



BRUNSWICK CITY COUNCIL AGENDA

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

NOVEMBER 23, 2015

1. Prayer and Pledge of Allegiance
2. Roll Call of Members
3. Correspondence
4. Approval of regular Council Meeting Minutes dated November 9, 2015.
 - (a) Council Minutes 11-9-15
5. Mayor's Report:
 - (a) Proclamation upon the 30th Anniversary of Brunswick Area Television;
 - (b) Administration of Oaths to Division of Fire Lieutenants Joshua Erskine, Guy Storch and Matthew Agar;
 - (c) Recognition of the Brunswick Citizens' Police Academy Alumni Association;
 - (d) Mayor's Update.
6. Clerk of Council's Report
7. Council Committee Reports:

Economic Development.....	Mr. Carl
Services, Utilities, Technology & Cable.....	Mr. Ousley
Finance Committee.....	Mrs. Hanek
Safety & Environment.....	Mr. Johnson
Planning & Zoning Committee.....	Mr. Abella
Parks, Recreation & Community Committee.....	Mr. Coleman
Building & Building Code Committee.....	Mr. Capretta
8. Other Boards and Commissions
 - (a) Committee of the Whole Minutes 101915 and 110915
9. Petitions from the Public on Legislation

10. Reading of Legislation and Action on Legislation:

a. 3rd Reading(s)

ORD. NO. 93-15 - An emergency ordinance to adopt the annual appropriation budget for expenditures of the City of Brunswick for the year beginning January 1, 2016 and ending December 31, 2016 - **3rd Reading** (Finance Committee, *Administration/Todd Fischer*)

ORD. NO 95-15 - An emergency Ordinance amending Section 1 of Ordinance No.107-14 to provide for a revised allocation of municipal income tax receipts during the period from January 1, 2016 through December 31, 2016 - **3rd Reading** (Finance Committee, *Administration/Todd Fischer*)

b. 2nd Reading(s)

RES. NO. 99-15 - A resolution permitting the City Administration to sell, through public internet auctions, personal property, including motor vehicles, acquired for the use of municipal officers and departments, and road machinery, equipment, tools, or supplies, which are not needed for public use, or are obsolete or unfit for the use for which it was acquired - **2nd Reading** (Committee-of-the-Whole, *Administration/Julie Murawski*)

RES. NO. 100-15 - An emergency resolution authorizing the City Manager to renew the agreement with My Office Products for the provision of office supplies for a period of one (1) year from January 1, 2016 through December 31, 2016 - **2nd Reading** (Committee of the Whole. *Administration/Julie Murawski*)

c. 1st Reading(s)

RES. NO. 101-15 - A resolution urging contributions to local food banks - **1st Reading** (To be brought from Committee-of-the-Whole, *Brian Ousley*)

RES. NO. 102-15 - An emergency resolution authorizing the City Manager to enter into an agreement with MCPT to provide transit services for one calendar year, from January 1, 2016 until December 31, 2016 - **1st Reading** (To be brought from Committee-of-the-Whole,*Administration/ Pat McNamara*)

RES. NO. 103-15 - An emergency resolution requesting an advance release of property tax revenue funds from the Medina County Treasurer collected for the benefit of the City of Brunswick... (To be brought from Finance Committee, *Administration/Todd Fischer*)

11. City Manager's Report

12. Administrative Departments
13. Open Forum
14. Unfinished Business
15. New Business
16. Adjournment

CITY OF BRUNSWICK, OHIO
MINUTES OF COUNCIL
MONDAY, NOVEMBER 9, 2015

PRAYER AND PLEDGE OF ALLEGIANCE

ROLL CALL OF MEMBERS SHOWED THE FOLLOWING COUNCIL MEMBERS PRESENT: PATRICIA HANEK, ANTHONY CAPRETTA, DAVID COLEMAN, VINCENT CARL, MICHAEL ABELLA JR., ALEX JOHNSON, BRIAN OUSLEY AND COUNCIL CLERK BARB ORTIZ, MAYOR RON FALCONI.

CORRESPONDENCE: MRS. ORTIZ READ CORRESPONDENCE FROM JERRY GILPEN. A COPY OF THIS CORRESPONDENCE WAS ATTACHED TO THESE MINUTES.

APPROVAL OF REGULAR COUNCIL MEETING MINUTES DATED OCTOBER 26, 2015: MR. CARL MOVED TO ADOPT THE COUNCIL MEETING MINUTES DATED OCTOBER 26, 2015 AS WRITTEN, SECONDED BY MR. COLEMAN MOVED TO , SECONDED BY . ROLL CALL - AYES - 7, MRS. HANEK, MR. CARL, MR. OUSLEY, MR. JOHNSON, MR. ABELLA, MR. CAPRETTA AND MR. COLEMAN. NAYS - 0. MOTION CARRIED.

CM102615:

MAYOR'S REPORT:

Mayor's Court Financial Report for the month ending October 2015 will be posted on the website and added to the minutes for the record.

Proclamation to proclaim November 13, 2015 as "World Pancreatic Cancer Day" in the City of Brunswick:

Mayor Falconi presented a proclamation to proclaim November 13, 2015 as "World Pancreatic Cancer Day" in the City of Brunswick.

Motion to approve the Mayor's recommendation to nominate Patricia Hanek for appointment to the NOPEC Board:

Alex Johnson moved to approve the Mayor's recommendation to nominate Patricia Hanek for appointment to the NOPEC Board, seconded by David Coleman. Roll Call - Ayes - 6, Anthony Capretta, David Coleman, Vincent Carl, Michael Abella Jr., Alex Johnson, Brian Ousley. Nays - 0. Motion Carried.

Mayor's Update:

Mayor Falconi mentioned that he will be attending the Diwali Celebration later this week at the BAPS Temple.

CLERK OF COUNCIL'S REPORT: MRS. ORTIZ ANNOUNCED THAT THE LIONS INTERNATIONAL CLUB WAS HAVING A MEET AND GREET AT THE BRUNSWICK LIBRARY ON SUNDAY, NOVEMBER 15 AT 2:00 P.M. THEY WERE ASKING EVERYONE TO COME AND LEARN ABOUT THE LIONS CLUB AND LOOKED FORWARD TO SEEING EVERYONE THERE.

COUNCIL COMMITTEE REPORTS:

Economic Development.....Mr. Carl:

Vincent Carl moved to adopt the formal report dated October 26, 2015 as written, seconded by Patricia Hanek. Roll Call - Ayes - 7, Patricia Hanek, Anthony Capretta, David Coleman, Vincent Carl, Michael Abella Jr., Alex Johnson, Brian Ousley. Nays - 0. Motion Carried.

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

Brian Ousley moved to approve the formal report dated October 15, 2015 as written, seconded by Patricia Hanek. Roll Call - Ayes - 7, Patricia Hanek, Anthony Capretta, David Coleman, Vincent Carl, Michael Abella Jr., Alex Johnson, Brian Ousley. Nays - 0. Motion Carried.

Finance Committee.....Mrs. Hanek:

Patricia Hanek moved to approve the formal reports dated October 15 and October 26, 2015 as written, seconded by Alex Johnson. Roll Call - Ayes - 7, Patricia Hanek, Anthony Capretta, David Coleman, Vincent Carl, Michael Abella Jr., Alex Johnson, Brian Ousley. Nays - 0. Motion Carried.

Safety & Environment.....Mr. Johnson:

Mr. Johnson had no report this evening.

Planning & Zoning Committee.....Mr. Abella:

Mr. Abella had no report tonight.

Parks, Recreation & Community Committee.....Mr. Coleman:

Mr. Coleman had no report tonight.

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

Mr. Capretta had no report tonight.

OTHER BOARDS AND COMMISSIONS: VINCENT CARL MOVED TO APPROVE THE COMMITTEE-OF-THE-WHOLE MEETING MINUTES DATED OCTOBER 26, 2015 AS WRITTEN, SECONDED BY PATRICIA HANEK. ROLL CALL - AYES - 7, PATRICIA HANEK, ANTHONY CAPRETTA, DAVID COLEMAN, VINCENT CARL, MICHAEL ABELLA JR., ALEX JOHNSON, BRIAN OUSLEY. NAYS - 0. MOTION CARRIED.

Committee of the Whole Meeting Minutes 102615:

PETITIONS FROM THE PUBLIC ON LEGISLATION : THERE WAS NONE.

READING OF LEGISLATION AND ACTION ON LEGISLATION:

3RD READING(S)

RES. NO. 88-15 - A resolution to renew existing agreement with the Medina County Public Defender Commission to provide Defense Counsel for indigent defendants in Medina Municipal Court for municipal code violations from January 1, 2016 through December 31, 2016 - **3rd Reading** (Committee-of-the-Whole, *Administration/ Kenneth Fisher*):

RES. NO. 88-15 - Vincent Carl moved to adopt, seconded by Brian Ousley. Roll Call - Ayes - 7, Patricia Hanek,

Anthony Capretta, David Coleman, Vincent Carl, Michael Abella Jr., Alex Johnson, Brian Ousley. Nays - 0. Motion Carried.

Mr. Fisher advised this resolution complied with the legal requirement the City had to provide defense for indigents in the Medina Municipal Court. The rate would be \$100 for a non-jury trial per assigned counsel and \$125 for jury trial per assigned counsel. This was a very rate for the City. This was through the Medina County Public Defenders' Commission that has agreed to this fair rate of compensation for the services they provided.

RES. NO. 92-15 - A resolution authorizing the City Manager to enter into a grant agreement with Lowbrow Customs, LLC - **3rd Reading** (Economic Development Committee, *Administration/Grant Aungst*):

RES. NO. 92-15 - Vincent Carl moved to adopt, seconded by Anthony Capretta. Roll Call - Ayes - 7, Patricia Hanek, Anthony Capretta, David Coleman, Vincent Carl, Michael Abella Jr., Alex Johnson, Brian Ousley. Nays - 0. Motion Carried.

Mr. Fisher summarized that under the terms of the grant, the company Lobrow Customs must purchase commercial real estate in the City and commence operation by January 1, 2016. The grant was for a period of five years in an amount equal to 10% of the municipal income tax received by the City for each \$100,000 of annual payroll in excessive of \$700,000. Again, 10% would be refunded to the City of what was collected beyond the \$700,000 threshold. It was to be paid from non-tax revenues. If they did not maintain a minimum annual pay roll of \$700,000 for ten years the grant fund shall be immediately repaid.

2ND READING(S)

RES. NO. 91-15 - An emergency resolution declaring the intention of the City of Brunswick to provide municipal services to a 1.4562 acre parcel of land (PPN 001-02B-07-021) on North Carpenter Road - **2nd Reading** (Committee-of-the-Whole, *Administration/Ken Fisher*):

RES. NO. 91-15 - Vincent Carl moved to suspend the rules, seconded by David Coleman. Roll Call - Ayes - 7, Patricia Hanek, Anthony Capretta, David Coleman, Vincent Carl, Michael Abella Jr., Alex Johnson, Brian Ousley. Nays - 0. Motion Carried.

Mr. Fisher noted the resolution expressed the intention of the City of Brunswick to provide municipal services to the 1.4562 acre parcel on North Carpenter. The resolution must be filed with the Medina County Commissioners 20 days before the December 15, 2015 hearing date. Therefore, it should be passed on emergency tonight.

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

ORD. NO. 93-15 - An emergency ordinance to adopt the annual appropriation budget for expenditures of the City of Brunswick for the year beginning January 1, 2016 and ending December 31, 2016 - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*):

ORD. NO. 93-15 - Mrs. Hanek move this ordinance to third reading.

ORD. NO 95-15 - An emergency Ordinance amending Section 1 of Ordinance No.107-14 to provide for a revised allocation of municipal income tax receipts during the period from January 1, 2016 through December 31, 2016 - **2nd Reading** (Finance Committee, *Administration/Todd Fischer*):

ORD. NO. 95-15 - Mrs. Hanek moved this ordinance to a third reading.

1ST READING(S)

RES. NO. 99-15 - A resolution permitting the City Administration to sell, through public internet auctions, personal property, including motor vehicles, acquired for the use of municipal officers and departments, and road machinery, equipment, tools, or supplies, which are not needed for public use, or are obsolete or unfit for the use for which it was acquired - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Julie Murawski*):

RES. NO. 99-15 - Mr. Carl moved this resolution to a second reading.

RES. NO. #100-15 - An emergency resolution authorizing the City Manager to renew the agreement with My Office Products for the provision of office supplies for a period of one (1) year from January 1, 2016 through December 31, 2016 - **1st Reading** (To be brought from Committee of the Whole. *Administration/Julie Murawski*):

RES. NO. 100-15 - Mr. Carl moved this resolution to a second reading.

CITY MANAGER'S REPORT: MR. BALES WAS NOT PRESENT AT TONIGHT'S MEETING.

ADMINISTRATIVE DEPARTMENTS MR. FISCHER ADVISED HIS DEPARTMENT WAS ATTEMPTING TO DETERMINE HOW TO APPROACH THE AFFORDABLE CARE ACT REPORTING AND THE RELATED IRS FORMS. THEY HAD TO REPORT FOR ALL FULL-TIME EMPLOYEES OF THE CITY AND IT WAS QUITE AN ELABORATE REPORTING REQUIREMENT. THEY WERE ALSO WORKING ON GETTING THEIR SPECIAL ASSESSMENTS FILED WITH THE COUNTY TO BE PLACED ON THE 2016 TAX DUPLICATE. HE WAS WORKING ON REVISING AND UPDATING THE REVENUE ESTIMATES FOR THE 2016 BUDGET DOCUMENT AS MORE AND MORE INFORMATION BECAME AVAILABLE. HE WILL PRESENT AT THE FIRST MEETING IN DECEMBER THE LAST AND FINAL 2015 BUDGET AMENDMENTS. ONE WILL BE RELATING TO A GRANT WHICH THE CITY RECEIVED RELATING TO THE HEROINE INITIATIVE TASK FORCE. THE CITY WAS REIMBURSED SOME PAYROLL THAT THE POLICE DEPARTMENT INCURRED.

OPEN FORUM : WEST MECHLER OF 3714 BRAMBLEWOOD DRIVE - MR. MECHLER WAS PRESENT TONIGHT AS THE VOICE OF THE SENIOR CITIZENS. A NEW CONTRACT WAS BEING LOOKED AT FOR THE SENIOR SERVICES. HE STATED SINCE JULIANN HAS RETIRED MANY PEOPLE THOUGHT THAT THEY DID NOT HAVE A VOICE ANY LONGER FOR THE SENIORS. THE NEW CONTRACT BEING CONSIDERED WOULD GET BACK TO HAVING SOMEONE AT THE RECREATION CENTER THAT THE SENIORS COULD TALK TO IF THEY NEEDED SOMEONE. HE ASKED COUNCIL TO KEEP THIS MIND. ALSO, BRINGING THE OFFICE FOR OLDER ADULTS IN NOT ONLY BROUGHT THE SOCIAL PART IN, BUT THE OFFICE FOR OLDER ADULTS KNEW WHAT PEOPLE NEEDED TO QUALIFY FOR DIFFERENT SERVICES. THEY KNEW WHO THE PROVIDERS WERE FOR DIFFERENT SERVICES IN MEDINA COUNTY. IT WAS IMPORTANT TO HAVE THAT PIECE FOR SENIOR SERVICES INVOLVED.

ON ANOTHER NOTE, HE REMINDED EVERYONE THAT ON WEDNESDAY AT 11:00 A.M. THERE WILL BE A VETERANS' DAY SERVICE AT CITY HALL. HE ENDED BY WISHING EVERYONE A GOOD EVENING.

UNFINISHED BUSINESS: THERE WAS NONE.

NEW BUSINESS

Motion to reschedule the Monday, December 28, 2015 Council Meeting to Monday, December 21, 2015 due to the holidays:

Vincent Carl moved to reschedule the Monday, December 29, 2015 Council Meeting to Monday, December 21, 2015 due to the holidays, seconded by David Coleman. Roll Call - Ayes - 7, Patricia Hanek, Anthony Capretta, David Coleman, Vincent Carl, Michael Abella Jr., Alex Johnson, Brian Ousley. Nays - 0. Motion Carried.

ADJOURNMENT: VINCENT CARL MOVED TO ADJOURN, SECONDED BY ANTHONY CAPRETTA. ROLL CALL - AYES - 7, PATRICIA HANEK, ANTHONY CAPRETTA, DAVID COLEMAN, VINCENT CARL, MICHAEL ABELLA JR., ALEX JOHNSON, BRIAN OUSLEY. NAYS - 0. MOTION CARRIED.

MAYOR FALCONI TOOK A MINUTE TO WELCOME COUNCILMAN-ELECT HANEK WHO WAS IN THE AUDIENCE TODAY. HE ALSO THANKED THE VOTERS FOR PASSING THE NINE OUT OF NINE CHARTER REVIEW CHANGES. HE WORKED WITH THE PEOPLE FROM THE COMMITTEE OVER THE LAST FEW MONTHS AND THEIR WORK HAS PAID OFF.

THERE BEING NO FURTHER BUSINESS, THE MEETING ADJOURNED AT 8:00 P.M.

Respectfully submitted,

Barbara J. Ortiz, CMC

Clerk of Council

Mayor Ron Falconi

Adopted

ECONOMIC DEVELOPMENT

October 19, 2015

IN ATTENDANCE: Chairman Vincent Carl, Committee Member Patricia Hanek, Committee Member Anthony Capretta, Community & Economic Development Director Grant Aungst, Michael Abella Jr., Brian Ousley, City Manager/Safety Director Anthony Bales, Law Director Kenneth Fisher, Engineer Matt Jones, Streets Superintendent Ryan Lutz, Council Clerk Barbara Ortiz, News Media.

The meeting convened at 6:05 p.m.

REVIEW LEGISLATION:

RES. NO. 92-15 – A resolution authorizing the City Manager to enter into a grant agreement with Lowbrow Customs, LLC

Mr. Aungst advised Lowbrow Customs is looking to move to Brunswick the business currently resides in the City of Medina. Lowbrow is a custom distributor and designer of motorcycle parts, they will be bringing approximately 12 to 14 current employees, and they are looking to add additional employees once they get to Brunswick.

Mr. Aungst indicated Lowbrow was looking to acquire a building and make improvements immediately.

Mr. Capretta moved this resolution to tonight's Council Agenda of October 19, 2015 for three readings.
Vote – 3 Ayes, 0 Nays.

Mr. Fisher acknowledged Mr. Aungst for all the work he did on this.

GENERAL DISCUSSION:

Mr. Aungst advised the Economic Development Department along with the Building Department, and Planning are starting the Lean Process training followed by the grant writing process; he advised they were working with Tri-C.

Also, Mr. Aungst advised the Brunswick Auto Mart Subaru dealership is moving along well, he thanked the Panteck Dealership Group for calling Brunswick their home.

Harbor Woods of Brunswick the new senior living facility west of City Hall is on Council's agenda this evening for consideration. They are looking to build a 10 million dollar senior apartment complex; it has already been through Planning Commission, and Mr. Aungst commented it will be a nice boost to the economy and a wonderful place for people to live.

Mr. Aungst advised he continues to meet with business owners, managers, and stakeholders within the community, additionally he has been attending the Medina County Economic Development board meetings, and one of the topics they are involved with is the Made in Medina County program which is taking place November 6, at the Medina County Fairgrounds.

Mr. Aungst addressed letter to the editor about the Planning Commission turning down a Cracker Barrel, and he indicated the City has not been approached by Cracker Barrel directly or through any of their

agents. The City was not aware of any interest they may have had or currently have, however if they would like to come and talk the City is more than happy to have a conversation with them. He reiterated the City has not had any discussions nor have they turned down a Cracker Barrel in the City of Brunswick.

The Committee commented on the other locations of Cracker Barrel restaurants and recent closings, Mr. Capretta thought they should be contacted, and Mr. Aungst indicated he would reach out.

Mr. Capretta asked about the number of units that are going to be in the senior living apartments.

To that, Mr. Aungst indicated 127 units and it will be known as Harbor Woods of Brunswick.

ADJOURNMENT:

There being no further business, Mrs. Hanek moved to adjourn at 6:12 p.m. Vote – 3 Ayes, 0 Nays.

Respectfully submitted,

A handwritten signature in cursive script that reads "Vincent Carl".

Vincent Carl
Chairman

FINANCE COMMITTEE MEETING

October 19, 2015

IN ATTENDANCE: Chairwoman Patricia Hanek, Committee Member Vincent Carl, Committee Member Michael Abella Jr., Finance Director Todd Fischer, Anthony Capretta, Brian Ousley, City Manager Anthony Bales, Law Director Kenneth Fisher, Engineer Matt Jones, Law Director Kenneth Fisher, Street Superintendent Ryan Lutz, Chief Jim Baird, Council Clerk Barbara Ortiz, News Media.

The meeting convened at 6:15 p.m.

REVIEW LEGISLATION:

RES. NO. 89-15 – An emergency resolution accepting the amounts and rates as determined by the budget commission and authorizing the necessary tax levies and certifying them to the County Auditor

Mr. Fischer advised every year the City has to certify the tax rates to the County Auditor so the taxes due to the City can be put on the tax bills and in order to do that the City has to let them know the authorized rates that the City will be charging; that is what this ordinance does.

Mr. Fischer advised there were no new tax rates however it does include the road levy and the county auditor notified the City of an estimate of \$787,500 would be generated next year. Mr. Fischer also explained inside millage.

Mr. Abella moved this resolution to tonight's Council Agenda of October 19, 2015 as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

RES. NO. 94-15 – A resolution authorizing the City Manager to enter into a one-year contract to engage James G. Zupka, CPA, Inc., to audit the City of Brunswick for the fiscal year ending December 31, 2015, and declaring an emergency

Mr. Fischer explained the State Auditors Office has the right to audit any local government and they have allowed the City to seek an outside independent public accounting firm to do the City's audit. The State allows using an outside accounting firm for ten years, and this is the 9th year the City is using an outside firm.

Mr. Fischer advised the quote received is for \$26,964.00, there is a contingent for \$3,780.00 if the City spends more than \$750,000.00 in federal expenditures, however he did not expect that to occur. Mr. Fischer noted in years prior to him arriving the City was paying up to \$56,000.00 for audit costs.

Mr. Carl moved this resolution to tonight's Council Agenda of October 19, 2015 as an emergency with suspension of the rules. Vote – 3 Ayes, 0 Nays.

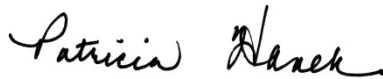
GENERAL DISCUSSION:

Mr. Fischer will be presenting the two pieces of legislation that were discussed at the budget meeting to the next Committee of the Whole meeting. Also, the financial statements for the month of September are available.

ADJOURNMENT:

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

Respectfully submitted,

A handwritten signature in black ink that reads "Patricia Hanek". The signature is written in a cursive, flowing style.

Patricia Hanek
Chairwoman

PARKS, RECREATION & COMMUNITY COMMITTEE

November 2, 2015

IN ATTENDANCE: Chairman David Coleman, Committee Member Alex Johnson, Parks & Recreation Director John Piepsny, Laura Toth, Wess Mechler.

The meeting convened at 6:31 p.m.

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

MOTION TO ALLOW THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH MEDINA COUNTY OFFICE FOR OLDER ADULTS TO ORGANIZE AND OPERATE SENIOR SERVICES FOR THE CITY OF BRUNSWICK:

Mr. Piepsny advised the Administration was authorized by Council to request proposals; the proposals were due on October 13, and three proposals were received.

Mr. Piepsny provided background information; back in 2010 Council approved an (ERI) Early Retirement Incentive program where upon retirement the positions were not filled. With the retirement of the senior coordinator for the recreation center at that time through the ERI program there was no one to run the senior services. At the time two private businesses in the City responded to an RFP; KHM Travel, and Pearlview. KHM Travel runs senior trips, and Pearlview oversees the operations of the senior services. Additionally, KHM Travel prints the Senior Tattler brochure without charge to the City.

The recent request for proposals went out and three proposals were received; a proposal from KHM Travel for handling the travel services, and Pearlview to continue doing the operations for the next three years. Additionally, an RFP was received from the Office for Older Adults. Mr. Piepsny noted this was a unique situation and he thinks the Office for Older Adults would be able to provide better services for the seniors, and he was looking to make a change.

Mr. Piepsny noted in the proposal from the Office for Older Adults they indicated they will hire a part time staff employee that will be located at the recreation center five days a week four hours a day. That individual will handle all the trip registrations, programs, and be the senior administrator for the recreation center. He mentioned office space will have to be created for that person at the recreation center. Mr. Piepsny commented since the original RFP was done the seniors have missed having a contact person at the recreation center. Also, the Office for Older Adults gets grant money to offer programs throughout the county, and this will bring a focus into Brunswick.

Mr. Piepsny advised the difference is the financial aspect for the onsite administrator; the proposed cost is \$19,000 for the first year and \$18,000 each year after; the RFP is for a three year contract.

Mr. Piepsny advised he spoke with the finance director in relation to the costs; and for the service the City would be getting it was thought to be a good deal, it is something the seniors need and want.

Mr. Piepsny commented on the other two proposals, he advised the City has had a great relationship with both KHM Travel and Pearlview; they both have done a phenomenal job. He pointed out originally when the City entered into the agreement with KHM Travel in 2010 a staff member was provided at the recreation center however that faded through time after the first year.

At this time Mr. Piepsny introduced Laura Toth; Director for the Office for Older Adults.

Ms. Toth advised she is a Brunswick resident and she is invested in the people in Brunswick. The Office for Older Adults is already in the City two days a week providing meals to seniors at the recreation center, and they want to expand their other programs and services in cooperation with the City of Brunswick, and to have somebody there daily as a go to person. She also brought up transit and noted anyone 60 years and older taking the transit loop is free through the Office for Older Adults, and that had nothing to do with getting the RFP or not.

Ms. Toth advised this would be a streamlining of services that they were already providing if they get the RFP. There would be an individual at the recreation center from 9am to 1pm every day to work with the seniors during prime time.

Mr. Johnson asked Wess Mechler who was in the audience and had a lot of interaction with the seniors at the recreation center if there was an area that needed to be improved.

Mr. Mechler advised the seniors have no place to voice their opinions, and the senior meetings only happen one out of three times, and the programs were getting stale. He was not saying that Pearlview has not done a good job, however they were remote from the recreation center and their primary business is running a nursing home facility, and the seniors would like someone on site.

Mr. Johnson asked if this was leading to building a senior center.

In response to that Mr. Piepsny noted this was basically for the operations of the programs and trip services, and as Ms. Toth indicated the Office for Older Adults is already in the recreation center doing meals two days a week. Also, he noted the Office for Older Adults have different programs that what are already being offered by the current providers so there will be opportunity for bigger events.

Mr. Piepsny reiterated the two businesses in there now have done a very good job, and as mentioned by Mr. Mechler their primary business is not to be the senior coordinator at the Brunswick Recreation Center, but they stepped in when the City was having a challenging need and they did it for free. He has had a conversation with Pearlview and they indicated even if the Office for Older Adults are awarded the RFP Pearlview still has an interest to be involved. Mr. Piepsny indicated this has nothing to do with building an actual senior center.

Mr. Johnson asked about the total cost over the three year period.

Mr. Piepsny advised that cost to be \$55,000 for the three years, he reiterated the first year was going to be \$19,000 to get started and \$18,000 the remaining two years.

It was noted by Ms. Toth that the Office for Older Adults will be working with Pearlview and KHM Travel and also with the seniors of Brunswick to find out what they want so they can all work together.

Mr. Johnson also asked how Council was going to know what the Office for Older Adults will be doing.

Mr. Piepsny advised if one of the proposals was approved by Council an agreement would be written up and it could include Council getting an update. Mr. Piepsny indicated he would be the one overseeing the agreement once it is entered into as far as the operations at the recreation center and he would be working hands on with Ms. Toth for a smooth transition.

Mr. Coleman asked about the comparisons between the three RFP's, and how the Office for Older Adults compared to Pearlview and KHM Travel.

To that, Mr. Piepsny advised the Office for Older Adults offer similar trips however they offer more trips throughout the year. It was mentioned by Mr. Piepsny there were a number of trips canceled this past year due to a lack of registrations. The gambling trips were well attended however there was less interest in the multi day trips. Mr. Piepsny indicated the Office for Older Adults has more programs and services to offer. He noted what has been lacking the most for the past five years was having a pinpoint person at the recreation center that the seniors could talk to and answer their questions.

Mr. Coleman asked how it was going to be funded.

In response, Mr. Piepsny advised in talking with the finance director he was advised the money would not be coming from the recreation center budget, but rather the general fund, however he would prefer having Mr. Fischer discuss the financing with Council.

Mr. Johnson moved to allow the City Manager to enter into an agreement with Medina County Office for Older Adults to organize and operate senior services for the City of Brunswick to be discussed at Committee of the Whole November 9, 2015. Vote – 2 Ayes, 0 Nays.

A MOTION TO ALLOW THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH TOTALLY TONED, LLC AND GETTING FIT, LLC, FOR THE BENEFIT OF PERSONAL TRAINING SERVICES FOR THE CITY OF BRUNSWICK COMMUNITY RECREATION AND FITNESS CENTER

Mr. Piepsny advised currently two training companies are offering training services at the recreation center; Totally Toned and Getting Fit. Request for Proposals were advertised and closed on October 13 and the two proposals received were from Totally Toned and Getting Fit.

Totally Toned turned in a proposal that will pay the recreation center \$675.00 monthly or \$3.00 per training session whichever was greater per month, and Getting Fit turned in a proposal for \$625.00 per month. He advised both companies were doing a really good job at the recreation center, and Mr. Piepsny did not see any downside to awarding the contracts to both since it is providing services to the members, and all the trainers are certified.

Mr. Johnson asked about someone else wanting to move in, and to that Mr. Piepsny indicated no one else submitted an RFP.

Mr. Johnson wanted to know about the advertising process.

Mr. Piepsny indicated all the proposals were advertised fully by what is required by law.

Mr. Coleman asked if one of the companies offered more training than the other.

In response, Mr. Piepsny stated Totally Toned currently does more, their trainers are available during the recreation center hours seven days a week, whereas, Getting Fit is one individual that is not available seven days a week, however Mr. Piepsny indicated there is an audience for both companies.

Mr. Coleman asked if there was an issue if the City goes with both since each company submitted their own RFP with two different prices.

Mr. Piepsny advised that is something that would have to be run by the City's legal counsel, Mr. Piepsny asked that question and they companies indicated they had no issues. Mr. Piepsny noted that was something the law director could cover at the Committee of the Whole meeting.

Mr. Johnson moved to allow the City Manager to enter into an agreement with Totally Toned, LLC and Getting Fit, LLC for the benefit of personal training services for the City of Brunswick Community Recreation and Fitness Center to the Committee of the Whole meeting November 9, 2015. Vote – 2 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mr. Piepsny brought up the lease agreement with BYS; they entered into a ten year lease a couple of years ago, and since that time they have put a lot of money into fields and improvements more than what the City could have done. He noted BYS was looking to get a longer term lease, they have potential major sponsorships, and to lock into those they need a longer lease. Mr. Piepsny was looking to have this discussion in the future.

Mr. Johnson mentioned that earlier in the year there was some discussion about the small number of fields in the City and how much of them are basically useless, he wanted to know if there has been any thought as to how the City can consolidate some of those fields. He noted there are parks and fields not being used and are costing the City a lot of money to upkeep.

Mr. Piepsny replied there were conversations where the law director ruled if Council had an interest in potentially selling a small park or vacant piece of land there would be the possibility and it would have to go out to auction. Little Lindon was mentioned and Mr. Piepsny noted it is a small grassy area between a housing development that the City takes care of. Since it is not for recreation the land would have to go through the auction process.

Mr. Piepsny mentioned the vacant land being considered to be utilized for Kid City, and some other areas of land are being considered to be utilized for other opportunities.

Mr. Coleman noted the 2016 budget included the bridge for North Park off Magnolia, he asked if that was going to happen next year.

To that, Mr. Piepsny indicated if Council approves that budget the Administration will go out to bid, the budgeted amount is \$60,000. Mr. Piepsny would like to see the same type of bridge that is at Brunswick Lake carried over to North Park for the Magnolia Bridge.

Both Mr. Coleman and Mr. Piepsny indicated a lot of neighborhood residents utilize the bridge, and without it, it adds an extra walking mile.

Mr. Coleman noted the residents have been asking for the bridge for quite some time, a couple of years ago however another emergency came up to take care of instead of the bridge, so he will be happy to see it get done.

ADJOURNMENT:

There being no further business, Mr. Johnson moved to adjourn at 7:06 p.m. Vote – 2 Ayes, 0 Nays.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'DC', followed by a horizontal line extending to the right.

Dave Coleman
Chairman

COMMITTEE OF THE WHOLE MEETING

October 19, 2015

IN ATTENDANCE: Vice Mayor Vince Carl, Patricia Hanek, Brian Ousley, Michael Abella Jr., Dave Coleman, Alex Johnson, Anthony Capretta, City Manager Anthony Bales, Mayor Ron Falconi, Law Director Kenneth Fisher, Chief Jim Baird, Finance Director Todd Fischer, Community & Economic Development Director Grant Aungst, Street Superintendent Ryan Lutz, Engineer Matt Jones, Peter Kirk, Wess Mechler, Brian Nowak, Council Clerk Barbara Ortiz, News Media.

The meeting convened at 6:30 p.m.

Due to a technical difficulty these minutes were not transcribed from a recording with the exception of the discussion and motion for the BTA bid/proposals, and the motion to go into Executive Session.

DISCUSSION ON THE JEDD:

Mayor Falconi advised the copy of the proposed JEDD provided to Council was the most recent version.

Mayor Falconi advised discussion will take place at the next Committee of the Whole meeting giving Council a chance to look over the proposal.

MOTION FOR THE CITY MANAGER/SAFETY DIRECTOR TO AUTHORIZE THE PURCHASE OF FOUR (4) NEW GARAGE DOORS FROM BARCOL DOOR OF CLEVELAND FOR THE SERVICE DEPARTMENT GARAGE:

The cost for the doors is \$23,055.00; a portion will be paid for by left over funds from a NOPEC grant.

Mr. Ousley moved to authorize the City Manager/Safety Director to purchase four (4) new garage doors from Barcol Door of Cleveland for the Service Department garage. Vote – 7Ayes, 0 Nays.

MOTION TO APPROVE FEMA BLUE CARD TRAINING GRANT FUNDS:

Mr. Johnson moved to approve the FEMA Blue Card training grant funds. Vote – 7 Ayes, 0 Nays.

MOTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PURCHASE AGREEMENT WITH BRUNSWICK AUTO MART FOR A 2016 PATRIOT SPORT 4X4 FOR THE BUILDING DEPARTMENT AT A COST NOT TO EXCEED \$23,500.00:

Mr. Capretta moved to authorize the City Manager to enter into a purchase agreement with Brunswick Auto Mart for a 2016 Patriot Sport 4x4 for the Building Department at a cost not to exceed \$23,500.00. Vote – 7 Ayes, 0 Nays.

MOTION TO APPROVE THE BRUNSWICK SENIOR LIVING APARTMENT COMPLEX DETAILED SITE PLAN (NOW KNOWN AS HARBOR WOODS OF BRUNSWICK LOCATED AT 4241 CENTER ROAD) PURSUANT TO SECTION 1278.03 (f) OF THE ZONING CODE:

Mr. Carl advised this was a \$10 million dollar project and he thought it was important to add this motion to tonight's agenda so they can get started and break ground. It was also brought up that it was a non-subsidized apartment complex.

Mrs. Hanek moved to approve the Brunswick Senior Living Apartment Complex detailed site plan (now known as Harbor Woods of Brunswick, located at 4241 Center Road) pursuant to Section 1278.03(f) of the Zoning Code. Vote – 7 Ayes, 0 Nays.

REVIEW LEGISLATION:

RES. NO. 87-15 – An emergency resolution supporting the Anti-Drug Renewal Levy for Medina County Drug Abuse Commission on the November 3, 2015 ballot

Mr. Coleman moved this resolution to tonight's Council Agenda of October 19, 2015 as an emergency with suspension of the rules. Vote – 7 Ayes, 0 Nays.

RES. NO. 88-15 – A resolution to renew existing agreement with the Medina County Public Defender Commission to provide Defense Counsel for indigent defendants in Medina Municipal Court for municipal code violations from January 1, 2016 through December 31, 2016

Mr. Coleman moved this resolution to tonight's Council Agenda of October 19, 2015 for three readings. Vote – 7 Ayes, 0 Nays.

GENERAL DISCUSSION:

There was none.

At this time the meeting moved to the Council Chambers for discussion and motion to obtain bids/proposals for BTA services.

MOTION TO AUTHORIZE THE CITY ADMINISTRATION TO OBTAIN BIDS/PROPOSALS FOR BTA SERVICES:

With recent accusations that City Council was been having private meetings without public input, Mr. Carl announced this portion of the meeting was being held in the Council Chambers so the residents can see and hear the motion.

Mr. Carl advised this motion is to authorize the City Administration to obtain bids for the BTA services, at this time Mr. Carl asked Mr. Lutz to speak.

Mr. Lutz explained since the Administration feels a contract with Medina County for a merger may not be ready by January 1; the Administration was requesting to go out to bid.

Mr. Fisher explained City Council has approved on a limited basis to negotiate with Medina County with the understanding that an agreement if any would have to be completely presented and discussed publically and voted on. Mr. Fisher noted the problem is that the existing contract with Medina County Public Transit expires December 31, 2015. With the anticipation the discussions would not be concluded one way or another by the end of the year and therefore in an abundance of caution the law department is requesting the Administration obtain bid proposals for Brunswick Transit services. He reiterated the

existing contract expires at the end of the year and the City has to have something in place, once the proposals are received City Council can then determine how to proceed.

Mr. Coleman asked Mr. Fisher if the proposals that are being requested are based on the same guidelines as to what was currently there.

Mr. Fisher addressed Mr. Coleman, he noted whether or not there is a negotiated agreement reached with Medina County, the City has to extend the contract because it was expiring before anything can be considered and put in place. Separately from the discussion going on with the county; the City needs to extend the existing contract and the way to do that is with a Request for Proposal (RFP). He noted the criteria would be similar to what is in place now, and he would rely on the Administration in terms of what the requirements would be, and it would be something similar as to what is in place now for the next calendar year 2016. Again, Mr. Fisher reiterated as of January 1, 2016 there is no contract and no authority to extend it, and out of fairness Mr. Fisher wants to have a process before Council makes a determination on how to extend it and with whom.

Mr. Carl recapped that the City was going out for bids since the process of negotiations will probably not be done prior to the contract expiring. So the City will go out for bids for the BTA to continue the service.

Mr. Fisher advised nothing has been predetermined whether negotiations will result in an agreement or not with the county again with the existing agreement going to expire December 31, 2015, it is necessary to put a new agreement in place separate from any discussions with the county as it relates to a merger, and that was the basis of tonight's motion, to allow the Administration to go out for Request for Proposals for Brunswick Transit Services in calendar year 2016.

Mr. Ousley moved to authorize the City Administration to obtain bid proposals for BTA Services. Roll Call – Ayes – 7, Mr. Capretta, Mr. Johnson, Mr. Coleman, Mr. Carl, Mrs. Hanek, Mr. Ousley, Mr. Abella. Nays – 0. Motion Carried. (The roll call vote was taken after the conclusion of discussion.)

Prior to the vote Mr. Ousley commented that everyone has been asking for a bid process, and that is what this motion is for, there will be a bid process now, also the negotiations with MCPT will continue, but there will be a bid process after this motion is passed.

Mr. Carl interjected this is a new bid and an open bid process.

Don Stask -Resident - Mr. Stask wanted to know where the bids were going to be advertised, in the past the only place they were advertised was in the *Medina Gazette*. The bids should be advertised in locations other than Medina and he mentioned Akron, Youngstown, and Cleveland.

Mr. Fisher explained the bid process; he advised both the City code and Ohio law is followed and pay to advertise in a newspaper of general circulation within the City which the *Medina Gazette* meets the definition. He advised the City does not advertise in the *Columbus Dispatch*, *Toledo Blade*, or *Cincinnati Enquirer*. Mr. Fisher reiterated the City does not advertise out of the City nor does it pay for advertisement out of the City. However, Mr. Fisher stated if there is a vendor that requests a bid package a package will be sent and make it available to any vendor that expresses any interest to the City. Separate from the advertisement there is the ongoing process where interested vendors can contact the

City regardless of how they found out about the Request for Proposal, and the bid package will be made available to them.

Mr. Fisher did not understand the point being made by Mr. Stask, he stated by advertising in Cincinnati was not going to help here in the City of Brunswick, and that was beyond what the law requires.

Mr. Stask brought up Black Hawk in Ashtabula was looking for the BTA, and they have no way of knowing about it.

To that, Mr. Fisher noted if that was the case the City will send a package to them.

Mr. Stask stated there was nobody in Medina that will bid on the program as long as Medina County is involved.

Mr. Fisher advised the City does not advertise in Ashtabula or outside the City because the code in Ohio Law does not require it. However, if Black Hawk out of Ashtabula is interested the City will certainly make the bid package available to them. He noted that Mr. Stask was pre assuming by putting an advertisement in an Ashtabula paper that the company will learn about it.

Mr. Stask indicated he was not pre assuming anything; he just saying to make it make it available to other companies.

Mr. Fisher advised the City was making it available, it is being discussed in public, and if Mr. Stask knows of any interested companies to encourage them to contact the City, and the City will be glad to make the bid package available to them.

Mr. Stask did not know why he should do that when the City has the availability and funds to advertise in the papers. He stated by advertising in the Medina County Gazette, the City should just give the buses to Mike Salamone, because the City was not giving anybody a fair shake including the people in the audience.

Mr. Fisher advised if there is a list of transit companies in or out of the state the City will make the bid package available to them. He also noted the City wants an inclusive process and if there is a list of transportation companies in the state or out of state the City will make the bid package available to them.

Mr. Stask interjected providing they know about it; the City has to advertise the bid package. He stated the City's main goal should be providing public transportation that is affordable and reliable, and that is what the people want, and he commented without going outside of Medina the City is not going to get it, and it will be the same problems.

Mr. Bales indicated this bid is not for the final decision; he also concurred with Mr. Fisher that it did not make sense to advertise it all around the state. If Council decides to merge with the county the bid would become mute, if they decide not to go with the county then the City will advertise for an official bid for a multiple year contract, then the Administration can consider where to place that advertisement.

Being no further discussion a roll call vote was taken.

EXECUTIVE SESSION:

Mr. Ousley moved to go into Executive Session for the purpose to discuss the sale/purchase of property, and the appointment, employment, dismissal, discipline, demotion or compensation of a public employee, seconded by Mr. Coleman. Roll Call – Ayes – 7, Mr. Carl, Mr. Coleman, Mr. Abella, Mr. Capretta, Mr. Johnson, Mrs. Hanek, Mr. Ousley. Nays – 0. Motion Carried.

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

ADJOURNMENT:

There being no further business, Mr. Johnson moved to adjourn the Committee of the Whole meeting at 7:32 p.m. Vote – 7 Ayes, 0 Nays.

Respectfully submitted,

Valerie Zak

Valerie Zak
Assistant Clerk of Council

COMMITTEE OF THE WHOLE MEETING

November 9, 2015

IN ATTENDANCE: Vice Mayor Vince Carl, David Coleman, Patricia Hanek, Brian Ousley, Michael Abella Jr., Anthony Capretta, Alex Johnson, Mayor Ron Falconi, Cable Manager Jeff Neidert, Law Director Kenneth Fisher, Parks & Recreation Director John Piepsny, Administrative Services Julie Murawski, Engineer Matt Jones, Finance Director Todd Fischer, Nick Hanek, Laura Toth, Kimberly Corrigan, Council Clerk Barbara Ortiz, Residents, News Media.

The meeting convened at 6:40 p.m.

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

Mr. Abella was seated at 6:52 p.m.

MOTION TO ALLOW THE CITY MANAGER TO ENTER INTO A ONE (1) YEAR CONTRACT WITH MEDICAL MUTUAL SERVICES/FLEX SAVE FOR THE ADMINISTERING OF OUR FLEXIBLE SPENDING PROGRAM FOR THE YEAR 2016:

Mrs. Murawski advised the union contracts require that the City provide flexible spending as an option to employees; noting participation is up to the employee. The City pays for the monthly administration fee which is \$55.00 per month.

The Administration requests Council pass a motion to allow the City to enter into an agreement with Medical Mutual Health Services for providing of flex spending.

Mrs. Hanek moved to allow the City Manager to enter into a one (1) year contract with Medical Mutual Services/Flex Save for the administering of our flexible spending program for the year 2016. Vote – 6 Ayes, 0 Nays.

MOTION TO ALLOW THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH MEDINA COUNTY OFFICE FOR OLDER ADULTS TO ORGANIZE AND OPERATE SENIOR SERVICES FOR THE CITY OF BRUNSWICK:

Mr. Piepsny advised Council gave approval to go out for Request for Proposals (RFP) since the current contracts were expiring. The Requests for Proposals were opened October 13, and the recommendation of the Administrations was to move forward with the Office for Older Adults. He advised is has been five years since the City entered into a partnerships with Pearlview and KHM Travel, and they both have done a wonderful job. Mr. Piepsny mentioned prior to 2010 there was a senior coordinator position at the recreation center however with the early retirement

program that position went away, and two businesses stepped in at a time of need when there were no other choices. They took over the organization planning, and the senior tattler newsletter.

However, what has been missing is having someone on site for the seniors, and this RFP would allow one staff member from the Office for Older Adults to be on site five days a week up to four hours a day, but it does come at a cost.

Mr. Piepsny explained the three RFP received; one from Pearlview to handle the operations of the senior services, one from KHM Travel to handle the trip planning, and the third from the Office for Older Adults. He explained there is no cost to the RFP from Pearlview or KHM Travel; they are private businesses donating their time for the senior services. However, with the Office for Older Adults there is a cost; \$19,000 for the first year and \$18,000 for the next two years, for a total of \$55,000.00 for the three year contract for the staff person to be on site for 20 hours a week.

Mr. Piepsny mentioned the two private businesses still want to continue working with the Office for Older Adults.

Mr. Fisher commented on the three year contract with the Office for Older Adults, he asked about going one year at a time for the appropriation standpoint to see if it works out.

Laura Toth – Office for Older Adults – Ms. Toth indicated she would be interested and willing to enter into a year to year contract.

Mr. Fischer would recommend a budget amendment and legislation to subsidize this through the general fund instead of being funded through the rec center.

Mr. Johnson noted he spoke with Ms. Corrigan and she would like to continue working with the seniors.

Kimberly Corrigan of Pearlview – Ms. Corrigan commented that she enjoys working with the seniors and wants to do what is best for them in the City of Brunswick; she will support whatever is decided on. She noted it is not revenue generating for them it is strictly a give back to the community. She thinks it will be nice to have representation on a daily basis and that is not something she could afford to do, but it was something they would be interested in looking at if there was a financial incentive to do it. Ms. Corrigan noted moving forward she would like to see Pearlview actively involved and maintain an active role and a leadership role moving forward.

Mr. Ousley commented this has been in the hands of Pearlview for the past few years and they have done it for nothing, and now Council has to make a decision whether or not to go with the Office for Older Adults at a cost, or continue to do it for free.

Mr. Carl noted the cost comes from having someone at the rec center, and he has heard from the seniors about having someone at the rec center.

Mr. Ousley understood about having someone at the rec center; however it is now going to cost the City whereas it was zero dollars before. Mr. Ousley concurred with the recommendation from the law director about the one year contract to see if it does work, and that everyone is working hand in hand.

Ms. Corrigan did not know the opportunity existed for the possibility of funding; it was her understanding that the early retirement positions were not refillable, and that is why Pearlview did the public private partnership. She stated the City of Brunswick should be proud of themselves it was the only known public private partnership that exists, and it is recognized in the State of Ohio by the Department of Aging, which has talked about it as being unique, and Ms. Corrigan was sad to see that go. However, she stated the seniors do deserve somebody at the recreation center.

Ms. Corrigan asked if the newsletter was going to be continued through KHM Travel, or if the Office for Older Adults were taking over that.

Mr. Piepsny noted the Office for Older Adults would be taking over the newsletter, although he mentioned he has a meeting with KHM Travel.

Mr. Carl asked if Mr. Piepsny would like Council to hold off on making a decision until he has all the details.

Mr. Carl noted the one party did not know there was a position they could have filled.

Mr. Ousley asked if it was stressed to get this done as soon as possible, and to that Mr. Piepsny noted the contracts expire at the end of this year.

Mr. Fisher interjected that his thought would be to have a one year contract that can be renewable twice and state the consideration in the proposal, and figure out a way for everyone to work together. It appears that there is a benefit to the City having someone on site.

As previously mentioned all three partners need to work for the seniors.

Mrs. Hanek moved to allow the City Manager to enter into an agreement with Medina County Office for Older Adults to organize and operate the senior services for the City of Brunswick for a term of one year with two one year renewals. Vote – 6 Ayes, 0 Nays.

A MOTION TO ALLOW THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH TOTALLY TONED, LLC, AND GETTING FIT, LLC, FOR THE BENEFIT OF PERSONAL TRAINING SERVICES FOR THE CITY OF BRUNSWICK COMMUNITY RECREATION AND FITNESS CENTER:

Mr. Piepsny explained currently the City has contracts with both Totally Toned and Getting Fit for personal training services, both contracts will expire at the end of the year. Request for Proposals (RFP) were opened on October 13, two were received; Totally Toned, and Getting Fit, and the Administration would like to award both contracts again.

Mr. Piepsny noted the RFP submitted by Getting Fit met the minimum requirement of \$625.00 a month and Totally Toned submitted an RFP for \$675.00 a month or \$3.00 per training session whichever is greater on a monthly basis.

The recommendation is to enter into an agreement with both with the understanding to make it fair and consistent they both are being asked to pay the same rate of \$625.00 a month, since they are both providing the same services.

Mayor Falconi mentioned he has received calls and emails about Getting Fit and getting them involved; he was sure many residents will be happy.

Mr. Coleman asked if there is an issue with allowing both businesses in, with one paying more than the other.

Mr. Fisher commented it was not a legal issue, but it makes sense to have both responders to provide the personal training services and keep the monthly charge the same.

Mr. Johnson brought up a discussion from the Parks, Recreation, and Community committee meeting; if there would be a way if another company wanted to come in next year and provide services. It was noted the contract is for three years, however it was noted by Mr. Fisher it was up to Council if they wanted to limit the contract to one year.

Mr. Coleman moved to allow the City Manager to enter into an agreement with Totally Toned LLC, and Getting Fit LLC for the benefit of personal training services for the City of Brunswick Community Recreation and Fitness Center for a period of three years. Vote – 6 Ayes, 0 Nays.

MOTION TO APPOINT SPECIAL COUNSEL FOR PERSONNEL PURPOSES:

Mr. Carl commented there was a conflict with the law director; therefore special counsel has to be hired.

Mr. Capretta moved to appoint special counsel for personnel purposes. Vote – 6 Ayes, 0 Nays.

REVIEW LEGISLATION:

RES. NO. 99-15 – A resolution permitting the City Administration to sell, through public internet auctions, personal property, including motor vehicles, acquired for the use of municipal officers and departments, and road machinery, equipment, tools, or supplies, which are not needed for public use, or are obsolete or unfit for the use for which it was acquired

Mrs. Murawski advised in order for the City to dispose of any obsolete or items that are no longer of any value to the City through the internet process it is a requirement for Council to adopt annual legislation to make that happen. The legislation permits to sell on E-Bay for the one year period of 2016 to dispose of obsolete or unfit items.

Mr. Ousley asked if there was a list of items.

Mrs. Murawski advised it was not used for smaller items, this legislation allows the Administration to dispose of an item through this process.

It was noted by Mr. Carl it was not an auction, the legislation allows items to be put on the internet.

Mr. Fisher explained approximately five years ago the Ohio Legislature adopted the statute that allows political subdivisions to have an internet auction as opposed to advertising items; it is used on an as needed basis and saves the City money. He noted this was the enabling ordinance consistent with the state statute.

Mr. Ousley moved this resolution to tonight's Council Agenda of November 9, 2015 for three readings. Vote – 6 Ayes, 0 Nays.

RES. NO. 100-15 – An emergency resolution authorizing the City manager to renew the agreement with My Office Products for the provision of office supplies for a period of one (1) year from January 1, 2016 through December 31, 2016

Mrs. Murawski advised this legislation allows the City to exercise the last one year option with My Office Products to provide office supplies. There have been no complaints and the supplies are of good quality.

Mr. Ousley moved this resolution to tonight's Council Agenda of November 9, 2015 as an emergency for three readings. Vote – 6 Ayes, 0 Nays.

GENERAL DISCUSSION:

Mrs. Hanek noted the City Manager was not here this evening, she asked if someone would be giving a report on his behalf.

Mr. Fisher was told there was going to be an e mail sent explaining why the City Manager was not here tonight.

Mrs. Hanek advised Council was not formally informed.

Mr. Carl indicated he was informed.

Mr. Fisher interjected if it is a medical related issue it should be discussed privately, Mr. Carl indicated it was.

Mr. Fisher indicated there would be no report tonight unless Council wants a report from the Law Department he will give one.

EXECUTIVE SESSION:

Mr. Capretta moved to go into Executive Session for the purpose of discussing pending litigation and to discuss the appointment, employment, dismissal, discipline, demotion or compensation of a public employee, seconded by Mr. Johnson. Roll Call – Ayes 7– Mr. Carl, Mr. Coleman, Mr. Abella, Mr. Capretta, Mr. Johnson, Mrs. Hanek, Mr. Ousley. Nays – 0. Motion Carried.

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

ADJOURNMENT:

There being no further business, Mr. Coleman moved to adjourn Committee of the Whole at 7:35 p.m. Vote – 7 Ayes, 0 Nays.

Respectfully submitted,



Valerie Zak
Assistant Clerk of Council

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 11/23/2015

TO: Vice Mayor Vince Carl and Members of City Council

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

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 93-15** - An emergency ordinance to adopt the annual appropriation budget for expenditures of the City of Brunswick for the year beginning January 1, 2016 and ending December 31, 2016 - **3rd Reading** (Finance Committee, *Administration/Todd Fischer*)

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

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

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

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

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

RECOMMENDED ACTION:

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

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

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

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

**ADDITIONAL
INFORMATION:**

See Exhibit A.

CITY OF BRUNSWICK, OHIO

ORDINANCE NUMBER 93-15



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

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

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

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

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

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

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

SECTION 2: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare, and for the further reason that Ohio law prescribes time limitations on the adoption and certification of the 2016 Operating and Capital Budget. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes.

PASSED: 1st Reading _____
2nd Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

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

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

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

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

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

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 11/23/2015

TO: Vice Mayor Vince Carl and Members of City Council

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

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO 95-15** - An emergency Ordinance amending Section 1 of Ordinance No.107-14 to provide for a revised allocation of municipal income tax receipts during the period from January 1, 2016 through December 31, 2016 - **3rd Reading** (Finance Committee, *Administration/Todd Fischer*)

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

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

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

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

IMPLEMENTATION SCHEDULE:

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

FINANCIAL

INFORMATION:

FINANCIAL

SUMMARY:

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

RECOMMENDED

ACTION:

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

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

ADDITIONAL

INFORMATION:

None.

CITY OF BRUNSWICK, OHIO

ORDINANCE NUMBER 95-15



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

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

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

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

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

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

CITY OF BRUNSWICK, OHIO

ORDINANCE NUMBER 95-15



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

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

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

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

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

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

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

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

ADOPTED:

CITY OF BRUNSWICK, OHIO
ORDINANCE NUMBER 95-15



_____ AYES _____ NAYS _____

ATTEST:

Clerk of Council
Barbara J. Ortiz, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 11/23/2015

TO: Vice Mayor Vince Carl and Members of City Council

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

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 99-15** - A resolution permitting the City Administration to sell, through public internet auctions, personal property, including motor vehicles, acquired for the use of municipal officers and departments, and road machinery, equipment, tools, or supplies, which are not needed for public use, or are obsolete or unfit for the use for which it was acquired - **2nd Reading** (Committee-of-the-Whole, *Administration/Julie Murawski*)

BACKGROUND: For the past several years we have utilized the internet auction for sale of personal property of the City of Brunswick. City Council is required to adopt an annual resolution permitting the City to utilize the internet auction provisions of O.R.C. Section 721.15.

PURPOSE AND EXPLANATION: In order to allow the City Administration to sell, through public internet auctions, personal property, including motor vehicles acquired for the use of municipal offices and departments, and road machinery, equipment, tools, or supplies, which are not needed for public use, or are obsolete or unfit for the use for which it was acquired, legislation must be adopted by City Council annually.

IMPLEMENTATION SCHEDULE: The legislation would be effective for the year 2016.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: If the City were to use this avenue to sell obsolete or unfit personal property, we would realize an amount of income.

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. 99-15

BY: Committee-of-the-Whole

A RESOLUTION PERMITTING THE CITY ADMINISTRATION TO SELL, THROUGH PUBLIC INTERNET AUCTIONS, PERSONAL PROPERTY, INCLUDING MOTOR VEHICLES ACQUIRED FOR THE USE OF MUNICIPAL OFFICERS AND DEPARTMENTS, AND ROAD MACHINERY, EQUIPMENT, TOOLS, OR SUPPLIES, WHICH ARE NOT NEEDED FOR PUBLIC USE, OR ARE OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED FOR THE YEAR 2016.

WHEREAS: Ohio Revised Code Section 721.15 permits municipalities to sell obsolete/unfit items by internet auction; and

WHEREAS: An annual Resolution adopted by City Council is required to permit the City to utilize the internet auction provision of ORC Section 721.15.

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

SECTION 1: That this Council hereby permits the City Administration to utilize the internet auction for the sale of personal property, including motor vehicles acquired for the use of municipal officers and departments, and road machinery, equipment, tools, or supplies, which are not needed for public use, or are obsolete or unfit for the use for which it was acquired for the year 2016.

SECTION 2: That the Clerk of Council shall cause notice of the adoption of this resolution to be published, in a newspaper of general circulation in the City, of the City's intent to sell unneeded, obsolete or unfit municipal personal property by internet auction. The notice shall include a summary of the information provided in this Resolution and shall be published at least two (2) times. The second and any subsequent notice shall be published not less than ten (10) nor more than twenty (20) days after the previous notice.

SECTION 3: That the Clerk of Council shall cause a notice to be posted continually throughout the calendar year in a conspicuous place in the offices of the Clerk of Council and the City Council and shall cause said notice to be posted continuously throughout the year on the City website.

SECTION 4: That the City shall conduct the internet auction via eBay (or other similar bidding site as long as notice is given) using the parameters provided by the

auction site. Minimum price or reserve may be set, but is not required by law.

SECTION 5: That bidding shall continue for no less than fifteen (15) days, including Saturdays, Sundays and legal holidays, and shall be set for each item as noted on the internet auction site.

SECTION 6: That all terms and conditions of sale, including but not limited to pick-up and delivery, method of payment, sales tax, complete descriptions and/or pictures of the items, shall be specified for each item on the internet auction site.

SECTION 7: That the highest bidder upon the close of the open bidding period will be deemed to be the successful bidder of the internet auction. Upon the close of the auction, the City shall remit an invoice to the successful bidder for the amount of the bid. The successful bidder shall remit the entire payment within ten days of receipt of the invoice. Acceptable forms of payment include cashier's check, certified check, or money order. Other payment arrangements may be made by the City where circumstances warrant. Payment options such as on-line payment systems and PayPal or similar services are acceptable payment options. Notwithstanding the foregoing, all payment options are subject to the approval of the City's Finance Director.

SECTION 8: That all communication with the successful bidder shall occur in writing. Arrangements and costs associated with delivery to the successful bidder shall be the sole responsibility of the successful bidder. Risk of loss will be transferred to the successful bidder upon the tendering of the goods to the shipping company chosen by the successful bidder.

SECTION 9: That all items shall be sold without warranty in "AS IS" condition. All advertisements, listings, and notices shall be subject to the following language:

"The City of Brunswick, its officers, employers and agents offer this item for sale "AS IS" without any warranty or condition, express, implied or statutory. The City of Brunswick, its officers, employers and agents, specifically disclaim any implied warranties of title, merchantability, fitness for a particular purpose and non-infringement."

SECTION 10: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 11: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1ST reading _____

2ND reading _____

3RD reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Barbara J. Ortiz, CMC

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 11/23/2015

TO: Vice Mayor Vince Carl and Members of City Council

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

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 100-15** - An emergency resolution authorizing the City Manager to renew the agreement with My Office Products for the provision of office supplies for a period of one (1) year from January 1, 2016 through December 31, 2016 - **2nd Reading** (Committee of the Whole. *Administration/Julie Murawski*)

BACKGROUND: We are currently in a one year contract with My Office Products for office supplies. This contract has one remaining one (1) year renewal option. We are asking Council to authorize the renewal option.

PURPOSE AND EXPLANATION: My Office Products of 807 S. Broadway, Akron, Ohio has been providing us with office supplies through their contract that was effective January 1, 2014. There have not been any issues with their products and service.

IMPLEMENTATION SCHEDULE: The current contract expires on December 31, 2015. We ask that Council authorize the renewal option of a one (1) year contract from January 1, 2016 to December 31, 2016.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: Each department is charged with their office supply expense while remaining within their budgets. Appropriations are legally established by Council legislative action. Each Department is required to live within those established appropriations as outlined in ORC Section 5705.38 (C).

RECOMMENDED ACTION:

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

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

There is sufficient time to read the legislation three times. However, if we wait the thirty (30) days after the last reading, the contract would not be effective until January 6, 2016.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 100-15

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO RENEW THE AGREEMENT WITH MY OFFICE PRODUCTS FOR THE PROVISION OF OFFICE SUPPLIES FOR A PERIOD OF ONE (1) YEAR FROM JANUARY 1, 2016 THROUGH DECEMBER 31, 2016.

WHEREAS: Upon compliance with public bidding requirements, on November 25, 2013, City Council adopted Resolution No. 96-13 authorizing the City Manager to enter into a one (1) year agreement with My Office Products, the lowest and best bidder, for the provision of office supplies in an amount not to exceed submitted bid prices with two (2) one (1) year renewal options;

WHEREAS: On December 8, 2014, City Council adopted Resolution No. 104-14 exercising the first renewal option with My Office Products from January 1, 2015 through December 31, 2015 in an amount not to exceed submitted bid prices; and

WHEREAS: The City wishes to exercise its second and final renewal option with My Office Products from January 1, 2016 through December 31, 2016 in an amount not to exceed submitted bid prices.

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 renew the Agreement with My Office Products for the provision of office supplies in an amount not to exceed submitted bid prices.

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 emergency passage is necessary to ensure that the renewal of the Agreement with My Office Products is effective as of January 1, 2016. Therefore the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

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

ADOPTED: _____ AYES _____ NAYS _____

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

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 101-15

BY: Committee-of-the-Whole

A RESOLUTION URGING CONTRIBUTIONS TO LOCAL FOOD BANKS.

WHEREAS: Local food banks play an important role in the community by assisting those in need; and

WHEREAS: The supply levels at local food banks are depleted after the holiday season and are typically at their lowest levels in January.

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

SECTION 1: This Council hereby urges contributions to local food banks to help alleviate shortages in supply levels.

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 _____

RULES SUSPENDED: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Barbara J. Ortiz, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 11/23/2015

TO: Vice Mayor Vince Carl and Members of City Council

FROM: Anthony J. Bales, City Manager
Pat McNamara, Director

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 102-15** - An emergency resolution authorizing the City Manager to enter into an agreement with MCPT to provide transit services for one calendar year, from January 1, 2016 until December 31, 2016 - **1st Reading** (To be brought from Committee-of-the-Whole, Administration/ Pat McNamara)

BACKGROUND: Seeking a one-year contract to provide transit services for the Brunswick Transit Alternative (BTA) while a potential merger with Medina County Public Transit is considered further.

PURPOSE AND EXPLANATION: The City received one bid from Medina County Public Transit.

IMPLEMENTATION SCHEDULE: Contract would begin January 1, 2016 and terminate on December 31, 2016.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: The current contract proposal includes an increase to \$26.48 per hour of service. This is an approximate increase of 18% over the existing contract, based on 7300 hours of annual service.

RECOMMENDED ACTION:

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

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

Enter into an agreement with Medina County Transit for the one-year period from January 1, 2016 through December 31, 2016. Recommend suspension of the rules and emergency action in order to have the contract in place before January 1, 2016.

**ADDITIONAL
INFORMATION:**

1
CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 102-15

BY: Committee-of-the-Whole

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH MEDINA COUNTY PUBLIC TRANSIT FOR PROVISION OF BRUNSWICK TRANSIT ALTERNATIVE SERVICES FROM JANUARY 1, 2016 THROUGH DECEMBER 31, 2016.

WHEREAS: On November 10, 2015, the City received one (1) proposal for the provision of Brunswick Transit Alternative services from Medina County Public Transit per the Request for Proposals as authorized by this Council; and

WHEREAS: The current agreement with Medina County Public Transit for the provision of Brunswick Transit Alternative services is set to expire on December 31, 2015.

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

SECTION 1: That the City Manager is authorized and directed, upon approval of the Law Director, to enter into an Agreement with Medina County Public Transit for the provision of Brunswick Transit Alternative services from January 1, 2016 through December 31, 2016.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare, and safety and for the additional reason to continue the provision of Brunswick Transit Alternative services without delay. Therefore the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

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

ADOPTED: _____ AYES _____ NAYS _____

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

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 11/23/2015

TO: Vice Mayor Vince Carl and Members of City Council

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

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 103-15** - An emergency resolution requesting an advance release of property tax revenue funds from the Medina County Treasurer collected for the benefit of the City of Brunswick... (To be brought from Finance Committee, *Administration/Todd Fischer*)

BACKGROUND: Each year the City of Brunswick requests an advance release of the maximum amount allowed by law of property taxes collected by the Treasurer. This request is for the 2016 collection year.

PURPOSE AND EXPLANATION: To allow the City to maximize the interest to be earned on available monies and improve the cash flows of the City. If the City did not execute this legislation then Medina County would be able to reap the interest and cash flow benefits from this "available" City money.

IMPLEMENTATION SCHEDULE: Emergency and Suspension of the rules on 1st reading - November 23, 2015.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: The total financial impact of this legislation is determined by a few variables that cannot be measured at this time. However, the impact of this legislation is positive for the City of Brunswick as it will allow for the City to obtain financial resources earlier than what it would be if it was not passed. This legislation merely changes the timing of when property tax money is received thus allowing for better interest earning potential and improving cash flows. The actual amount of each advancement of property taxes received and the actual interest rates available when the advancements are received cannot be measured or determined at the time this legislation is presented.

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?

Recommendation for passage as an emergency with suspension of the rules on November 23, 2015 to allow for timely filing of paperwork with Medina County Auditor's Office. The emergency and suspension of the rules is deemed necessary in order for the City to be prepared and allow it to receive its property tax revenues in advance of the semi-annual settlement and maximize its interest revenue potential. The needed paperwork will be distributed by the Medina County Auditor's Office sometime in the next several weeks and must be filed shortly thereafter along with this Resolution to receive the property taxes in advance of the normal settlement times defined by law.

**ADDITIONAL
INFORMATION:**



CITY OF BRUNSWICK, OHIO
RESOLUTION NUMBER 103-15

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

AN EMERGENCY RESOLUTION REQUESTING AN ADVANCED RELEASE OF PROPERTY TAX REVENUE FUNDS FROM THE MEDINA COUNTY TREASURER COLLECTED FOR THE BENEFIT OF THE CITY OF BRUNSWICK

WHEREAS: The City Council of the City of Brunswick wishes to receive advance release of property tax revenues collected by the Medina Country Treasurer for the benefit of the City of Brunswick.

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY RESOLVES:

SECTION 1: That the City of Brunswick hereby requests advance release payment of the maximum amount allowed by law from the taxes collected for the benefit of said City credited to the General, Police Pension (Police Fund), and Road Levy Funds of said City, said release payment to be made from prior years, but not collected until 2016 on any and all levies pertaining to the City of Brunswick.

SECTION 2: That it is found and determined that all formal actions of the Council concerning and relating to the adoption of this Resolution were conducted in an open meeting of the Council and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 3: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is necessary to provide for the City of Brunswick, the necessary funds for the operation of the City; wherefore, this Resolution shall be in full force and effect immediately after its passage by the required number of votes; otherwise, the earliest time permitted by law.

PASSED: 1st Reading ____
 2nd Reading ____



CITY OF BRUNSWICK, OHIO
RESOLUTION NUMBER 103-15

RULES SUSPENDED:

AYES _NAYS

ADOPTED: _____

AYES _NAYS

ATTEST: _____

Clerk of Council
Barbara J. Ortiz, CMC