

BRUNSWICK CITY COMMITTEE-OF-THE-WHOLE

Agenda OCTOBER 9, 2017 6:40 PM

1. Discussion Items
 - (a) Superintendent Mike Mayell to speak about the upcoming school bond issue.
An emergency resolution in support of Issue 17, a 1.3-Mill Bond Issue for the Brunswick City School District
 - (b) Discussion of the Comprehensive Plan;
2. Motion Items
 - (a) A motion to withdraw resolution 68-17 and resolution 69-17 that was originally approved by City Council for the purchase of Ford F55 Dump Cab and Chassis and the truck dump body.
3. Review Legislation
 - (a) **RES. NO. 92-17** - An emergency resolution in support of Issue 17, a 1.3-Mill Bond Issue for the Brunswick City School District - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Carl DeForest*)
 - (b) **RES. NO. 94-17** - An emergency resolution declaring the intention of the City of Brunswick to provide municipal services to a 5.5515 acre parcel of land (PPN 001-02D-02-006) on Center Road - **1st Reading** (To be brought from Committee-of-the-Whole, *Revision of Res. No. 84-17, Administration/Ken Fisher*)
4. General Discussion
5. Adjournment

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. _____

BY:

AN EMERGENCY RESOLUTION IN SUPPORT OF ISSUE 17, A 1.3-MILL
BOND ISSUE FOR THE BRUNSWICK CITY SCHOOL DISTRICT.

WHEREAS: Issue 17 is a 1.3-mill bond issue for the Brunswick City School District to build a new Middle School on District owned property located behind Edwards and Visintainer Middle Schools, which bond issue will be considered at the November 7, 2017 general election.

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

SECTION 1: This Council does hereby declare its support for Issue 17, a 1.3-mill bond issue for the Brunswick City School District as further detailed in the Fact Sheet attached hereto as Exhibit "A" and incorporated herein by reference.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare, and safety and for the additional reason that this Resolution be in effect prior to the November 7, 2017 election. Therefore, the same shall be in full force from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Barbara J. Ortiz, CMC

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 10/09/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Carl S. DeForest

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 92-17** - An emergency resolution in support of Issue17, a 1.3-Mill Bond Issue for the Brunswick City School District - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Carl DeForest*)

BACKGROUND: Council wishes to support the Brunswick City School District's Issue 17, a 1.3-mill bond issue on the November 7, 2017 ballot.

PURPOSE AND EXPLANATION: To support the Brunswick City School District's Issue 17, a 1.3 Mill Bond Issue to build a new Middle School on District owned property located behind Edwards and Visintainer Middle Schools on the November 7 general election.

IMPLEMENTATION SCHEDULE:

Recommended to adopt as an emergency with suspension of the rules.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

Adopt with suspension of the rules as an emergency due to the urgency of the November 7, 2017 ballot issue.

ADDITIONAL

INFORMATION:

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. _____

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PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Barbara J. Ortiz, CMC

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 92-17

BY: Committee-of-the-Whole

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PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Barbara J. Ortiz, CMC

THE CITY OF BRUNSWICK
PROPOSED LEGISLATION



DATE: 10/09/2017

TO: Vice Mayor Patricia Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Ken Fisher

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 94-17** - An emergency resolution declaring the intention of the City of Brunswick to provide municipal services to a 5.5515 acre parcel of land (PPN 001-02D-02-006) on Center Road - **1st Reading** (To be brought from Committee-of-the-Whole, *Revision of Res. No. 84-17, Administration/Ken Fisher*)

BACKGROUND: This is a revision of Resolution No. 84-17 to provide services to a 5.5515 acre parcel of land. The Parcel Number is 001-02D-02-006).

PURPOSE AND EXPLANATION: It is necessary for the City to declare the intent to provide municipal services to property in the process of being annexed into the City from Brunswick Hills Township.

IMPLEMENTATION SCHEDULE: Adopted as an emergency with suspension of the rules on October 9, 2017.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Recommended to adopt as an emergency with the suspension of the rules on October 9, 2017. It is necessary to be filed with the Medina County Commissioners' Office 20 days before November 14, 2017.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NUMBER _____

BY:

**AN EMERGENCY RESOLUTION DECLARING THE INTENTION OF THE
CITY OF BRUNSWICK TO PROVIDE MUNICIPAL SERVICES TO A 5.5515
ACRE PARCEL OF LAND (PPN 001-02D-02-006) ON CENTER ROAD.**

WHEREAS: The City of Brunswick has been notified that a Petition for Regular Annexation on Application of Owner was presented to the Medina County Commissioners requesting a parcel of land be annexed from Brunswick Hills Township to the City of Brunswick, and

WHEREAS: The City of Brunswick does not object to this Petition.

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY RESOLVES:

SECTION 1: The Council for the City of Brunswick hereby declares that, should the Medina County Commissioners grant the annexation of 5.5515 acres of land on Center Road (PPN 001-02D-02-006), the City of Brunswick will provide police protection, fire prevention/suppression, EMS service, and any and all other services rendered to residents of the City of Brunswick. Additionally, the City of Brunswick will support any application to the Cleveland Division of Water for connection to the water system for the provision of water services to the property and to the Medina County Sanitary Engineer for connection to the sanitary sewer system, subject to payment of any and all applicable costs and fees.

SECTION 2: That the Council of the City of Brunswick hereby urges the County to undertake a careful and deliberate study of all matters presented in the Petition for Regular Annexation on Application of Owner, as attached hereto as Exhibit "A", and to approve the proposed annexation of such property to the City of Brunswick.

SECTION 3: This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety, welfare, and providing for the usual daily operation of a municipality, and for the further reason that the approved legislation must be filed with the Medina County Commissioners' Office twenty (20) days before the November 14, 2017 hearing date. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz

EBPC, LLC
Commercial Real Estate

September 15, 2017

Ms. Barbara Ortiz
Clerk of Council
Brunswick City Hall
4095 Center Road
Brunswick, OH 44212

RE.: Annexation of property into City of Brunswick

Dear Ms. Ortiz:

EBPC, LLC, owner of 5.5 acres located in Brunswick Hills Township, on the South side of Center Road (S.R. 303) by Maxwell Blvd./Hadcock Road, has filed a petition for Annexation into the City of Brunswick, Medina County, with the Medina County Commissioners on Thursday, September 14th, 2017 at 2:05 pm.

A Public Hearing on the Annexation is scheduled for Tuesday, November 14th, 2017 at 10:30 am in the Hearing Room of the Medina County Commissioners, 144 N. Broadway, Medina, OH 44256. The Petition for Annexation is available for inspection at the Offices of the Medina County Commissioners, 144 N. Broadway, Medina, OH 44256 or at the offices of the Agent, 9701 Brookpark Road, Parma, OH 44129, where any and all interested parties may review the complete Petition.

A copy of the map of the territory proposed for annexation as well a copy of the petition are attached to this letter.

Any owner who has signed the petition may remove their signature by filing a written notice of withdrawal with the Clerk of the Board of Commissioners within 21 days after receipt of this notice.

If you have any questions or comments, please do not hesitate to contact us.

Very truly yours,

GOUDREAU MANAGEMENT CORP.
Managing Agent for EBPC, LLC



G. J. GOUDREAU

Attachments

CENTERLINE
S.R. 303 AS
ESTABLISHED BY
STATE OF OHIO

CENTER ROAD (S.R. 303, S.H. 689 ~ WIDTH VARIES)

P.N. 003-188-44-115
WEC 98C-26 LLC
DOC. NO. 1999OR005190
ADDRESS: 3871, 3875 and
3881 CENTER ROAD

MAILING ADDRESS:
ATTENTION: RTE AD CORP #4953
P.O. BOX 8431
HARRISBURG, PA 17105

P.N. 003-188-44-101
HADCOCK PROPERTIES INCORPORATED
DOC. NO. 000401000956

ADDRESS: 3839, 3841, 3843,
3849, 3851 and 3853 CENTER ROAD

MAILING ADDRESS:
4351 STATE ROAD
PENINSULA, OHIO 44264

HADCOCK
ROAD 60'

PLACE OF
BEGINNING

LOT NO. 5, TRACT 2
LOT NO. 6, TRACT 2

589°26'55"W 444.24 CALC. OBS. MON. to MON.

CITY OF BRUNSWICK

207.40 USED
(SURVEY BOOK 35, PG. 341)

P.N. 003-180-03-088
BRANDIED REALTY COMPANY LLC
DOC. NO. 2007OR031017
11/19/2007
ADDRESS: 3868 and 3872 CENTER ROAD
MAILING ADDRESS:
P.O. BOX 1140
BOYLSTON, MA 01505

CITY OF BRUNSWICK
TOWNSHIP OF
BRUNSWICK HILLS

P.N. 001-02D-02-006

EBPC, LLC
DOC. NO. 2009OR008406
MARCH 30, 2009
ADDRESS: 3864 CENTER ROAD
MAILING ADDRESS:
9701 BROOKPARK ROAD
CLEVELAND, OH 44129

P.N. 003-180-03-079
FAMILY VIDEO MOVIE CLUB, INC.
DOC. NO. 2009OR020444
9/14/2009
ADDRESS: 3840 CENTER ROAD
MAILING ADDRESS:
1022 EAST ADAMS STREET
SPRINGFIELD, IL 62703

LOT NO. 6, TRACT 2
LOT NO. 7, TRACT 2

REC.

MON. to MON.

883.57 OBS.

N00725°30'W

MAXWELL BLVD. (WIDTH VARIES)
(DEDICATION PLAT - DOC. NO. 2002PL000045)

LEGEND:

○	IRON PIN FOUND & USED.
●	5/8" CAPPED "SELEE #3471"
■	IRON PIN SET (30" LONG)
■	IRON PIN MONUMENT
■	FOUND & USED

REGULAR ANNEXATION PLAT

HOWARD R. SELEE & ASSOCIATES, INC.
PROFESSIONAL LAND SURVEYORS
1500 INDEPENDENCE ROAD • SUITE 201 • CLEVELAND, OH 44115 • (216) 441-0200
DECEMBER 27, 2016

SHEET

2

FILE NO. 00018-ANNEX

GRAPHIC SCALE



NORTH

P.N. 003-180-03-087
MERCHANT SQUARE LTD.
DOC. NO. 2007OR028705
10/23/2007
MAILING ADDRESS:
3930 CENTER ROAD
BRUNSWICK, OH 44212

5/8" CAPPED
(#8448) IRON
PIN FD.

5/8" CAPPED
(#8449) IRON
PIN FD.

P.N. 001-02D-02-038
ZACHARY J. and KRISTINE M. WARNER
DOC. NO. 2012OR010427
5/12/2017

PROPERTY and MAILING ADDRESS:
3879 ACORN CR.
BRUNSWICK, OH 44212

OVERALL ANNEXATION
241,825 SQ. FT.
5.5515 ACRES

TOWNSHIP OF BRUNSWICK HILLS

CITY OF BRUNSWICK

BLOCK A

P.N. 003-180-03-047
THE CITY OF BRUNSWICK
DOC. NO. 2007OR034217
12/31/2007

5/8" IRON
PIN MON.
FD. & USED

REGULAR PETITION for Annexation

With Medina County Board of Commissioners

Owners in the Territory	There is a single owner of the property: EBPC, LLC; G. J. Goudreau, Owner. G. J. Goudreau, 9701 Brookpark Road, Cleveland, OH 44129, will act as Agent.
Petition summary and background	The Property Owner to annex the entire parcel PP #01-02D-02-006 consisting of 5.5515 Acres (241,825 sq. ft.) now located in Brunswick Hills Township into the City of Brunswick; The City to grant an ingress/egress and utility easement to the Property Owner from Maxwell Blvd. across the City's Parcel PP# 003-18D-03-080 to the Property Owner's Parcel mentioned above.
Legal Description of Perimeter	Starting at a 5/8 inch iron pin in monument box found at the intersection of the centerlines of Maxwell Boulevard, width varies and Center Road, S.R. 303, width varies; Thence South 89° 26' 55" West, along the said centerline of Center Road, S.R. 303, passing thru the northeasterly corner of Original Lot No. 6, Tract 2, at a distance of 4.90 feet, a total distance of 207.40 feet to the northeasterly corner of land conveyed to the State of Ohio as recorded December 18, 1979 in Official Record Volume 37, Page 964 of the Medina County Records; Thence South 00° 26' 05" East, along the easterly line of land so conveyed to the State of Ohio, a distance of 59.74 feet to a 5/8 inch iron found in the southerly right-of-way line of Center Road, S.R. 303, at the northeasterly corner of land so conveyed to EBPC, LLC, and the PRINCIPAL PLACE of BEGINNING of the premises herein intended to be described; Thence continuing South 00° 26' 05" East, along the easterly line of land so conveyed to EBPC, LLC, passing through a bent 5/8 inch iron found at a distance of 200.15 feet, then passing through a 5/8 inch capped (GUTOSKEY # 7567) iron pin found at a distance of 199.73 feet, then passing through a 5/8 inch capped (GUTOSKEY # 7567) iron pin found at a distance of 200.00 feet and then a distance of 203.82 feet to a 5/8 inch capped (GUTOSKEY # 7567) iron pin found at the southeasterly corner thereof and in the northerly line of land conveyed to the City of Brunswick as recorded December 31, 2007 in Document No. 2007OR034217 of the Medina County Records; Thence South 89° 20' 17" West, along the said northerly line of land so conveyed to the City of Brunswick and the northerly line of land conveyed to Zachary J. Warner and Kristine M. Warner as recorded on June 12, 2017 in Document No. 2017OR010427 of the Medina County Records; Thence a distance of 300.00 feet to a 5/8 inch capped (GUTOSKEY # 7567) iron pin found at an interior corner of land so conveyed to Zachary J. Warner and Kristine M. Warner; Thence North 00° 26' 05" West, along the easterly line of land so conveyed to Zachary J. Warner and Kristine M. Warner, the easterly line of land conveyed to Merchant Square LTD. as recorded on October 23, 2007 in Document No. 2007OR028705 of the Medina County Records and the easterly line of land conveyed to Branded Realty Company LLC as recorded on November 19, 2007 in Doc No. 2007OR031017 of the Medina County Records; Thence a distance of 809.18 feet to a 5/8 inch iron pin found at the northeasterly corner of land so conveyed to Branded Realty Company LLC, and the southwesterly corner of land so conveyed to the State of Ohio in the southerly right-of-way line of Center Road, S.R. 303; Thence South 89° 24' 20" East, along the said southerly right-of-way line of Center Road, S.R. 303, a distance of 142.97 feet to a point of curvature therein; Thence continuing easterly along the said southerly right-of-way line of Center Road, S.R. 303, by a curve to the left an arc distance of 157.06 feet to the PRINCIPAL PLACE of BEGINNING, said curve having a radius of 11,504.16 feet, a central angle of 0° 46' 56" and a chord which bears South 89° 48' 23" East, a chord distance of 157.06 feet and containing 5.5515 acres of land, be the same more or less, but subject to all legal highways as surveyed and described, December, 2016 by Howard R. Selee, Registered Surveyor No. 5471 of HOWARD R. SELEE and ASSOCIATES, INC., Professional Land Surveyors.

Action petitioned for	We, the undersigned, request annexation of the property owned by EBPC, LLC, located at 3864 Center Road in Brunswick Hills Township, Ohio, into the City of Brunswick, Ohio
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'WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL ANY ACTION ON THE PETITION TAKEN BY THE BOARD OF COUNTY COMMISSIONERS. THERE ALSO IS NO APPEAL FROM THE BOARD'S DECISION IN THIS MATTER IN LAW OR IN EQUITY"

Printed Name	Signature	Address	Comment	Date
G. J. Goudeau		9701 Brookpark Road, Cleveland, OH	Agent	9/12/2017

CITY OF BRUNSWICK, OHIO
RESOLUTION NUMBER 94-17

BY: Committee-of-the-Whole

**AN EMERGENCY RESOLUTION DECLARING THE INTENTION OF THE
CITY OF BRUNSWICK TO PROVIDE MUNICIPAL SERVICES TO A 5.5515
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PASSED: 1st Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Barb Ortiz