after Planning Commission signatures have been obtained.

If you have any questions, please contact me at (330) 558-6865.

Sincerely,



Pamela Plavecski,
Planning & Zoning Coordinator

Enc.

c: City Council
Carl DeForest, Acting City Manager
Ken Fisher, Law Director
Grant Aungst, Community & Economic Dev. Director
Matt Jones, Consulting City Engineer
Cliff Calaway, Chief Building Official

**AMENDED
CONDITIONAL ZONING CERTIFICATE
CITY OF BRUNSWICK**

NO. 20170029

PROJECT NAME: The Fairways – Phase 8

NAME OF PROPERTY OWNER: Richard Coots

NAME OF APPLICANT - IF DIFFERENT: Drees Homes

LOCATION AND ADDRESS OF PROPERTY: LaCosta Circle and Player Court

extensions, PP # 003-18C-03-168
(Address or Description)

ZONING DISTRICT IN WHICH PROPERTY IS LOCATED: R-L

DATE OF ISSUE: May 4, 2017 **TIME LIMIT:** Section 1274.06(b)

CONDITIONALLY PERMISSIBLE USE: Planned Unit Development, with exception that Phase 8 will be developed in the R-L District subject to variances granted by BZA.

GENERAL CONDITIONS TO BE COMPLIED WITH:

1. The proposed use shall be harmonious with the existing or intended community character of the neighborhood.
2. The proposed use shall not have an adverse impact on the use of adjacent property or the community as a whole.
3. The proposed use shall be adequately served by essential public facilities and services such as, but not limited to, roads, public safety forces, storm water facilities, water, sewer, or schools.
4. The proposed use shall be in accord with the general and specific objectives of the Zoning Code and Comprehensive Plan, and any other applicable plans and ordinances of the City of Brunswick.
5. The proposed use shall be consistent with a use specifically listed as a conditionally permitted use in the zoning district in which it is proposed to be located.
6. The site plan, as signed by the Planning Commission and the applicant, shall be part of the conditional zoning certificate.

CONDITIONAL ZONING CERTIFICATE (cont.)

PROJECT NAME: The Fairways – Phase 8

NO. 20170029

PAGE 2 of 2

**SPECIFIC CONDITIONS TO BE COMPLIED WITH:
(attach separate sheets if necessary)**

AMENDMENT TO CONDITIONAL ZONING CERTIFICATE NO. 1124-94 DATED
FEBRUARY 3, 1994.

1. Regarding the park, basketball courts, and playground equipment that were required to be installed prior to Phase 8, as stated in the 2006 approval, the Fairways Homeowners Association understands Drees Homes does not own the property where the park and recreation improvements were proposed. Therefore, these recreation improvements will not be installed by Drees Homes.
2. The Board of Zoning Appeals, at their meeting on February 28, 2017, granted variances to allow nine lots (Sublots 1, 4, 5, 6, 7, 8, 9, 11, and 12) to have less than the minimum 0.5-acre (21,780 sq. ft.) lot size required by Section 1252.05(a). Additionally, the Board granted variances on Sublots 1 through 16 to allow a lot width of 75', where Section 1252.05(b) requires a minimum width of 100'; and to allow a rear yard setback of 25', where Section 1252.05(e) requires a minimum of 45'. The proposed lot sizes and setbacks are in keeping with the dimensions of the other seven phases of the subdivision.
3. The Planning Commission grants a variance to the Subdivision Regulations of the Codified Ordinances of the City of Brunswick due to unusual and exceptional factors or conditions that require such modifications, and the Commission finds, pursuant to Section 1222.07(a) through (f), that the requirements of the variance and conditions have been met.

The applicant and/or owner do(es) hereby agree to the conditional use of the above described property subject to the provisions of the Brunswick Zoning Ordinance and to the conditions herein specified.

THIS CERTIFICATE IS AUTOMATICALLY REVOKED IF ANY OF THE CONDITIONS SPECIFIED HERE ARE NOT MET.

Applicant's Signature

Date

Owner's Signature, if different

Date

Planning Commission Chairman

Date

Planning Commission Secretary

Date

PROJECT NAME: The Fairways

PAGE 6 of 6

SPECIFIC CONDITIONS TO BE COMPLIED WITH:
(attach separate sheets if necessary)

AMENDMENTS APPROVED SEPTEMBER 20, 2001

Condition 22 is amended as follows:

22. The recreation fee required by this subdivision by Chapter 1232 is \$288 per single family lot, as shown on attached Exhibit A. This fee includes the full two-thirds credit for private recreation credits. Prior to approval of the Phase II plat, the Planning Commission shall approve site plans for the recreation improvements. The clubhouse, as shown on the approved site plans, shall be completed and available for occupancy by December 25, 1997. The pool adjacent to the clubhouse shall be completed and available for use by May 30, 1998. The developer shall provide a letter of credit or cash deposit equal to 100 per cent of the projected cost of the clubhouse, pool and related improvements if the December 25, 1997 and May 30, 1998 dates are not met. ~~The recreation improvements near the southwest corner of the subdivision shall be installed with the Phase VIII improvements.~~ Excess credits may be applied to the proposed multiple family units, up to the two-thirds maximum. Fees for the remaining lots may be increased if audited construction costs are less than the full credits shown on Exhibit A.

Condition 22a is approved as follows:

- 22a. The site plan for the recreation area located west of the clubhouse and pool is approved on this date. The improvements on this plan shall be installed prior to Planning Commission action on the plat for Phase 8 of the Fairways Subdivision.

The applicant and/or owner do(es) hereby agree to the conditional use of the above described property subject to the provisions of the Brunswick Zoning Ordinance and to the conditions herein specified.

THIS CERTIFICATE IS AUTOMATICALLY REVOKED IF ANY OF THE CONDITIONS SPECIFIED HERE ARE NOT MET.

T H M Ent Inc
Applicant's Signature

Alan R. Wolf 9/25/01
Planning Commission Chairman

9/25/01
Date

[Signature]
Owner's Signature, if different

Marsha J. Pappalardo
Planning Commission Secretary

9-25-01.

CONDITIONAL ZONING CERTIFICATE
BRUNSWICK, OHIO

Amended 7-11-96

NO. 1124-94

Project Name: The Fairways

Name of property owner: THM Enterprise Inc.

Name of applicant - if different: --

Location and address of property: west of Rte. 42, across from Neura Park

(Address or Description)

Zoning District in which property is located: R-3

Date of issue: February 3, 1994 Time limit: None

Conditionally permissible use: Planned Unit Development

GENERAL CONDITIONS TO BE COMPLIED WITH:

1. Will be harmonious with and in accordance with the general objectives or with any specific objective of the City of Brunswick Land Use and Thoroughfare Plan of current adoption.
2. Will be designed, constructed, operated, and maintained so as to be harmonious and appropriate in appearance with the existing or intended character of the general vicinity and that such a use will not change the essential character of the same area.
3. Will not be hazardous or disturbing to existing or future neighboring uses.
4. Will not be detrimental to property in the immediate vicinity or to the community as a whole.
5. Will be served adequately by essential public facilities and services such as highways, streets, police and fire protection, drainage structures, refuse disposal, and schools; or that the persons or agencies responsible for the establishment of the proposed use shall be able to provide adequately any such service.
6. All structures, roads, and utilities shall be in compliance with the City of Brunswick Subdivision Regulations, the Board of Health Standards, and the City Building Code.
7. Will have vehicular approaches to the property which shall be so designed as not to create an interference with traffic on surrounding public streets or roads.

PROJECT NAME: The FairwaysPAGE 2 of 4SPECIFIC CONDITIONS TO BE COMPLIED WITH:
(attach separate sheets if necessary)

8. The preliminary subdivision plan as signed by the Planning Commission, City Council and the applicant shall be part of this conditional zoning certificate.
9. The developer shall comply with all applicable requirements of Title 12 of the Codified Ordinances, including the improvement specifications in Chapter 1230, the requirements of the Storm Water Drainage Manual, the construction agreement and the construction guarantee.
10. The developer shall comply with the erosion control recommendations of the Medina County Soil and Water Conservation District.
11. Upon completion of all improvements, or no later than October 1st of each construction year, any land that has been disturbed must be seeded or mulched to avoid erosion.
12. A two-car garage and paved driveway are required for each single family lot. All driveways exiting directly to Center Road (S.R. 303) shall include a turn-around with a minimum depth of 17 feet per Section 1273.06
13. The developer shall install street lights at each intersection. Street light locations and details shall be shown on the construction plans approved by the City Engineer.
14. Each lot shall include a yard light.
15. Lots shall be surveyed and pinned by the building permit holder for each lot.
16. There shall be a minimum of three different home designs.
17. Underground utilities shall be required.
18. Except for Phase I, the front setbacks shall vary between 35 and 45 feet, to maintain an average of 40 feet, for each phase of the subdivision. On straight street sections, not more than three adjacent setbacks shall be the same.
19. The deeds for lots with frontage on Center Road shall include a statement that these lots may in the future be subject to assessments for improvement of Center Road. Sidewalks shall be required for the lots with frontage on Center Road.

PROJECT NAME: The FairwaysPAGE 3 of 4SPECIFIC CONDITIONS TO BE COMPLIED WITH:
(attach separate sheets if necessary)

20. The retention basin adjacent to lots 18-20 shall be part of the Phase I improvements. This basin shall be covered by an easement in favor of the homeowners' association.
21. It is the intent of the Planning Commission and City Council in approving this subdivision that there shall be properly designed and improved private recreation areas in this development. The recreation areas shall be owned by an association with mandatory membership by all lot owners and owners of the multiple family units. All covenants and declarations for the association shall be approved by the Law Director and recorded when the Phase I plat is recorded.
22. The recreation fee required by this subdivision by Chapter 1232 is \$288 per single family lot, as shown on attached Exhibit A. This fee includes the full two-thirds credit for private recreation credits. Prior to approval of the Phase II plat, the Planning Commission shall approve site plans for the recreation improvements. The recreation improvements located north of Muirfield Avenue, as shown on the approved site plans, shall be constructed with the Phase IV subdivision improvements; the recreation improvements near the southwest corner of the subdivision shall be installed with the Phase VII improvements. Excess credits may be applied to the proposed multiple family units, up to the two-thirds maximum. Fees for the remaining lots may be increased if audited construction costs are less than the full credits shown on Exhibit A.
23. Prior to plat approvals for Phases I-VI, a cash deposit shall be provided for the recreation credits in that phase, less the value of the recreation improvements installed with the prior phase. The cash deposits for the successive phases shall be held until the recreation improvements are complete, at which time the deposits shall be returned to the developer, with interest. The cash deposits may be drawn against construction of the recreation improvements.
24. Congressional Avenue between Center Road and Muirfield Avenue shall be constructed with Phase IV of the subdivision, or at the time of the multiple family units, whichever comes first. All access to the multiple family units shall be from Congressional Avenue.
25. No construction shall enter the subdivision from streets in the Brunswick Heights allotment. Congressional Avenue shall be used for construction traffic during Phase IV.
26. The subdivision improvements shall include vertical curbs as approved by the City Engineer.

PROJECT NAME: The Fairways

PAGE 4 of 4

SPECIFIC CONDITIONS TO BE COMPLIED WITH:

(attach separate sheets if necessary)

27. Two trees shall be provided for each lot as prescribed by Section 1230.01(b)(6). These shall be located in the front yard, outside of the street right-of-way, where there are no existing trees in the front yard.
28. Water lines and hydrants shall be installed as required by the City Engineer and the City of Cleveland.
29. The emergency access easement on lot 36 shall be automatically vacated when the final plat for Phase IV is recorded. The emergency access between Troon Avenue and McKinley Avenue shall be improved with a stone base approved by the City Engineer, and unauthorized access shall be prevented by a chain and mounds. These improvements shall be removed by the developer when the easement is vacated.
30. The final plats for each phase shall indicate which lots cannot have basements.
31. The roadway improvements to Center Road shown on the Phase I construction plans shall be constructed with the Phase III subdivision improvements.
32. During the review of the final plat for each phase, the developer shall prove to the satisfaction of Planning Commission and Council that each lot will provide an acceptable, usable building site which will not require variances in order to be buildable. Lots which are found by the Planning Commission and Council to be unbuildable may be eliminated from the plat for that phase.

The applicant and/or owner do(es) hereby agree to the conditional use of the above described property subject to the provisions of the Brunswick Zoning Ordinance and to the conditions herein specified.

THIS CERTIFICATE IS AUTOMATICALLY REVOKED IF ANY OF THE CONDITIONS SPECIFIED HERE ARE NOT MET.

I H M. Ford Inc
Applicant's Signature
7/28/94
Date
7/28/94
Owner's Signature, if different
Date

Alan R. Wynn
Planning Commission Chairman
8/7/94
Date
John L. Smith
Planning Commission Secretary
August 18, 1994
Date

PROJECT NAME: The Fairways

PAGE 5 of 6

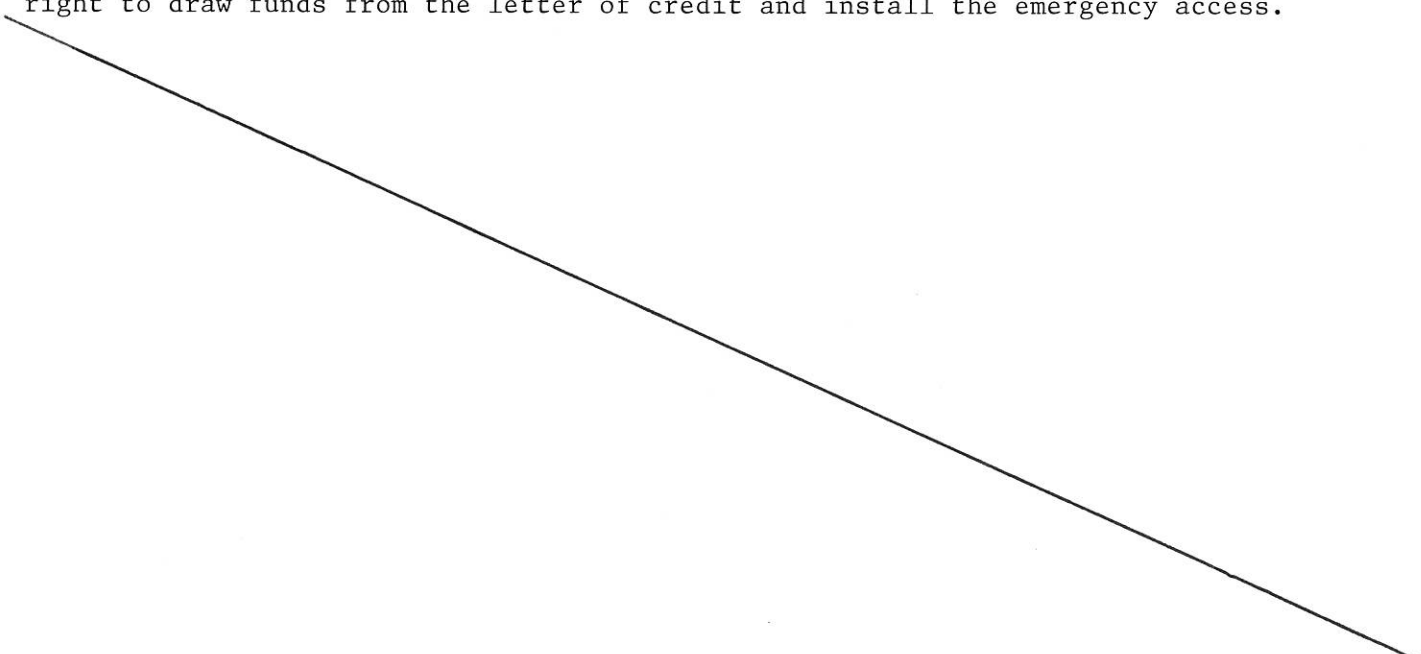
SPECIFIC CONDITIONS TO BE COMPLIED WITH:
(attach separate sheets if necessary)

AMENDMENTS APPROVED JULY 11, 1996 AND FEBRUARY 20, 1997

22. The recreation fee required by this subdivision by Chapter 1232 is \$288 per single family lot, as shown on attached Exhibit A. This fee includes the full two-thirds credit for private recreation credits. Prior to approval of the Phase II plat, the Planning Commission shall approve site plans for the recreation improvements. The clubhouse, as shown on the approved site plans, shall be completed and available for occupancy by December 25, 1997. The pool adjacent to the clubhouse shall be completed and available for use by May 30, 1998. The developer shall provide a letter of credit or cash deposit equal to 100 per cent of the projected cost of the clubhouse, pool and related improvements if the December 25, 1997 and May 30, 1998 dates are not met. The recreation improvements near the southwest corner of the subdivision shall be installed with the Phase VIII improvements. Excess credits may be applied to the proposed multiple family units, up to the two-thirds maximum. Fees for the remaining lots may be increased if audited construction costs are less than the full credits shown on Exhibit A.

23. Prior to plat approvals for Phases I-VII, a cash deposit shall be provided for the recreation credits in that phase, less the value of the recreation improvements installed with the prior phase. The cash deposits for the successive phases shall be held until the recreation improvements are complete, at which time the deposits shall be returned to the developer, with interest. The cash deposits may be drawn against construction of the recreation improvements.

29a. Prior to issuance of building permits in Phases II and III of the subdivision, the developer shall provide a letter of credit for the cost of installing the emergency access drive required by Condition 29. The letter of credit shall be in a form approved by the Law Director and for an amount approved by the City Engineer. The letter of credit shall state that by October 1, 1996, the developer shall construct either the emergency access drive or the streets in Phase IV of the subdivision. If neither of these are completed by that date, the City of Brunswick will have the right to draw funds from the letter of credit and install the emergency access.



PROJECT NAME: The Fairways

PAGE 6 of 6

SPECIFIC CONDITIONS TO BE COMPLIED WITH:
(attach separate sheets if necessary)

JULY 11, 1996 AND FEBRUARY 20, 1997 AMENDMENTS CONT.

31. The roadway improvements to Center Road shown on the Phase I construction plans shall be constructed prior to July 31, 1997 or prior to approval for building of the 11th lot in Phase IV, whichever comes first. At the same time as the Center Road improvements, the developer shall move the Neura Park driveway to a location opposite Troon Avenue. The City shall be responsible for removing the existing drive.

The applicant and/or owner do(es) hereby agree to the conditional use of the above described property subject to the provisions of the Brunswick Zoning Ordinance and to the conditions herein specified.

THIS CERTIFICATE IS AUTOMATICALLY REVOKED IF ANY OF THE CONDITIONS SPECIFIED HERE ARE NOT MET.

Applicant's Signature

Alan R. Noffs

Planning Commission Chairman

6/5/97

Date

Date

Owner's Signature, if different

Michael J. Hagen

Planning Commission Secretary

6/5/97

Date

Date

EXHIBIT A

CHAPTER 1232 FEE CALCULATION

1. 216 single family lots x 3.6 persons per lot = 778 residents
2. 778 residents x .01 acres per person = 7.78 acres for public recreation, or fee equivalent
3. 7.78 acres x \$8000 per acre assumed land value = \$62,240 land fee
4. \$62,240 land fee x 2 = \$124,480 development fee
5. Gross fees \$62,240 + \$124,480 = \$186,720
6. Maximum credits for private recreation = two-thirds of total fee = \$124,480
7. Credit for each lot = \$124,480 ÷ 216 lots = \$576 credits per lot
8. Fee for each lot = \$186,720 - \$124,480 = \$62,240 ÷ 216 lots = \$288 per lot

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE APPROVING THE PRELIMINARY SUBDIVISION PLAN FOR THE FAIRWAYS SUBDIVISION PHASE 8 SUBJECT TO THE CONDITIONS RECOMMENDED BY THE PLANNING COMMISSION AND ANY OTHER CONDITIONS IMPOSED BY COUNCIL.

WHEREAS: At a public hearing held on May 4, 2017, the Brunswick City Planning Commission recommended approval to City Council of a Preliminary Subdivision Plan, house elevations and amended Conditional Zoning Certificate for The Fairways Subdivision Phase 8, subject to certain enumerated conditions.

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

SECTION 1: That the Preliminary Subdivision Plan for The Fairways Subdivision Phase 8, as attached hereto as Exhibit "A", is hereby approved subject to the conditions enumerated by the Planning Commission, as attached hereto as Exhibit "B", and any other conditions imposed by this Council.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 38-17

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

AN ORDINANCE APPROVING THE PRELIMINARY SUBDIVISION PLAN
FOR THE FAIRWAYS SUBDIVISION PHASE 8 SUBJECT TO THE
CONDITIONS RECOMMENDED BY THE PLANNING COMMISSION AND
ANY OTHER CONDITIONS IMPOSED BY COUNCIL.

WHEREAS: At a public hearing held on May 4, 2017, the Brunswick City Planning Commission recommended approval to City Council of a Preliminary Subdivision Plan, house elevations and amended Conditional Zoning Certificate for The Fairways Subdivision Phase 8, subject to certain enumerated conditions.

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

SECTION 1: That the Preliminary Subdivision Plan for The Fairways Subdivision Phase 8, as attached hereto as Exhibit "A", is hereby approved subject to the conditions enumerated by the Planning Commission, as attached hereto as Exhibit "B", and any other conditions imposed by this Council.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

MAYOR
RON FALCONI

CITY OF BRUNSWICK

COUNCIL
MICHAEL J. ABELLA, JR
ANTHONY P. CAPRETTA
NICHOLAS HANEK
PATRICIA HANEK
ALEX V. JOHNSON
BRIAN K. OUSLEY
JOSEPH SALZGEBER

ACTING CITY MANAGER
CARL S. DEFOREST

May 19, 2017

Dino Palmieri
Autumn Creek Partners
31005 Bainbridge Road
Suite #5
Solon, OH 44139

RE: The Reserve at Autumn Creek Subdivision SPD-3
Phase 5 detailed site plan approval

Dear Mr. Palmieri:

The Brunswick City Planning Commission, at their meeting on June 16, 2016, **recommended approval to City Council** of the Phase 5 detailed site plan for The Reserve at Autumn Creek Subdivision SPD-3, subject to the following:

1. Pursuant to Section M(3) of The Reserve at Autumn Creek SPD-3 Design Guidelines and Section 1224.04(d)(4) of the Subdivision Regulations, City Council shall have final approval of the Phase 5 detailed site plan of the preliminary subdivision plan. The first of three readings on the proposed legislation is scheduled for Monday, June 12, 2017. Please contact Barb Ortiz, Clerk of Council, at (330) 558-6845; she will inform you of the meeting time.
2. Change Autumn Reserve Parkway street designation where it connects to the existing Alda Parkway street stub so that it will be named "Alda Parkway" from the intersection with Winchester Lane eastward, and named "Autumn Reserve Parkway" westward and southward of Winchester Lane, in order to aid safety forces with locating addresses.
3. Final detailed site plan approval is subject to engineering approval.



4095 CENTER ROAD - BRUNSWICK, OHIO 44212

CITY HALL PHONE: (330) 225-9144 - FAX: (330) 273-8023 - POLICE & FIRE PHONE: (330) 225-9111 - FAX: (330) 225-6002
<http://www.brunswick.oh.us>

Upon completion of the review, the City Engineer will request **four final sets** of plans for signature purposes. After the plans are signed by the Planning Commission and City Engineer, one signed set will be returned to your attention.

The Zoning Code requires a **financial guarantee** "to insure that all site features, including, but not limited to, parking, drainage, sidewalks, screening, exterior lighting and landscaping, conform to the approved site plan." The guarantee amount must be based on an itemized estimate from a designer or contractor and must be approved by the City Engineer.

The guarantee must be **in the form of cash, letter of credit, or performance bond**, unless another form is approved by the Law Director. The enclosed samples may be utilized for this purpose. Please contact the City Engineer for more information regarding the financial guarantee.

The record site plans, engineering approval, project cost estimate, and financial guarantee must all be in place before building permits can be issued.

Please contact me at (330) 558-6865 if you have any questions.

Sincerely,



Pamela Plavecski,
Planning & Zoning Coordinator

enc.

c: City Council
Carl DeForest, Acting City Manager
Ken Fisher, Law Director
Grant Aungst, Community & Economic Dev. Director
Matt Jones, Consulting City Engineer
Cliff Calaway, Chief Building Official

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE APPROVING THE PHASE 5 DETAILED SITE PLAN FOR
THE RESERVE AT AUTUMN CREEK SUBDIVISION SPECIAL PLANNING
DISTRICT NO. 3.

WHEREAS: On May 18, 2017, the Brunswick City Planning Commission recommended approval to City Council of the Phase 5 detailed site plan for the Reserve at Autumn Creek Subdivision SPD-3.

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

SECTION 1: That the Phase 5 detailed site plan for the Reserve at Autumn Creek Subdivision SPD-3, as attached hereto as Exhibit "A", is hereby approved subject to final engineering approval.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 42-17

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

AN ORDINANCE APPROVING THE PHASE 5 DETAILED SITE PLAN FOR THE RESERVE AT AUTUMN CREEK SUBDIVISION SPECIAL PLANNING DISTRICT NO. 3.

WHEREAS: On May 18, 2017, the Brunswick City Planning Commission recommended approval to City Council of the Phase 5 detailed site plan for the Reserve at Autumn Creek Subdivision SPD-3.

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

SECTION 1: That the Phase 5 detailed site plan for the Reserve at Autumn Creek Subdivision SPD-3, as attached hereto as Exhibit "A", is hereby approved subject to final engineering approval.

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

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

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

MAYOR
RON FALCONI

CITY OF BRUNSWICK

COUNCIL
MICHAEL J. ABELLA, JR
ANTHONY P. CAPRETTA
NICHOLAS HANEK
PATRICIA HANEK
ALEX V. JOHNSON
BRIAN K. OUSLEY
JOSEPH SALZGEBER

ACTING CITY MANAGER
CARL S. DEFOREST

May 19, 2017

Dino Palmieri
Autumn Creek Partners
31005 Bainbridge Road
Suite #5
Solon, OH 44139

RE: The Reserve at Autumn Creek Subdivision SPD-3
Phase 5 Final Plat

Dear Mr. Palmieri:

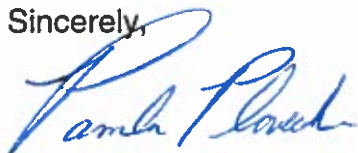
The Brunswick City Planning Commission, at their meeting on May 18, 2017, **recommended approval to City Council** of the Phase 5 final plat for The Reserve at Autumn Creek Subdivision SPD-3. Final plat approval is subject to Engineering and City Council approval, pursuant to Section 1226.04(b)(13) of the Codified Ordinances of the City of Brunswick, and subject to the following:

1. Change Autumn Reserve Parkway street designation where it connects to the existing Alda Parkway street stub so that it will be named "Alda Parkway" from the intersection with Winchester Lane eastward, and named "Autumn Reserve Parkway" westward and southward of Winchester Lane, in order to aid safety forces with locating addresses.

The first of three readings on the proposed legislation is scheduled for City Council's meeting on Monday, June 12, 2017. Please contact Barb Ortiz, Clerk of Council, at (330) 558-6845 regarding the meeting time.

If you have any questions, please contact me at (330) 558-6865.

Sincerely,



Pamela Plavecski
Planning & Zoning Coordinator



4095 CENTER ROAD - BRUNSWICK, OHIO 44212

CITY HALL PHONE: (330) 225-9144 - FAX: (330) 273-8023 - POLICE & FIRE PHONE: (330) 225-9111 - FAX: (330) 225-6002
<http://www.brunswick.oh.us>

c: City Council
Carl DeForest, Acting City Manager
Ken Fisher, Law Director
Grant Aungst, Community & Economic Dev. Director
Matt Jones, Consulting City Engineer
Cliff Calaway, C.B.O.

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE APPROVING THE PHASE 5 FINAL PLAT FOR THE RESERVE AT AUTUMN CREEK SUBDIVISION SPECIAL PLANNING DISTRICT NO. 3, SUBJECT TO FINAL ENGINEERING APPROVAL AND ANY OTHER CONDITIONS IMPOSED BY COUNCIL.

WHEREAS: On May 18, 2017, the Brunswick City Planning Commission recommended approval to City Council of the Phase 5 final plat for the Reserve at Autumn Creek Subdivision SPD-3, subject to final engineering approval.

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

SECTION 1: That the Phase 5 final plat for the Reserve at Autumn Creek Subdivision SPD-3, as attached hereto as Exhibit "A", is hereby approved subject to final engineering approval and any other conditions imposed by this Council.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Barb Ortiz

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 43-17

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

AN ORDINANCE APPROVING THE PHASE 5 FINAL PLAT FOR THE
RESERVE AT AUTUMN CREEK SUBDIVISION SPECIAL PLANNING
DISTRICT NO. 3, SUBJECT TO FINAL ENGINEERING APPROVAL AND
ANY OTHER CONDITIONS IMPOSED BY COUNCIL.

WHEREAS: On May 18, 2017, the Brunswick City Planning Commission recommended approval to City Council of the Phase 5 final plat for the Reserve at Autumn Creek Subdivision SPD-3, subject to final engineering approval.

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

SECTION 1: That the Phase 5 final plat for the Reserve at Autumn Creek Subdivision SPD-3, as attached hereto as Exhibit "A", is hereby approved subject to final engineering approval and any other conditions imposed by this Council.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 06/26/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Barnett

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 45-17** - A resolution authorizing the City Manager to purchase a new F550 4WD Truck Dump Cab and Chassis from Liberty Ford in an amount no to exceed \$36,398.62 - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

BACKGROUND: The City of Brunswick belongs to the State Procurement Program under the direction of the Department of Administrative Services. The price for this truck in under the State Procurement Program is \$36,409.00. Liberty Ford, a Brunswick Company, will sell the City of Brunswick the same vehicle at a lower cost. This truck will replace a "like" truck that will be taken out of front line service and a truck of similar type will be disposed of. This purchase was budgeted for in the approved 2017 Capital Budget.

PURPOSE AND EXPLANATION: The purpose of this purchase is to replace old obsolete equipment with "like" equipment in order to provide service to the City of Brunswick.

IMPLEMENTATION SCHEDULE: Order as soon as possible with an expected delivery in October. Once delivered, fabrication and installation of the truck body can take place.

FINANCIAL INFORMATION: Purchase of one(1) new F550 4WD truck dump cab and chassis from Liberty Ford - - \$36,398.62 - 953-0420-56252 - -

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
RESOLUTION NO. _____

BY:

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW F550 4WD TRUCK DUMP CAB AND CHASSIS FROM LIBERTY FORD IN AN AMOUNT NOT TO EXCEED \$36,398.62.

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

WHEREAS: Ohio Revised Code Section 125.04(C) permits the City to purchase supplies or services from another party without competitive bidding and outside the State Procurement Program if such supplies or services can be purchased under equivalent terms, conditions and specifications, but at a lower price than through the State Procurement Program; and

WHEREAS: The proposed purchase of a new F550 4WD truck dump cab and chassis from Liberty Ford in the amount not to exceed \$36,398.62, is upon equivalent terms, conditions and specifications and at a lower price than through the State Procurement Program.

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

SECTION 1: That the City Manager is hereby authorized to purchase a new F550 4WD truck dump cab and chassis from Liberty Ford in the amount not to exceed \$36,398.62.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 45-17

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

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW F550 4WD TRUCK DUMP CAB AND CHASSIS FROM LIBERTY FORD IN AN AMOUNT NOT TO EXCEED \$36,398.62.

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

WHEREAS: Ohio Revised Code Section 125.04(C) permits the City to purchase supplies or services from another party without competitive bidding and outside the State Procurement Program if such supplies or services can be purchased under equivalent terms, conditions and specifications, but at a lower price than through the State Procurement Program; and

WHEREAS: The proposed purchase of a new F550 4WD truck dump cab and chassis from Liberty Ford in the amount not to exceed \$36,398.62, is upon equivalent terms, conditions and specifications and at a lower price than through the State Procurement Program.

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

SECTION 1: That the City Manager is hereby authorized to purchase a new F550 4WD truck dump cab and chassis from Liberty Ford in the amount not to exceed \$36,398.62.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 06/26/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Barnett

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 46-17** - A resolution authorizing the City Manager to purchase a new F550 4WD Truck Dump Body From Henderson Products in an amount not to exceed \$24,320.00 - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

BACKGROUND: The City of Brunswick is a member of a buying consortium titled Nation Joint Powers Alliance(NJPA). This proposed purchase is under the NJPA pricing program. This truck will replace a "like" truck that will be taken out of front line service and a truck of similar type will be disposed of. This purchase was budgeted for in the approved 2017 Capital Budget.

PURPOSE AND EXPLANATION: The purpose of this purchase is to replace old obsolete equipment with "like" equipment in order to provide service to the City of Brunswick.

IMPLEMENTATION SCHEDULE: Order as soon as possible with an expected delivery in late December or early January. The body work will not be able to start until the cab and chassis is manufactured and delivered through a different contract. Once delivered, fabrication and installation of the truck body can take place.

FINANCIAL INFORMATION: Purchase one (1) new F550 4WD truck dump body from Henderson Products - - \$24,320.00 - 953-0420-56252 - -

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
RESOLUTION NO. _____

BY:

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A
NEW F550 4WD TRUCK DUMP BODY FROM HENDERSON PRODUCTS IN
AN AMOUNT NOT TO EXCEED \$24,320.00.

WHEREAS: The City of Brunswick is a member of the National Joint Powers Alliance buying consortium; and

WHEREAS: The proposed purchase of a new F550 4WD truck dump body is through the National Joint Powers Alliance pricing program.

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

SECTION 1: That the City Manager is hereby authorized to purchase a new F550 4WD truck dump body from Henderson Products through the National Joint Powers Alliance in an amount not to exceed \$24,320.00.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 46-17

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

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW F550 4WD TRUCK DUMP BODY FROM HENDERSON PRODUCTS IN AN AMOUNT NOT TO EXCEED \$24,320.00.

WHEREAS: The City of Brunswick is a member of the National Joint Powers Alliance buying consortium; and

WHEREAS: The proposed purchase of a new F550 4WD truck dump body is through the National Joint Powers Alliance pricing program.

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

SECTION 1: That the City Manager is hereby authorized to purchase a new F550 4WD truck dump body from Henderson Products through the National Joint Powers Alliance in an amount not to exceed \$24,320.00.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Barb Ortiz

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 06/26/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Barnett

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 47-17** - A resolution authorizing the City Manager to purchase a new 8-ton truck body and snow/ice package from Henderson Products in an amount not to exceed \$59,515.00 - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

BACKGROUND: The City of Brunswick is a member of a buying consortium titled Nation Joint Powers Alliance(NJPA). This proposed purchase is under the NJPA pricing program. This truck will replace a "like" truck that will be taken out of front line service and a truck of similar type will be disposed of. This purchase was budgeted for in the approved 2017 Capital Budget.

PURPOSE AND EXPLANATION: The purpose of this purchase is to replace old obsolete equipment with "like" equipment in order to provide snow and ice control services to the City of Brunswick.

IMPLEMENTATION SCHEDULE: Order as soon as possible with an expected delivery in late November or early December. The body work will not be able to start until the cab and chassis is manufactured and delivered through a different contract. Once delivered, fabrication and installation of the truck body and snow and ice equipment can take place.'

FINANCIAL INFORMATION: Purchase one(1) new 8 ton truck body and snow and ice package from Henderson Products - - \$59,515.00 - 953-0420-56252 - -

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
RESOLUTION NO. _____

BY:

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A
NEW 8-TON TRUCK BODY AND SNOW/ICE PACKAGE FROM
HENDERSON PRODUCTS IN AN AMOUNT NOT TO EXCEED \$59,515.00.

WHEREAS: The City of Brunswick is a member of the National Joint Powers Alliance buying consortium; and

WHEREAS: The proposed purchase of a new 8-ton truck body and snow/ice package to provide for snow and ice control services is through the National Joint Powers Alliance pricing program.

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

SECTION 1: That the City Manager is hereby authorized to purchase a new 8-ton truck body and snow/ice package from Henderson Products through the National Joint Powers Alliance in an amount not to exceed \$59,515.00.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 47-17

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

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW 8-TON TRUCK BODY AND SNOW/ICE PACKAGE FROM HENDERSON PRODUCTS IN AN AMOUNT NOT TO EXCEED \$59,515.00.

WHEREAS: The City of Brunswick is a member of the National Joint Powers Alliance buying consortium; and

WHEREAS: The proposed purchase of a new 8-ton truck body and snow/ice package to provide for snow and ice control services is through the National Joint Powers Alliance pricing program.

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

SECTION 1: That the City Manager is hereby authorized to purchase a new 8-ton truck body and snow/ice package from Henderson Products through the National Joint Powers Alliance in an amount not to exceed \$59,515.00.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Barb Ortiz

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 06/26/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Barnett

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 48-17** - A resolution authorizing the City Manager to purchase a new 8-ton cam and chassis from Allstate Peterbilt of Cleveland in an amount not to exceed \$89,230.00 - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/ Paul Barnett*)

BACKGROUND: The City of Brunswick is a member of a buying consortium titled National Joint Powers Alliance(NJPA). This proposed purchase is under the NJPA pricing program. This truck will replace a "like" truck that will be taken out of front line service and a truck of similar type will be disposed of. This purchase was budgeted for in the approved 2017 Capital Budget.

PURPOSE AND EXPLANATION: The purpose of this purchase is to replace old obsolete equipment with "like" equipment in order to provide snow and ice control services to the City of Brunswick.

IMPLEMENTATION SCHEDULE: Order as soon as possible with an expected 4 to 6 weeks for delivery. Once delivered, it will be shipped to a body manufacturer to fabricate and install the truck body and snow and ice equipment.

FINANCIAL INFORMATION: Purchase of one new 8 ton truck cab and chassis from Allstate Peterbuilt of Cleveland - - \$89,230.00 - 953-0420-56252 - -

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
RESOLUTION NO. _____

BY:

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW 8-TON TRUCK CAB AND CHASSIS FROM ALLSTATE PETERBILT OF CLEVELAND IN AN AMOUNT NOT TO EXCEED \$89,230.00.

WHEREAS: The City of Brunswick is a member of the National Joint Powers Alliance buying consortium; and

WHEREAS: The proposed purchase of a new 8-ton truck cab and chassis to provide for snow and ice control services is through the National Joint Powers Alliance pricing program.

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

SECTION 1: That the City Manager is hereby authorized to purchase a new 8-ton truck cab and chassis from Allstate Peterbilt of Cleveland through the National Joint Powers Alliance in an amount not to exceed \$89,230.00.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 48-17

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

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW 8-TON TRUCK CAB AND CHASSIS FROM ALLSTATE PETERBILT OF CLEVELAND IN AN AMOUNT NOT TO EXCEED \$89,230.00.

WHEREAS: The City of Brunswick is a member of the National Joint Powers Alliance buying consortium; and

WHEREAS: The proposed purchase of a new 8-ton truck cab and chassis to provide for snow and ice control services is through the National Joint Powers Alliance pricing program.

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

SECTION 1: That the City Manager is hereby authorized to purchase a new 8-ton truck cab and chassis from Allstate Peterbilt of Cleveland through the National Joint Powers Alliance in an amount not to exceed \$89,230.00.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Barb Ortiz

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 06/26/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Barnett

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 51-17** - A resolution authorizing the City Manager to purchase a new F350 4WD Pickup Truck from Liberty Ford in an amount not to exceed \$28,526.62 - **2nd Reading** (Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

BACKGROUND: The City of Brunswick belongs to the State Procurement Program under the direction of the Department of Administrative Services. The price of this truck under the State Procurement Program is \$31,242.00. Liberty Ford, a Brunswick Company, will sell the City of Brunswick the same vehicle at a lower cost. This truck will replace a "like" truck that will be taken out of front line service and a truck of similar type will be disposed of. This purchase was budgeted for in the approved 2017 Capital Budget.

PURPOSE AND EXPLANATION: The purpose of this purchase is to replace old obsolete equipment with "like" equipment in order to provide service to the City of Brunswick.

IMPLEMENTATION SCHEDULE: Order as soon as possible with an expected delivery in October.

FINANCIAL INFORMATION: Purchase one (1) new F350 4WD pickup truck from Liberty Ford - - \$28,526.62 - 953-0420-56252 - -

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
RESOLUTION NO. _____

BY:

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW F350 4WD PICKUP TRUCK FROM LIBERTY FORD IN AN AMOUNT NOT TO EXCEED \$28,526.62.

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

WHEREAS: Ohio Revised Code Section 125.04(C) permits the City to purchase supplies or services from another party without competitive bidding and outside the State Procurement Program if such supplies or services can be purchased under equivalent terms, conditions and specifications, but at a lower price than through the State Procurement Program; and

WHEREAS: The proposed purchase of a new F350 4WD pickup truck from Liberty Ford in the amount not to exceed \$28,526.62, is upon equivalent terms, conditions and specifications and at a lower price than through the State Procurement Program.

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

SECTION 1: That the City Manager is hereby authorized to purchase a new F350 4WD pickup truck from Liberty Ford in the amount not to exceed \$28,526.62.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Barb Ortiz

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 51-17

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

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW F350 4WD PICKUP TRUCK FROM LIBERTY FORD IN AN AMOUNT NOT TO EXCEED \$28,526.62.

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

WHEREAS: Ohio Revised Code Section 125.04(C) permits the City to purchase supplies or services from another party without competitive bidding and outside the State Procurement Program if such supplies or services can be purchased under equivalent terms, conditions and specifications, but at a lower price than through the State Procurement Program; and

WHEREAS: The proposed purchase of a new F350 4WD pickup truck from Liberty Ford in the amount not to exceed \$28,526.62, is upon equivalent terms, conditions and specifications and at a lower price than through the State Procurement Program.

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

SECTION 1: That the City Manager is hereby authorized to purchase a new F350 4WD pickup truck from Liberty Ford in the amount not to exceed \$28,526.62.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Barb Ortiz

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 06/26/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Councilman Brian Ousley

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 54-17** - An emergency resolution to commemorate the 500th Anniversary of the Reformation of the Lutheran Church - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Brian Ousley*)

BACKGROUND: 2017 is the 500th Anniversary of the Reformation of the Lutheran Church. In 1517, Martin Luther made a list of 95 ways he wanted to change the church, called the 95 Thesis. The action of Martin Luther started a reformation of the beliefs of many and a new church was born. Five hundred years later Lutherans from all over the world are spending this entire year commemorating and celebrating the beginning of the Reformation.

PURPOSE AND EXPLANATION: To commemorate the 500th Anniversary of the Reformation of the Lutheran Church.

IMPLEMENTATION SCHEDULE: Adopt on June 26, 2017 as an 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?

Recommended as an emergency with suspension of the rules due to the year long commemoration of the Lutheran Church

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. _____

BY:

AN EMERGENCY RESOLUTION COMMERATING THE 500TH
ANNIVERSARY OF THE REFORMATION OF THE LUTHERAN CHURCH.

WHEREAS: In 1517 Martin Luther made a list of 95 ways he wanted to change the Church known as the 95 Thesis;

WHEREAS: The action of Martin Luther started a reformation of the beliefs of many and a new Church was born; and

WHEREAS: 500 years later, Lutherans from all over the world are spending the entire year commemorating and celebrating the beginning of the Reformation.

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

SECTION 1: This Council hereby commemorates the 500th anniversary of the Reformation of the Lutheran Church.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare, and safety and for the additional reason that this Resolution be in effect to commemorate the year long celebration of the Reformation of the Lutheran Church. Therefore, the same shall be in full force from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

RULES SUSPENDED: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Barbara J. Ortiz, CMC

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 54-17

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION COMMERATING THE 500TH
ANNIVERSARY OF THE REFORMATION OF THE LUTHERAN CHURCH.

WHEREAS: In 1517 Martin Luther made a list of 95 ways he wanted to change the Church known as the 95 Thesis;

WHEREAS: The action of Martin Luther started a reformation of the beliefs of many and a new Church was born; and

WHEREAS: 500 years later, Lutherans from all over the world are spending the entire year commemorating and celebrating the beginning of the Reformation.

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

SECTION 1: This Council hereby commemorates the 500th anniversary of the Reformation of the Lutheran Church.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare, and safety and for the additional reason that this Resolution be in effect to commemorate the year long celebration of the Reformation of the Lutheran Church. Therefore, the same shall be in full force from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

RULES SUSPENDED: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Barbara J. Ortiz, CMC



**COMPETITIVE RETAIL
ELECTRIC SERVICE
CONTRACT**

OHIO
Governmental Mercantile
Standard Variable Product
(Non-Aggregation)

This Competitive Retail Electric Service Contract ("Agreement") is between NextEra Energy Services Ohio, LLC ("Supplier") and CITY OF BRUNSWICK ("Customer") (each a "Party" hereunder). Supplier shall provide Customer with Service under all of the terms and conditions stated in this Agreement, including the Terms of Service ("TOS"), attached hereto, for the Electric Distribution Utility ("EDU") accounts ("Accounts") identified in Addendum A, attached and made a part hereof.

	Supplier Contact Information	Customer Contact Information
INTERNET:	www.nexteraenergyservices.com	Paul Barnett
EMAIL:	contracts@nexteraenergyservices.com	pbarnett@brunswick.oh.us
MAILING ADDRESS:	NextEra Energy Services Ohio, LLC 20455 State Highway 249 Suite 200 ATTN: Contract Administration Houston, TX 77070	4095 Center Rd Brunswick, OH 44212
TELEPHONE:	877.528.2890	330-225-9144
FAX:	800.627.8813	
HOURS:	8:00 am CT - 5:00 pm CT	

24 HOUR SERVICE OUTAGE REPORTING: Should an outage or other service disruption occur, Customer should contact the appropriate Electric Distribution Utility: Call 1-888-544-4877 for Cleveland Electric Illuminating Company, Ohio Edison and Toledo Edison.

PRODUCT DESCRIPTION: The product is full requirements electric generation service ("Service").

PRICE: The Price for Service during the Initial Term shall be \$0.04851 per kilowatt hour ("kWh"). The Price includes costs and charges for electric energy, and estimated costs and charges for the following additional components of Service: congestion, line losses, renewable energy credits, ancillary services, generation deactivation, capacity and similar generation resource adequacy plans, and transmission services (where applicable), subject to any adjustments resulting in Pass-Through Charges (as defined in the TOS). The Price excludes any EDU charges, Pass-Through Charges, and Taxes as described in the Payments provision of this Agreement.

INITIAL TERM: 42 months, starting after the date Service starts as to each Account and ending upon the meter read date in such end month, subject to any applicable EDU terms and conditions.

HOLDOVER PRICE: Holdover Price means the price set forth on the Supplier's website at www.nexteraenergyservices.com in the "For Business" section under "Legal Notices and Terms" for the state in which Service is provided. The Holdover Price shall apply for Service provided by Supplier after the Initial Term if Supplier and Customer do not enter into a new or renewal agreement and Supplier continues to provide Service.

PAYMENTS: Customer shall pay the total monthly charge for Service ("Supplier Electricity Charge") as billed during the term of this Agreement. The Supplier Electricity Charge is the sum of (i) the product of Customer's total metered energy usage for the Accounts during an EDU billing cycle and the Price or Holdover Price, whichever is applicable, (ii) any Pass-Through Charges, and (iii) Taxes, if applicable.

Customer	Supplier
Authorized Signature: _____	Authorized Signature: _____
Print Name: _____	Print Name: _____
Title: _____	Title: _____
Date: _____	Date: _____

Terms of Service

Term. This Agreement shall be effective upon the date it has been executed by both parties ("Effective Date"). Service from Supplier shall commence upon the date the EDU transfers each Account to Supplier and continue through expiration of the Initial Term. After the Initial Term expires, this Agreement shall continue on a month-to-month basis at the Holdover Price unless and until either Party terminates this Agreement upon at least thirty (30) days written notice to the other, in which event such termination shall be effective on the date following the date of such notice on which the EDU successfully switches Customer's Account(s) to another competitive electricity supplier or to the EDU's electric supply.

Transfer of Service. Supplier will work with the EDU to transfer Service to each Account to Supplier in accordance with the applicable EDU tariff. Because of EDU processing, Supplier cannot guarantee the date by which transfer of any Account may be completed. The EDU may charge switching fees to the Customer.

Customer's Service. Customer shall receive Service for each Account in accordance with the terms of this Agreement and authorizes Supplier to cause the EDU to transfer the Accounts to Supplier. Customer hereby provides Supplier with all necessary authority to obtain Customer's current and historical electricity cost and usage data from the EDU, and Customer's payment and credit history and other information reasonably requested by Supplier. Customer agrees, upon request, to provide Supplier with facility descriptions, operating information, Account numbers and service locations, and such other information available to Customer and reasonably requested by Supplier. Customer represents and warrants that Customer is a Mercantile Customer as defined by Ohio law. Customer hereby waives Customer's rights under the PUCO rules applicable to electricity supply by CRES providers to the extent allowable under PUCO rules and applicable law, and except as otherwise provided in this Agreement.

Payments. "Pass-Through Charges" means new or increased costs and charges with respect to the purchase, sale, acquisition, delivery, transmission and/or distribution of electricity including, without limitation, those arising from MCU Events, or any event under the Legal Changes and Compliance section below, all of which shall be passed through to Customer by Supplier. Depending on the bill format, Pass-Through Charges may appear on Customer's bill as a line item or Price adjustment. "Taxes" means all federal, state, municipal or other governmental taxes, duties, fees, levies, premiums, assessments, surcharges, withholdings, or any other charges of any kind, if applicable, to Customer, any or all of which relate to the sale, purchase or delivery of electricity, together with all interest, penalties or other additional amounts imposed thereon, but excluding taxes on net income.

Billing. Customer consents to billing through one of the following options, as permitted by law, at Supplier's discretion: (i) Customer will receive one invoice from the EDU that includes the Supplier Electricity Charge, the EDU Delivery Charges and applicable Taxes (the "Consolidated Billing Option"); or (ii) Customer will receive two invoices, one from Supplier for the Supplier Electricity Charge and one from the EDU for the EDU delivery charges, each with applicable Taxes (the "Dual Billing Option"). Under the Consolidated Billing Option, Customer will make payments directly to the EDU pursuant to the applicable EDU tariff. Under the Dual Billing Option, payments are due directly to Supplier on or before sixteen (16) days after the billing date on Customer's invoice or the postmark date, whichever is later. If the EDU fails to timely obtain or transmit a meter reading, Supplier may issue or cause to be issued a bill to Customer based on its estimated energy usage and charges. In the event of a billing error, Supplier may issue a corrective invoice which Customer shall pay. Customer has the right to request from Supplier, twice within a twelve month period, up to twenty-four months of Customer's payment history without charge. If Customer fails to pay any amount when due, Customer will pay a late fee for all past due amounts equal to the lesser of 1.5% per month or the maximum charge allowed by law.

Credit Support. If at any time Supplier determines in its reasonable discretion that Customer cannot demonstrate satisfactory creditworthiness,

there has been a material adverse change in Customer's creditworthiness, or Customer fails to timely pay amounts when due or is otherwise in default of its obligations under this Agreement, then Supplier may require Customer to provide Supplier with a cash deposit or other credit support in an amount and form reasonably acceptable to Supplier. Credit review will typically be performed using credit agency reports (e.g. Dunn & Bradstreet, Standard & Poor's and/or Moody's) and deposits will typically not exceed 2 months of expected Customer billings. If utilized, any deposit balance remaining will be returned to Customer.

Material Change in Usage ("MCU"). Customer shall provide Supplier at least thirty (30) days advance notice whenever Customer has reason to believe that Customer's estimated monthly aggregate usage will increase or decrease by more than 25% (each such material change being an "MCU Event"), and shall provide good faith estimates of such usage changes. For each MCU Event, regardless of whether notice is provided, Customer shall pay Supplier for any losses, or new or increased costs and charges, reasonably associated with such MCU Event and incurred by Supplier. Such losses, and/or costs and charges may be charged to Customer by Supplier as Pass-Through Charges.

Legal Changes and Compliance. "Change in Law" means a change in Applicable Law. "Applicable Law" means any law, regulation, rule, ordinance, order or decree by a governmental authority or the Regional Transmission Operator ("RTO")/Independent System Operator ("ISO"), including, without limitation, EDU tariffs (including, without limitation, rate class definitions and/or delivery voltage/service level requirements), RTO/ISO rules or protocols (including, without limitation, those affecting any fees, costs, or charges imposed by the RTO/ISO), market rules, load profiles, methods by which the EDU or the RTO/ISO calculates usage, nodal and zonal definitions, and/or ISO boundaries. A "change" includes, without limitation, any amendment, modification, nullification, suspension, repeal, finding of unconstitutionality or unlawfulness or any change in construction, interpretation or outcome. Notwithstanding any provision in this Agreement to the contrary, if there is a Change in Law and such Change in Law results in Supplier incurring material new or increased costs or charges in providing the Services contemplated herein, or if there are any material new or increased costs or charges incurred by Supplier, including costs or charges for renewable energy credits, capacity and/or network integrated transmission service, to comply with Applicable Law, such new or increased costs or charges shall be paid by Customer as Pass-Through Charges. If a Change in Law results in Pass-Through Charges, Supplier will provide prior written notice of such Pass-Through Charges and Customer may terminate the Agreement.

Title. Title to and risk of loss of the electric energy, ancillary services, renewable energy credits, and every other component of the Service provided hereunder shall pass to Customer at the point at which Supplier provides such component to the EDU.

Force Majeure. Neither Party will be in breach or liable for any delay or failure in its performance under this Agreement (except with respect to any payment obligations under this Agreement) to the extent such performance is prevented or delayed due to a Force Majeure Event. For purposes of this Agreement, a "Force Majeure Event" shall mean any act or event that (i) renders it impossible or impractical for the affected Party to perform its obligations under the Agreement, and (ii) is beyond the reasonable control of the affected Party, including, but not limited to, storms or floods, lightning, earthquakes and other acts of God, wars, civil disturbances, revolts, terrorist activity, sabotage, theft, vandalism or other actions by third parties, fires, explosions, failures of suppliers, utility action or inaction and actions of a governmental authority. In no event shall Supplier's ability to sell electricity at a higher price, or Customer's ability to purchase electricity at a lower price, constitute a Force Majeure Event under this Agreement.

Limits on Liability; Disclaimer. EACH PARTY'S LIABILITY TO THE OTHER UNDER THIS AGREEMENT SHALL BE LIMITED TO DIRECT ACTUAL DAMAGES AS THE SOLE AND EXCLUSIVE REMEDY, AND ALL

NextEra Energy Services Ohio, LLC
Terms of Service
Competitive Retail Electric Service Contract
Ohio Governmental Mercantile
(Non-Aggregation)

OTHER REMEDIES AND DAMAGES AT LAW OR IN EQUITY ARE WAIVED. NEITHER PARTY SHALL BE LIABLE FOR CONSEQUENTIAL, INCIDENTAL, SPECIAL, PUNITIVE, EXEMPLARY OR INDIRECT DAMAGES, INCLUDING LOST PROFITS OR OTHER BUSINESS INTERRUPTION DAMAGES, WHETHER IN TORT OR CONTRACT, OR OTHERWISE IN CONNECTION WITH THIS AGREEMENT OR SERVICE. SUPPLIER EXPRESSLY DISCLAIMS ALL WARRANTIES, WHETHER WRITTEN OR ORAL, OR EXPRESSED OR IMPLIED.

Termination by Customer. In the event that Customer terminates this Agreement Customer shall be obligated to pay for the electricity and related services provided to Customer pursuant to this Agreement prior to the date that such termination becomes effective, including applicable late payment fees.

Termination by Supplier. Supplier reserves the right to terminate this Agreement if Customer: (i) fails to make timely payment of all amounts due Supplier; or (ii) fails to post a security deposit under the provisions of the Credit Support section within ten (10) days of a written request for deposit; or (iii) breaches any warranty or representation to Supplier; or (iv) defaults on any material other obligation under this Agreement; or (v)(A) makes an assignment for the benefit of creditors, (B) files a petition or otherwise authorizes the commencement of a proceeding under the Bankruptcy Code or similar law for protection of creditors, or has such petition filed against it, (C) otherwise becomes bankrupt or insolvent, or (D) is unable to pay its debts as they fall due. In the event Service is terminated in accordance with this Section, Customer shall pay Supplier for the electricity and related services provided to Customer pursuant to this Agreement prior to the date that such termination becomes effective, including applicable late payment fees.

Assignment. Supplier may assign its rights and obligations under this Agreement to a third party. Customer may not assign its rights and obligations under this Agreement to a third party without the prior written consent of Supplier, which consent shall not be unreasonably withheld. Supplier may deny such assignment based on the creditworthiness of the assignee, as determined by Supplier in its reasonable discretion. Any attempted assignment in violation of this Agreement shall be null and void.

Confidentiality. The Parties agree to keep all terms and provisions of this Agreement and the Service confidential and not to disclose its terms to any

third parties without the prior written consent of the other Party; provided, however, each Party shall have the right to make any such disclosures to (i) a third party service provider who has a need to know such confidential information to provide services to the disclosing Party and is prohibited from disclosing to another party such Party's confidential information, (ii) governmental agencies, (iii) its own agents, attorneys, auditors, accountants and shareholders or members. If disclosure is sought through process of a court, or a state or federal regulatory agency, the Party from whom the disclosure is sought shall provide reasonable notice thereof to the other Party, and (iv) comply with applicable Ohio open records laws. If disclosure is sought through process of a court, a state or federal regulatory agency or open records law, the Party from whom the disclosure is sought shall provide reasonable notice thereof to the other Party.

Complaints. If Customer's complaint is not resolved after Customer has called NextEra Energy Services or the EDU, or for general utility information, Customer may contact the Public Utilities Commission of Ohio for assistance at 1-800-686-7826 (toll free) or for TTY at 1-800-686-1570 (toll free) from 8:00 a.m. to 5:00 p.m. weekdays, or at www.PUCO.ohio.gov.

Governing Law and Venue. This Agreement shall be governed by and construed, enforced and performed in accordance with the laws of the State of Ohio. The exclusive venue for any suit, claim, action or other proceedings, whether at law or in equity, relating to this Agreement, shall be in the state or federal courts of competent jurisdiction sitting in Cleveland, Ohio.

Misc. Entire Agreement. This Agreement embodies the entire Agreement and understanding between the Parties, and supersedes all prior agreements and understandings between the Parties, whether written or oral, with respect to the subject matter hereof. **Forward Contract.** The Parties agree that this Agreement is a "forward contract" and that Supplier is a "forward contract merchant" for purposes of the United States Bankruptcy Code, as amended, and any payment related hereto will constitute a "settlement payment" as defined in Section 101 (51A) thereof.

Environmental Disclosure. Customer agrees that Supplier may make the required annual and quarterly environmental disclosures electronically by making such disclosures available for viewing at the Supplier's website: www.nexteraenergyservices.com.

**Addendum A to
Competitive Retail Electric Service Contract**

ACCOUNTS INCLUDED IN AGREEMENT

Customer Name: CITY OF BRUNSWICK

Electric Distribution Utility: OHIOEDISON - FirstEnergy Ohio Edison

EDU Account No.	Service Address City, State and Zip	Billing Address City, State and Zip	New Account or Renewal?
08028804095000016951	4274 Manhattan dr yth ct Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08028804090000516239	4274 Manhattan dr yth ct Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08021926410000533283	3595 Grafton Rd Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08021560600000517914	4637 Center RD NRA PK Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08021257770000529006	3637 Center Road RecCtr Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08020984530000516376	4095 Center RD Rear Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08020201190000503661	1238 W 130 st Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08007648375001276533	4357 Center Rd Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08007648375001275602	3213 1/2 Laurel Rd Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08007648375001272962	15603 1/2 Boston Rd Brunswick, OH 44136	4095 Center Rd Brunswick, OH 44212	New Account
08007648375001272936	4384 1/2 Center Rd Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08007648375001269327	3675 1/2 Center Rd Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08007648375001269326	3783 1/2 Center RD TRFCLT Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08007648375000332874	1473 Parschen Pkwy Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08007648375000185851	3540 1/2 Center Rd Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08007648375000181508	929 1/2 Pearl Rd Siren Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08007648375000181507	1525 1/2 Pearl Rd Siren Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08007648375000181501	3910 1/2 Venus Dr Siren Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08007648375000013736	4095 Center Rd Ofces Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account

08007648370000517777	4383 Center Rd RecGar Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08007648370000516981	4095 Center Rd Ofces Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08006513910001310986	3637 Center Rd RecCtr Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08006049820000529441	3410 Grafton RD Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08006049820000517776	4385 Center Road Sta 1 Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08006048890001399331	4095 Center RD Bus Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08006048890000523538	4313 Center Rd Ne Cor Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08006048890000518613	4328 Center RD SW COR Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08006048890000516237	4314 Center Rd Se Cor Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account
08006048890000515940	1721 Dianna Dr Brunswick, OH 44212	4095 Center Rd Brunswick, OH 44212	New Account

Customer Initials: _____

Date: _____

NextEra Energy Services Ohio Initials: _____

Date: _____

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. _____

BY:

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A FORTY-TWO (42) MONTH AGREEMENT WITH NEXT ERA ENERGY SERVICES FOR PROVISION OF ELECTRICITY IN AN AMOUNT NOT TO EXCEED THE FIXED RATE OF \$0.04851 PER KILOWATT HOUR.

WHEREAS: The City was enrolled in the NOPEC electrical program with First Energy being the electrical supplier;

WHEREAS: The contract with First Energy was terminated in December of 2016, at which point the City was enrolled in a fixed rate program through June of 2017 at the average 2016 cost of \$0.064205 per kilowatt hour; and

WHEREAS: The City has negotiated terms for the provision of electricity with Next Era Energy Services through NOPEC at the fixed rate of \$0.04851 per kilowatt hour for forty-two (42) months.

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

SECTION 1: That the City Manager is hereby authorized and directed, upon approval of the Law Director, to enter into a forty-two (42) month agreement with Next Era Energy Services for provision of electricity in an amount not to exceed the fixed rate of \$0.04851 per kilowatt hour.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that immediate passage is necessary to immediately take advantage of lower electricity rates. 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. 55-17

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

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A FORTY-TWO (42) MONTH AGREEMENT WITH NEXT ERA ENERGY SERVICES FOR PROVISION OF ELECTRICITY IN AN AMOUNT NOT TO EXCEED THE FIXED RATE OF \$0.04851 PER KILOWATT HOUR.

WHEREAS: The City was enrolled in the NOPEC electrical program with First Energy being the electrical supplier;

WHEREAS: The contract with First Energy was terminated in December of 2016, at which point the City was enrolled in a fixed rate program through June of 2017 at the average 2016 cost of \$0.064205 per kilowatt hour; and

WHEREAS: The City has negotiated terms for the provision of electricity with Next Era Energy Services through NOPEC at the fixed rate of \$0.04851 per kilowatt hour for forty-two (42) months.

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

SECTION 1: That the City Manager is hereby authorized and directed, upon approval of the Law Director, to enter into a forty-two (42) month agreement with Next Era Energy Services for provision of electricity in an amount not to exceed the fixed rate of \$0.04851 per kilowatt hour.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that immediate passage is necessary to immediately take advantage of lower electricity rates. 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. 55-17

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

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A FORTY-TWO (42) MONTH AGREEMENT WITH NEXT ERA ENERGY SERVICES FOR PROVISION OF ELECTRICITY IN AN AMOUNT NOT TO EXCEED THE FIXED RATE OF \$0.052 PER KILOWATT HOUR.

WHEREAS: The City was enrolled in the NOPEC electrical program with First Energy being the electrical supplier;

WHEREAS: The contract with First Energy was terminated in December of 2016, at which point the City was enrolled in a fixed rate program through June of 2017 at the average 2016 cost of \$0.064205 per kilowatt hour; and

WHEREAS: The City has negotiated terms for the provision of electricity with Next Era Energy Services through NOPEC at the fixed rate of \$0.052 per kilowatt hour for forty-two (42) months.

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

SECTION 1: That the City Manager is hereby authorized and directed, upon approval of the Law Director, to enter into a forty-two (42) month agreement with Next Era Energy Services for provision of electricity in an amount not to exceed the fixed rate of \$0.052 per kilowatt hour.

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

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

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

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 06/26/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Barnett

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 56-17** - A resolution authorizing the City Manager to purchase a new 25 Cubic Yard Trailer Mounted Leaf Vacuum without engine from Old Dominion Brush Co. Inc. in an amount not to exceed \$39,702.50 - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

BACKGROUND: The City of Brunswick is a member of a buying consortium titled National Joint Powers Alliance (NJPA). This proposed purchase is under the NJPA pricing program. This leaf vacuum will replace a 10 year old vacuum. The John Deere engine on the old vacuum is still in good working order and will be switched to the new body being purchased. \$55,000 was budgeted for this purchase in the approved 2017 Capital Budget.

PURPOSE AND EXPLANATION: The purpose of this purchase is to replace old obsolete equipment with "like" equipment in order to provide leaf removal services to the City of Brunswick.

IMPLEMENTATION SCHEDULE: Order as soon as possible with an expected 3 month delivery. Once delivered, the city mechanics will install the old engine on the new body.

FINANCIAL INFORMATION: 25 cubic yard trailer mounted leaf vacuum -- \$39,702.00 - 963-0420-56252 -- 39702

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:**

OLD DOMINION BRUSH CO., INC.
5118 Glen Alden Drive, Richmond, VA 23231
1-800-446-9823

PROPOSAL # 06/13/17RT1
City of Brunswick
Brunswick, Ohio

DATE: June 13, 2017
ATTN: Ryan Lutz
NJPA Membership # 33392

Description		Price
(1) New ODB Trailer Mounted Vacuum Debris Collector Model SCL800TM25		\$ 50,750.00
Hopper - 25 cubic yards with self dumping underbody hoist		
32" diameter suction impeller with six 3/8" thick T-1 steel blades		
Direct drive for suction impeller		
16" diameter x 100" rubber suction hose with steel nozzle		
Hydraulic hose boom powered by an electric/hydraulic pump		
Powered by John Deere 4045HFC03 diesel 4 cyl. engine rated for 74 HP Final Tier 4		
13" clutch assembly with a 2.25" diameter PTO shaft & safety engagement		
44-gallon polyethylene fuel tank		
Engine controls; tachometer, hour meter, oil pressure & water temp		
Murphy engine safety shutdown for low oil pressure and high water temperature		
Underbody type hoist that dumps to 52 degrees and is power up/down		
Gear driven hydraulic pump powers the 26.6 ton capacity hoist		
Tandem axles with a combined rating of 24,000 pounds		
Eight 235/80R16E tires mounted on steel wheels		
Electric brakes with break-away actuator		
LED type DOT lights and two rear amber LED oval flashers		
HD height adjustable pintle eye with three quick release pins		
Manual parking jack with drop foot		
All components pre-painted prior to assembly - standard color is white		
Options		
Red paint color other than standard white		\$ 900.00
Hydraulic front parking jack in lieu of manual jack		\$ 1,500.00
Rotary self-cleaning radiator screen		\$ 1,600.00
Total Equipment Cost:		\$ 54,750.00
NJPA 7% Discount:		\$ (3,832.50)
NET Equipment Cost:		\$ 50,917.50
Transportation cost from Richmond, VA at \$2/mile		487 \$ 974.00
		\$ 51,891.50
SOURCED GOOD ITEMS:		
DEDUCT for not supplying John Deere diesel engine/sheet metal/PTO clutch/engine controls		\$ (12,189.00)
TOTAL DELIVERED COST PER UNIT:		\$ 39,702.50

Contract #060612-ODB



Thank you, *Rick Timmerman*
800-632-7989
rickt@odbco.com



CITY OF BRUNSWICK, OHIO
RESOLUTION NO. _____

BY:

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW 25 CUBIC YARD TRAILER MOUNTED LEAF VACUUM WITHOUT ENGINE FROM OLD DOMINION BRUSH CO., INC. IN AN AMOUNT NOT TO EXCEED \$39,702.50.

WHEREAS: The City of Brunswick is a member of the National Joint Powers Alliance buying consortium; and

WHEREAS: The proposed purchase of a new 25 cubic yard trailer mounted leaf vacuum without engine is through the National Joint Powers Alliance pricing program.

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

SECTION 1: That the City Manager is hereby authorized to purchase a new 25 cubic yard trailer mounted leaf vacuum without engine from Old Dominion Brush Co., Inc. through the National Joint Powers Alliance in an amount not to exceed \$39,702.50.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 56-17

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

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW 25 CUBIC YARD TRAILER MOUNTED LEAF VACUUM WITHOUT ENGINE FROM OLD DOMINION BRUSH CO., INC. IN AN AMOUNT NOT TO EXCEED \$39,702.50.

WHEREAS: The City of Brunswick is a member of the National Joint Powers Alliance buying consortium; and

WHEREAS: The proposed purchase of a new 25 cubic yard trailer mounted leaf vacuum without engine is through the National Joint Powers Alliance pricing program.

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

SECTION 1: That the City Manager is hereby authorized to purchase a new 25 cubic yard trailer mounted leaf vacuum without engine from Old Dominion Brush Co., Inc. through the National Joint Powers Alliance in an amount not to exceed \$39,702.50.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 06/26/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 57-17** - A resolution authorizing the City Manager to enter into an agreement with Wilson Electronic Displays, LLC for the purchase and installation of an outdoor electronic message center in an amount not to exceed \$19,480.00 - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Jeff Neidert*)

BACKGROUND: This purchase will replace the existing Electronic Message Center located at the Public Square at the intersection of Center and Pearl Roads. The sign features community messages and City related announcements for community notification purposes.
The original electronic sign is nearing fifteen years old and has seen numerous failures with the computer controlled operating system. It is not up-gradable and is operating on an old Windows XP format. Additionally, we are experiencing losses of individual pixel elements which will continue as the sign ages. It is currently nearing fifteen years old of 24/7 operation. We have seen numerous failures of the system over the past few months, and they are getting more frequent. The current sign is limited to basically one font style and very large letters, due to it's low resolution, as this was one of the first electronic signs installed in Brunswick. Replacement of the unit will allow not only for dependable service, but will increase the message capacity due to the higher resolution offered by current technology. It will also allow for multi colored messages, following City Code, in contrast to our current monochrome system.

PURPOSE AND EXPLANATION: To replace a failing electronic sign at Public Square which is used to post messages from not for profit groups and organizations, as well as City information and updates. This will increase the use by both groups. Instead of the same message repeated on each board, one side will now be programmed for City events and activities, the other for Community Messaging.

IMPLEMENTATION SCHEDULE: We anticipate the new signboard will be installed during the month of September.

FINANCIAL INFORMATION: Outdoor Electronic Message Center - 09/30/2017 - Capital Improvement Fund - 300-0522-56250 - - 19480

FINANCIAL SUMMARY: The replacement of the signboard was included in the 2017 budget and will come in well under the budgeted amount of \$40,000 due to reductions in the cost of the technology. There may be an

additional minor cost associated with the removal and disposal of the existing sign, which was not included in the bid proposals, but may be completed by City staff.

Wilson Electronic Displays of Dayton. was the lowest and best bid received.

**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?

Recommend the adoption on three readings. No emergency is necessary as there will be ample time to install the project in the fall once the legislation is effective.

**ADDITIONAL
INFORMATION:**

While this upgrade will include full color options, all messages displayed will comply with City Code. The upgrade will allow for the use of logos and other art based images to increase the impact of the messages.

The higher resolution will allow for more characters, which will make it much easier for our community groups to edit messages into a short, yet very effective format. The current sign will not even allow us to list the City website address on one line, due to its limitations.

CONTRACTOR'S PROPOSAL
FOR AN OUTDOOR ELECTRONIC MESSAGE CENTER
BRUNSWICK, OHIO

2017

TO: The City Manager of the City of Brunswick, Ohio, County of Medina.

Proposal of Wilson Electronic Displays

(an individual) (a partnership) (a corporation duly organized under the laws of the state of)

The undersigned having carefully read and considered the terms and conditions of the contract documents for an Outdoor Message Center for the City of Brunswick, does hereby offer to supply said Outdoor Message Center for the City, of the type and quality and in the manner described, and subject to and in accordance with the terms and conditions set forth in the contract document at the rate (expressed in words and figures) hereinafter set forth:

Two (2) cabinets with electronic message centers and software to operate system

Total \$ 17,350

Seventeen thousand, three hundred fifty dollars

(In words)

Installation of system

Total

\$ 2,130

Two thousand one hundred thirty dollars

(In words)

TOTAL BID PRICE

\$ 19,480

Nineteen thousand, four hundred eighty dollars **Total Bid Price**

(In words)

Outdoor Message Center - 2017

Make and Model: Wilson model MCX16-080128, full color 16mm outdoor LED Message Center Display. (Please refer to attached spec information)

Warranty: 5 years parts, 1 year labor

Delivery: 12 weeks from date of executed contract.

** Expedited 8 week delivery available for additional cost of \$2500

Proposer: Wilson Electronic Displays

By: Theresa Larrymore

Title: Client Development Manager

Address: 300 Hamilton Ave., Dayton OH 45403

Telephone No.: (937) 259-1149

Email address: tlarrymore@wedled.com

Signature: 

Date: June 6, 2017

CONTRACTOR'S PROPOSAL
FOR AN OUTDOOR ELECTRONIC MESSAGE CENTER
BRUNSWICK, OHIO

2017

TO: The City Manager of the City of Brunswick, Ohio, County of Medina.

Proposal of Brilliant Electric Sign Co., Ltd.

(an individual) (a partnership) (a corporation duly organized under the laws of the state of)

Limited Liability Company

The undersigned having carefully read and considered the terms and conditions of the contract documents for an Outdoor Message Center for the City of Brunswick, does hereby offer to supply said Outdoor Message Center for the City, of the type and quality and in the manner described, and subject to and in accordance with the terms and conditions set forth in the contract document at the rate (expressed in words and figures) hereinafter set forth:

Two (2) cabinets with electronic message centers and software to operate system

Total \$ 28,423.00

Twenty-Eight Thousand Four Hundred Twenty-Three & 00/100-----

(In words)

Installation of system

Total

\$ 2,390.00

Two Thousand Three Hundred Ninety & 00/100-----

(In words)

TOTAL BID PRICE

\$ 30,813.00

Thirty Thousand Eight Hundred Thirteen & 00/100----- Total Bid Price

(In words)

Outdoor Message Center - 2017

Make and Model: OPTEC - Intelligent 16-66B-N-P-S-QR

Warranty: One (1) year Labor/Materials; Additonal four (4) year on all LED message center parts

Delivery: Five (5) weeks

Proposer: Brilliant Electric Sign Co., Ltd.

By: John McRae

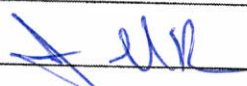
Title: Vice President

Address: 4811 Van Epps Road

Cleveland, OH 44131-1082

Telephone No.: (216) 741-3800

Email address: jmcrac@brilliantsign.com

Signature: 

Date: June 6, 2017

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. _____

BY:

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH WILSON ELECTRONIC DISPLAYS, LLC FOR THE PURCHASE AND INSTALLATION OF AN OUTDOOR ELECTRONIC MESSAGE CENTER IN AN AMOUNT NOT TO EXCEED \$19,480.00.

WHEREAS: The City of Brunswick received two (2) bids for the outdoor electronic message center in accordance with public bidding requirements; and

WHEREAS: The two (2) received public bids were opened on June 6, 2017, with Wilson Electronic Displays, 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 Wilson Electronic Displays, LLC, the lowest and best bidder, for the purchase and installation of an outdoor electronic message center in an amount not to exceed \$19,480.00.

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

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 57-17

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

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH WILSON ELECTRONIC DISPLAYS, LLC FOR THE PURCHASE AND INSTALLATION OF AN OUTDOOR ELECTRONIC MESSAGE CENTER IN AN AMOUNT NOT TO EXCEED \$19,480.00.

WHEREAS: The City of Brunswick received two (2) bids for the outdoor electronic message center in accordance with public bidding requirements;and

WHEREAS: The two (2) received public bids were opened on June 6, 2017, with Wilson Electronic Displays, 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 Wilson Electronic Displays, LLC, the lowest and best bidder, for the purchase and installation of an outdoor electronic message center in an amount not to exceed \$19,480.00.

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

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 06/26/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Paul Barnett

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 58-17** - An emergency resolution authorizing the City Manager to enter into an agreement with Specialized Construction, Inc. for the resurfacing of City parking lots in an amount not to exceed \$182,945.00 - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

BACKGROUND: The current condition of the Recreation Center, Fire Station #1 and minor locations at the public area of City Hall parking lots is poor and in need of resurfacing. Specialized Construction for the resurfacing of various parking lots with a cost not to exceed \$182,945.00 was the lowest and best bid

PURPOSE AND EXPLANATION: The purpose of this legislation is to resurface various parking lots owned by the City.

IMPLEMENTATION SCHEDULE: All work is to be completed no later than November 10, 2017 with the Recreation Center Parking lot no later than August 11, 2017.

FINANCIAL INFORMATION: Resurfacing of various parking lots - - \$182,945.00 - 300-0522-56250 - - 182945

FINANCIAL SUMMARY: Bid cost is \$182,945.00, budgeted cost was: Fire Station #1 \$73,700.00, Recreation Center \$151,250.00 for a total of \$224,950.00.

RECOMMENDED ACTION:

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

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

This legislation is an emergency with suspension of the rules in order to complete construction this construction season.

**ADDITIONAL
INFORMATION:**

2017 Parking Lot Resurfacing Bid Estimated Cost

				Specialized Construction		Barbicast Paving		Ohio Paving		Chagrin Valley Paving		Perrin Asphalt		Infinity Paving		Crossroads Asphalt Recycling, Inc.		Burton Scot Cont.	
Item No.	Description	Quantity		Unit Price Bid	Total Price Bid	Unit Price Bid	Total Price Bid	Unit Price Bid	Total Price Bid	Unit Price Bid	Total Price Bid	Unit Price Bid	Total Price Bid	Unit Price Bid	Total Price Bid	Unit Price Bid	Total Price Bid	Unit Price Bid	Total Price Bid
1	Pavement Planing at 2" Approx. Depth	69,000	Sq. Ft.	\$0.45	\$31,050.00	\$0.30	\$20,700.00	\$0.34	\$23,460.00	\$0.40	\$27,600.00	\$0.30	\$20,700.00	\$0.49	\$33,810.00	\$0.35	\$24,150.00	\$0.45	\$31,050.00
2	Pavement Planing at 4" Approx. Depth	32,000	Sq. Ft.	\$0.55	\$17,600.00	\$0.60	\$19,200.00	\$0.46	\$14,720.00	\$0.55	\$17,600.00	\$0.80	\$25,600.00	\$0.77	\$24,640.00	\$0.70	\$22,400.00	\$0.60	\$19,200.00
3	Subbase Replacement	80	Cu. Yd.	\$50.00	\$4,000.00	\$85.00	\$6,800.00	\$122.28	\$9,782.40	\$75.00	\$6,000.00	\$85.00	\$6,800.00	\$92.59	\$7,407.20	\$85.00	\$6,800.00	\$75.00	\$6,000.00
4	ODOT 203 Roadway Excavation and Embankment	60	Cu. Yd.	\$30.00	\$1,800.00	\$50.00	\$3,000.00	\$31.44	\$1,886.40	\$25.00	\$1,500.00	\$60.00	\$3,600.00	\$84.50	\$5,070.00	\$65.00	\$3,900.00	\$50.00	\$3,000.00
5	6" ODOT 304 Aggregate Base	34	Cu. Yd.	\$85.00	\$2,890.00	\$70.00	\$2,380.00	\$90.84	\$3,088.56	\$75.00	\$2,550.00	\$100.00	\$3,400.00	\$60.00	\$2,040.00	\$85.00	\$2,890.00	\$140.00	\$4,760.00
6	Various Depth ODOT 301 Asphalt Concrete Base Course	330	Cu. Yd.	\$135.00	\$44,550.00	\$130.00	\$42,900.00	\$141.86	\$46,813.80	\$155.00	\$51,150.00	\$150.00	\$49,500.00	\$147.00	\$48,510.00	\$171.00	\$56,430.00	\$165.00	\$54,450.00
7	Various Depth ODOT 448 Asphalt Concrete Surface Course Type 1	559	Cu. Yd.	\$145.00	\$81,055.00	\$170.00	\$95,030.00	\$162.39	\$90,776.01	\$155.00	\$86,645.00	\$175.00	\$97,825.00	\$160.23	\$89,568.57	\$196.00	\$109,564.00	\$220.00	\$122,980.00
					\$182,945.00		\$190,010.00		\$190,527.17		\$193,045.00		\$207,425.00		\$211,045.77		\$226,134.00		\$241,440.00

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. _____

BY:

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER
TO ENTER INTO AN AGREEMENT WITH SPECIALIZED
CONSTRUCTION, INC. FOR THE RESURFACING OF CITY PARKING
LOTS IN AN AMOUNT NOT TO EXCEED \$182,945.00.

WHEREAS: The City of Brunswick received eight (8) bids to resurface City parking lots in
accordance with public bidding requirements; and

WHEREAS: The eight (8) received public bids were opened on June 20, 2017 with Specialized
Construction, Inc. 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 Specialized Construction,
Inc., the lowest and best bidder, for the resurfacing of City parking lots in an
amount not to exceed \$182,945.00.

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 2017 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
Barbara J. Ortiz, CMC

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 58-17

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

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH SPECIALIZED CONSTRUCTION, INC. FOR THE RESURFACING OF CITY PARKING LOTS IN AN AMOUNT NOT TO EXCEED \$182,945.00.

WHEREAS: The City of Brunswick received eight (8) bids to resurface City parking lots in accordance with public bidding requirements; and

WHEREAS: The eight (8) received public bids were opened on June 20, 2017 with Specialized Construction, Inc. 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 Specialized Construction, Inc., the lowest and best bidder, for the resurfacing of City parking lots in an amount not to exceed \$182,945.00.

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 2017 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
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

0261686		TRFO		ARYKI LLC	
PERMIT NUMBER		TYPE		DBA 7 ELEVEN 36220	
10	01	2016		15 PEARL RD	
ISSUE DATE		BRUNSWICK OHIO 44212			
06	08	2017			
FILING DATE					
C2 C2X		PERMIT CLASSES			
52	022	C	F18641		
TAX DISTRICT		RECEIPT NO.			

FROM 06/12/2017

80036070140				7 ELEVEN INC	
PERMIT NUMBER		TYPE		DBA 7 ELEVEN 36220	
10	01	2016		15 PEARL RD	
ISSUE DATE		BRUNSWICK OHIO 44212			
06	08	2017			
FILING DATE					
C2 C2X		PERMIT CLASSES			
52	022				
TAX DISTRICT		RECEIPT NO.			



MAILED 06/12/2017

RESPONSES MUST BE POSTMARKED NO LATER THAN. 07/13/2017

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 0261686**

(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

0261686 PERMIT NBR
ARYKI LLC
DBA 7 ELEVEN 36220
15 PEARL RD
BRUNSWICK OHIO 44212

ROHIL A PATEL

06/08/2017 ACTIVE

PRESIDENT

MNMB5%V5%M

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