

MAYOR DENNIS HANWELL – STATE OF THE CITY ADDRESS
6:45 PM – IN THE CITY COUNCIL ROTUNDA

CITY OF MEDINA
AGENDA FOR COUNCIL MEETING

September 12, 2022
Medina City Hall – Council Rotunda
7:30 p.m.

Call to Order.

Roll Call.

Reading of minutes. (August 22, 2022)

Reports of standing committees.

Requests for council action.

Reports of municipal officers.

Notices, communications and petitions.

Unfinished business.

Introduction of visitors.

(speakers limited to 5 min.)

Introduction and consideration of ordinances and resolutions.

Motion to suspend the Rules requiring three readings on the following ordinances and resolutions: Res. 155-22, Ord. 156-22, Ord. 157-22, Ord. 158-22, Ord. 159-22, Ord. 160-22, Res. 161-22, Ord. 162-22, Res. 163-22, Ord. 164-22, Ord. 165-22, Ord. 166-22, Ord. 167-22, Ord. 168-22, Ord. 169-22

Res. 155-22

A Resolution authorizing the adoption of the 2022 Comprehensive Plan Update for the City of Medina, Ohio.

Ord. 156-22

An Ordinance establishing a OneOhio Opioid Settlement Fund #153 for the City of Medina.

Ord. 157-22

An Ordinance authorizing the Mayor to advertise for the auction, sale or disposal of city equipment and vehicles no longer in use.

Ord. 158-22

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the South Court Street Curb Replacement Program.

Ord. 159-22

An Ordinance authorizing the Job Creation Grant payments to Carlisle Brake & Friction / Friction Products.

Ord. 160-22

An Ordinance authorizing the Job Creation Grant payments to Sandridge Food Corporation.

Res. 161-22

A Resolution authorizing the Mayor to approve and receive grant assistance from the Ohio Criminal Justice Services Grant for reimbursement for Coronavirus pandemic associated expenses for the Medina Municipal Court.

Ord. 162-22

An Ordinance amending Section 505.11 of Chapter 505 of the Codified Ordinances of the City of Medina authorizing a nuisance abatement initiative for both short-term and long-term control and reduction of the white-tailed deer population in coordination with the Ohio Department of Natural Resources and contiguous, adjoining, pollical subdivisions that opt to adopt a similar plan for nuisance abatement.

Res. 163-22

A Resolution authorizing a loan application with the State of Ohio, Ohio Public Works Commission relative to a water system improvement project.

Ord. 164-22

An Ordinance authorizing the Mayor to enter into an agreement between the Medina County Commissions and the City of Medina, Ohio pertaining to the operation and maintenance of the City's sanitary sewer system.

Ord. 165-22

An Ordinance amending Ordinance No. 120-22, passed June 8, 2022, relative to the contract for the emergency SR 18 waterline extension.

Ord. 166-22

An Ordinance authorizing the purchase of various fitness equipment from Design2Wellness for the Medina Community Recreation Center.

Ord. 167-22

An Ordinance authorizing the expenditure of \$33,660.00 to Fire Safety Services Inc. for the purchase of twelve (12) sets of Turn Out Gear for use by the Fire Department.
(emergency clause requested)

Medina City Council
September 12, 2022

Ord. 168-22

An Ordinance authorizing the payment to C & J Noble Construction for the Private Home Rehabilitation at 172 Normandy Dr., Brunswick, as part of the PY20 CHIP Grant Program.
(emergency clause requested)

Ord. 169-22

An Ordinance amending Ordinance No. 201-21, passed December 13, 2021. (Amendments to 2022 Budget)

Council comments.

Adjournment.

MEDINA CITY COUNCIL
Monday, August 22, 2022

Call to Order:

Medina City Council met in regular session on Monday, August 22, 2022 at Medina City Hall. The meeting was called to order at 7:30 p.m. by Council President John Coyne III who led in the Pledge of Allegiance.

Roll Call:

The roll was called with the following members of Council present J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Also present were the following members of the Administration: Mayor Dennis Hanwell, Greg Huber, Keith Dirham, Nino Piccoli, Patrick Patton, Police Chief Kinney, Fire Chief Walters, Andrew Dutton, Kimberly Marshall, Jansen Wehrley and Dan Gladish.

Minutes:

Mr. Shields moved that the minutes from the regular meeting on Monday, July 11, 2022, as prepared and submitted by the Clerk be approved, seconded by Mr. Simpson. The roll was called and the motion passed by the yeas of R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Reports of Standing Committees:

Finance Committee: Mr. Coyne stated the Finance Committee met prior to this evening's Council meeting and will meet again on September 12th.

Health, Safety & Sanitation Committee: Mr. Simpson had no report.

Public Properties Committee: Mr. Shields had no report.

Special Legislation Committee: Mr. Lamb had no report.

Streets & Sidewalks Committee: Mrs. Haire had no report.

Water & Utilities Committee: Mrs. Hazeltine had no report.

Emerging Technologies Committee: Mr. Rose had no report.

Requests for Council Action:

Finance Committee

- 22-162-8/22 – Resolution to Adopt Update of Comprehensive Plan
- 22-163-8/22 – CHIP Grant Private Rehab – 412 W. Washington St.
- 22-164-8/22 – CHIP Grant Private Rehab – 30 Circle Drive
- 22-165-8/22 – Target of Opportunity Grant Contract – AM Plumbing – BWS
- 22-166-8/22 – Target of Opportunity Grant Contract – Cavalry Mechanical – BWS
- 22-167-8/22 – Transfer – General Fund to Police Fund
- 22-168-8/22 – Budget Amendments
- 22-169-8/22 – Transfer – General Fund to Railroad Fund
- 22-170-8/22 – Transfer – MCRC Operating to MCRC Capital Fund

- 22-171-8/22 – Transfer – General Fund to Parking Fund
- 22-172-8/22 – Advances – General Fund to Airport Funds
- 22-173-8/22 – Advance – Street/Stormwater Fund to Grant Fund (OPWC)
- 22-174-8/22 – Establish New Fund – Special Projects Fund – OneOhio Opioid Settlement Fund
- 22-175-8/22 – JCG Payment – Carlisle Brake /Friction Products
- 22-176-8/22 – Adjustments to Purchase Orders and Budgets due to Fuel Costs
- 22-177-8/22 – Increase Expenditure - Davis Tree Farm – Forestry
- 22-178-8/22 – Amend Planning & Zoning Code, 1137.02 and 1137.04
- 22-179-8/22 – Increase P.O. 22-684 – Epic Aviation
- 22-180-8/22 – Increase P.O. #22-594 – PRADCO – Police Dept.
- 22-181-8/22 – JCG Payment – Sandridge Food Corp.
- 22-182-8/22 – Grant Application – Ohio Criminal Justice Services Grant – Muni Court
- 22-183-8/22 – Approve ARPA Funds for Fire Station 1 HVAC
- 22-184-8/22 – Deer Hunting Program (Lamb)
- 22-185-8/22 – 2022 City Auction
- 22-186-8/22 – Approve ARPA Fund Project – Monarch Carpet One
- 22-187-8/22 – Increase P.O. 22-689 – Kokosing – Service Dept.
- 22-188-8/22 – Bids/Discussion – S. Court Curb Replacement Program
- 22-189-8/22 – Loan Application – Ohio Public Works Commission
- 22-190-8/22 – Agreement w/County to Operate & Maintain City’s Sanitary Sewer System
- 22-191-8/22 – Amend Ord. 120-22 – Emergency SR 18 Water Line Extension
- 22-192-8/22 – Cooperative Purchase – Fitness Equipment, MCRC
- 22-193-8/22 – Purchase – Firefighter Turnout Gear

Reports of Municipal Officers:

Dennis Hanwell, Mayor,

- A. Welcome back to Council after summer recess.
- B. State of City to Council next meeting, September 12th, 2022 and to Greater Medina Chamber of Commerce September 13th, 2022.
- C. Schools- Medina City Schools students and teachers returned August 17th, 2022. Street Dept. freshly painted school zone pavement markings as well as all crosswalks in school areas. Respectfully ask parents/public to watch for children walking to and from school and obey reduced speed limits, 20 MPH, during arrival, departure and when students are out on school properties. Police officers will monitor traffic during arrival and release times as well as stop in periodically throughout the day and walk through school buildings for increased presence and safety of staff and students all school year. Thanks to Chief Kinney for implementing same.

Keith Dirham, Finance Director, stated there are a few items from finance on the agenda, the tax budget and Then and Now he will discuss.

Greg Huber, Law Department, had no report.

Chief Kinney, Police Department, stated as an add on to the mayor’s comments regarding school

Medina City Council
August 22, 2022

being back in session, he wanted to remind everyone that the buses are also back out on the roads and you need to be cognizant of when they are stopped and the stop arm sign is out. We get many complaints from the bus drivers and it is an expensive ticket so just be aware the buses are back out and be careful.

Chief Walters, Fire Department, had no report.

Kimberly Marshall, Economic Development Director, had no report.

Jansen Wehrley, Parks and Recreation Director, as summer comes to an end we have modified hours at the Memorial Park Pool with the last two weekends this coming Saturday and Sunday and the following and will be open from 11:00 a.m. to 6:45 p.m. The splashpads will continue to operate through Labor Day with modified hours at Ray Mellert Park. The splashpad Monday through Friday is on from 5 p.m. to 8 p.m. due to construction and then operating as normal 12 p.m. to 8 p.m. on the weekends.

Dan Gladish, Building Official, had no report.

Nino Piccoli, Service Director, had no report.

Patrick Patton, City Engineer, The Ray Mellert park improvements which is the dog park and the parking lot expansion is under construction and we expect that to be completed within the next 30 days. Next week the concrete street repair program will begin.

Andrew Dutton, stated they received an application for a downtown hotel on South Court Street and this application was heard by the Historic Preservation Board, the Planning Commission and the Board of Zoning Appeals at their last meeting over a week ago. All three Boards and the Commission tabled the application for further discussion based on input at the meeting. As suggestion from the law director, we scheduled a work session with the boards and the developer on September 20th at 6 p.m. here at city hall.

Notices, communications and petitions:

There are none.

Unfinished Business:

There was none.

Introduction of Visitors:

Lance Traves - has owned the building at 239 S. Court Street since 2004, and runs a business called Labyrinth Management Group out of it. Lance feels there is pretty strong opposition associated with the current design and site plan for the proposed Hotel on South Court Street. Received Green Building award for his building due to the sustainable design and aspects that they incorporated while still maintaining the historic character of it. Feels strongly that the vitality of the district is tied to the historic character of the district. Lance feels this current site plan for the hotel and proposal is so far off of what is reasonable for the historic character of the district. The city should

do their own parking study on this because the parking study that was done was totally deficient and bias.

Carol Ericson - resides on Hedgewood Dr. she stated that she is a USA Pickleball Ambassador which is a volunteer position, USA Pickleball is the governing body for pickleball. Asked about the pickleball grant that the city was applying for and recognized that grant fell through but was hearing rumors that the courts at Sam Masi Park and Ken Cleveland Park are not going to be maintained any longer.

Jansen Wehrley stated they have no plan to stop maintaining their existing courts. They recently did a volunteer service project at Ken Cleveland Park with the Pickleball Association providing them with paint, crack filler to work collaboratively with them to actually install an additional court and that is why there are two there now. Sam Masi Park is unable to be renovated any further than cracked sealing and overlaying because we can't get equipment back there due to the size of the baseball field. They have plans in an area identified at Ray Mellert Park for future recreational courts and actually have a budget hearing at the end of the month to discuss that.

Nate Palmer - resides on Burntwood Dr. spoke on the deer issue here in Medina. Has had many issues with just trying to grow a garden in his own backyard for the last three years and it doesn't help that some of his neighbors continue to feed the deer. Something needs to be done.

Safety is being affected just driving trying to drive through the neighborhoods with his children in the car. Lethal methods are not uncommon across the U.S. there is a lot of information about cities that have successfully implemented lethal methods. Spoke on the academic study done about those methods called Managing Whitetail Deer in Suburban Environments. Nate encourages the council to go forward with the lethal solution, the realities are that we have to do something and the lethal is the best option and it can be done safely and effectively and not put the city at risk, it's been done successfully in many, many, other suburban locations across this country.

Skip Baron - resides on 536 N. Broadway St. His home was a historic house that originally was built on the square where the new courthouse is being built. It was moved in 1937 to its current site. Mr. Baron stated he is here to voice his opposition to the design and site plan currently proposed by the developer for the hotel on South Court Street being considered. It's been referred to as the Highway Hotel and he believes that is an accurate reflection of the current design and site plan.

Such a hotel has no place in Medina's public square historic district as the design is totally inconsistent and incompatible with the unique historic character and charm and legacy of the district. It must simply be not allowed to be built in the historic district.

Scott & Jeanie reside at 821 Dogwood Trail sent in a letter read by John Coyne. Residents for over 32 years in the same house, in the past five to six years the deer population and problems have escalated and have become destructive, unmanageable and very costly to the homeowner's property. In our yard alone this year the deer have eaten around 175 hosta plants, 22 potted ferns on our porch, patio and yard along with five large planters of flower. In addition, we

can no longer enjoy and feed the birds because the deer empty the feeder in less than 15 minutes. The deer have no fear of humans and they have a large ravine full of vegetation to eat but they prefer homeowners landscaping. We have tried everything to repel them and have even tried home remedies – nothing works. The deer are not pets, they have no natural predators here. The herd needs to be majorly reduced for safety because it is out of control.

Introduction and Consideration of Ordinances and Resolutions:

Mr. Shields moved to suspend the rules requiring three readings on the following ordinances and resolutions, seconded by Mr. Simpson. Res. 144-22, Res. 145-22, Ord. 146-22, Ord. 147-22, Ord. 148-22, Ord. 149-22, Ord. 150-22, Ord. 151-22, Ord. 152-22, Ord. 153-22, Ord. 154-22. The roll was called and the motion passed with the yea votes of J. Hazeltine, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire. B. Lamb cast a nay vote.

Res. 144-22:

A Resolution authorizing the application and accept reimbursements from the Patrick Leahy Bulletproof BJA Grant for the purchase of bulletproof vests for the Police Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 144-22, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 144-22, seconded by Mr. Simpson. Chief Kinney stated this is their annual Bulletproof Vest Grant through the federal government and the emergency is requested based on the timeline of the grant. The roll was called on adding the emergency clause and was approved by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine. The roll was called and Ordinance/Resolution No. 144-22 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, and B. Lamb.

Res. 145-22:

A Resolution authorizing an Application for Grant Assistance from the State of Ohio, Ohio Public Works Commission relative to Issue 1 and LTIP Program Funding for the replacement of the Medina Street Bridge. Mr. Shields moved for the adoption of Ordinance/Resolution No. 145-22, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 145-22, seconded by Mr. Simpson. Mr. Patton stated this is their annual submission to Ohio Public Works Commission, this year they selected the Medina Street bridge for replacement. The grant is for \$490,000.00 which will pay for a little more than 83% of the total cost of the project. Emergency clause is necessary because the grants are due in early September. The roll was called on adding the emergency clause and was approved by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and P. Rose. The roll was called and Ordinance/Resolution No. 145-22 passed by the yea votes of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, and J. Shields.

Ord. 146-22:

An Ordinance declaring the necessity to appropriate a permanent standard highway easement on a property as set forth in Exhibit "A" for the replacement of the Gates Mills Boulevard Culvert. Mr. Shields moved for the adoption of Ordinance/Resolution No. 146-22, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 146-22, seconded by Mr. Simpson. Mr. Patton stated in order to

complete the Gates Mills Blvd. culvert replacement they needed to acquire three easements, they successfully acquired two of those, the third one they have not yet got an agreement from the property owner. This legislation will allow the law director to pursue that easement. With recent conversations Patrick feels we might not have to go this route. The property owners have agreed in principal, and he would like to just pass this in case they need it. The roll was called on adding the emergency clause and was approved by the yea votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson. The roll was called and Ordinance/Resolution No. 146-22 passed by the yea votes of R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 147-22:

An Ordinance authorizing the increase of the expenditure to Epic Aviation for the purchase of Jet-A-Fuel at the Medina Municipal Airport. Mr. Shields moved for the adoption of Ordinance/Resolution No. 147-22, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 147-22, seconded by Mr. Simpson. Mr. Dirham stated this is due to the increase in fuel prices. This one is for resale fuel. Emergency is due because we have run out of funds to pay for fuel and they need to refill the tank. The roll was called on adding the emergency clause and was approved by the yea votes of J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire. The roll was called and Ordinance/Resolution No. 147-22 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine.

Ord. 148-22:

An Ordinance authorizing the payment to Crouch Enterprises for the Private Home Rehabilitation at 412 West Washington Street as part of the PY20 CHIP Grant Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 148-22, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 148-22, seconded by Mr. Simpson. Mr. Dutton stated this is a CHIP private rehab project in the amount of \$80,000.00 to Crouch Enterprises. Emergency clause is needed in order for the contractor to initiate the project. The roll was called on adding the emergency clause and was approved by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, and B. Lamb. The roll was called and Ordinance/Resolution No. 148-22 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and P. Rose.

Ord. 149-22:

An Ordinance authorizing the payment to Crouch Enterprises for the Private Home Rehabilitation at 30 Circle Drive as part of the PY20 CHIP Grant Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 149-22, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 149-22, seconded by Mr. Simpson. Mr. Dutton stated this is a similar program for \$57,000.00. Emergency clause again is needed to start the project. The roll was called on adding the emergency clause and was approved by the yea votes of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, and J. Shields. The roll was called and Ordinance/Resolution No. 149-22 passed by the yea votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 150-22:

An Ordinance authorizing the payment to AM Plumbing, LLC for the work performed at the Battered Women's Shelter as part of the CDBG – Target of Opportunity Grant. Mr. Shields moved for the adoption of Ordinance/Resolution No. 150-22, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 150-22, seconded by Mr. Simpson. Mr. Dutton stated this is a CDBG Target of Opportunity Grant for \$109,332.00 for plumbing work. Emergency clause is to get the work started. The roll was called on adding the emergency clause and was approved by the yea votes of R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne. The roll was called and Ordinance/Resolution No. 150-22 passed by the yea votes of J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire.

Ord. 151-22:

An Ordinance authorizing the payment to Calvary Mechanical, LLC for the work performed at the Battered Women's Shelter as part of the CDBG – Target of Opportunity Grant. Mr. Shields moved for the adoption of Ordinance/Resolution No. 151-22, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 151-22, seconded by Mr. Simpson. Mr. Dutton stated this is for \$102,066.00 for HVAC work. Emergency clause is needed in order to get the work started. The roll was called on adding the emergency clause and was approved by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine. The roll was called and Ordinance/Resolution No. 151-22 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, and B. Lamb.

Ord. 152-22:

An Ordinance authorizing the Finance Director to make certain fund transfers. Mr. Shields moved for the adoption of Ordinance/Resolution No. 152-22, seconded by Mr. Simpson. Mr. Dirham stated there are four transfers here, one is relative to the grant with the Court and the Police. The second one is for the Railroad Fund and is the city's annual contribution to the operations of the city's railroad. The third is the increase in the contribution to Capital Fund for the Rec Center. The final is the Parking Fund since it doesn't have hardly any revenue so we periodically transfer money from the General Fund to cover the cost that we engage in that fund. The roll was called and Ordinance/Resolution No. 152-22 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and P. Rose.

Ord. 153-22:

An Ordinance amending Ordinance No. 201-21, passed December 13, 2021. (Amendments to 2022 Budget). Mr. Shields moved for the adoption of Ordinance/Resolution No. 153-22, seconded by Mr. Simpson. Mr. Dirham stated there are a lot of budget amendments this meeting and will not go through them individually, they were discussed at Finance. The roll was called and Ordinance/Resolution No. 153-22 passed by the yea votes of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, and J. Shields.

Ord. 154-22:

An Ordinance authorizing the Finance Director to make certain fund advances. Mr. Shields moved for the adoption of Ordinance/Resolution No. 154-22, seconded by Mr. Simpson. Mr.

Dirham stated advances are a loan from one fund to another and generally these are with grant projects where we are loaning money from the General Fund to the Grant Fund then we do the project, pay the expenditures, get reimbursement and then repay the advance. The roll was called and Ordinance/Resolution No. 154-22 passed by the yea votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Council Comments:

Jessica Hazeltine acknowledged that on August 31st it is overdose awareness day so please take a moment to remember those that we have lost to any substance abuse disorder. She also stated she will be on vacation for the next two weeks and wanted to recognize that September is Suicide Awareness month. As a suicide survivor it is very important to her and she wanted to put that out there so that people know they are not alone.

Paul Rose stated this evening was rather contentious on both sides, there were a lot of disappointed people but one thing he learned after the meeting in talking with some residents, they didn't know everything that we went through as a city before we came to this conclusion. Paul stated he holds the newspaper partially responsible for that in only giving one side of the story in the newspapers.

Bill Lamb thinks it's just wonderful that we have a free press, because there are a lot of folks that would like to control the free press and there are people that probably want attention and maybe they don't get it and maybe they feel less than, he isn't really sure but he thinks you should just write what you think you need to write.

Mr. Coyne concluded the meeting with the comment, let's be kind to one another.

There being no further business, the meeting adjourned at 8:19 p.m.

Kathy Patton, Clerk of Council

John M. Coyne, President of Council

RESOLUTION NO. 155-22

**A RESOLUTION AUTHORIZING THE ADOPTION OF THE
2022 COMPREHENSIVE PLAN UPDATE FOR THE CITY OF
MEDINA, OHIO.**

WHEREAS: Ordinance No. 65-21, passed April 26, 2021, authorized the hiring of OHM Advisors to assist the Comprehensive Plan Steering Committee in the update of the City of Medina Comprehensive Plan; and

WHEREAS: On June 21, 2022, the Comprehensive Plan Steering Committee recommended to the Medina City Planning Commission the proposed Comprehensive Plan Update for the City of Medina, Ohio; and

WHEREAS: On July 14, 2022, the Planning Commission unanimously recommended approval to Medina City Council the adoption of the proposed Comprehensive Plan Update for the City of Medina, Ohio; and

WHEREAS: The proposed Comprehensive Plan Update is consistent with the requirements of the Charter of the City and is necessary to promote the public health, safety and welfare of the city.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY
OF MEDINA, OHIO:**

SEC. 1: That the proposed 2022 Comprehensive Plan Update as forwarded to City Council by the Planning Commission and the Comprehensive Plan Steering Committee is hereby adopted as the official guide to development and redevelopment within the corporate limits of the City of Medina, Ohio.

SEC. 2: That a complete copy of the 2022 Comprehensive Plan Update shall be on file in the office of the Planning and Community Development Director and the Clerk of Council for inspection by the public.

SEC. 3: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 4: That this Resolution shall be in full force and effect at the earliest period allowed by law.

PASSED: _____

SIGNED: _____
President of Council

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Mayor

Public Presentation – August 22, 2022

ORDINANCE NO. 156-22

AN ORDINANCE ESTABLISHING A ONEOHIO OPIOID SETTLEMENT FUND #153 FOR THE CITY OF MEDINA.

WHEREAS: Ohio Revised Code Section 5705.09 requires subdivisions to establish separate funds for each class of revenue derived from a source other than the general property tax, which the law (i.e., terms and conditions of a federal program) requires to be used for a particular purpose.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the Finance Director of the City of Medina is hereby authorized to establish a OneOhio Opioid Settlement Fund #153, in accordance with Section 5705.09 (F) of the Ohio Revised Code.

SEC. 2: That the Clerk of Council is hereby authorized to forward a certified copy of this Ordinance to the Auditor of the State of Ohio and the Medina County Auditor's Office.

SEC. 3: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 4: That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

ORDINANCE NO. 157-22

**AN ORDINANCE AUTHORIZING THE MAYOR TO
ADVERTISE FOR THE AUCTION, SALE OR DISPOSAL OF
CITY EQUIPMENT AND VEHICLES NO LONGER IN USE.**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the Mayor is hereby authorized and directed to advertise for the auction, sale or disposal of city equipment and vehicles no longer in use.

SEC. 2: That a list of the items to be auctioned and/or sold is marked Exhibit A, attached hereto and made a part hereof.

SEC. 3: That the Mayor is hereby authorized to dispose of any items not purchased in accordance with the law.

SEC. 4: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 5: That this shall be in full force and effect at the earliest period allowed by law.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

VEHICLES TO BE SOLD AT AUCTION ON 10/22/22

<u>VEHICLE DESCRIPTION</u>	<u>VIN NUMBER</u>	<u>MILEAGE</u>	<u>DEPARTMENT</u>
2005 Ford F-350	1FTWF305X5EC461203	77,337	Parks
2009 Chevy Impala	2G1WT57K091167720	108,022	Police
2010 Ford Fusion	3FAHP0GA9AR180440	83,318	Police
2015 Ford Explorer	1FM5K8AR0FGC26787	126,436	Police
2015 Ford Explorer	1FM5K8AR9FGB12982	138,081	Police
2016 Ford Explorer	1FM5K8AR9GGA28811	113,234	Police

ORD.157-22
Exh. A

AUCTION ITEMS - 2022 - COUNCIL OFFICE

<u>ITEM</u>	<u>QUANTITY</u>	<u>MAKE/MODEL - COMMENTS</u>
Bookcase	1	
Space Heater	1	

AUCTION ITEMS - 2022 - PARKS and CEMETERY

<u>ITEM</u>	<u>QUANTITY</u>	<u>MAKE/MODEL - COMMENTS</u>
Mantis Tiller	1	P-N487MA
2005 Ford F-350	1	VIN 1FTWF305X5EC461203

AUCTION ITEMS - 2022 - ECONOMIC DEVELOPMENT

<u>ITEM</u>	<u>QUANTITY</u>	<u>MAKE/MODEL - COMMENTS</u>
Office Chair	1	

AUCTION ITEMS - 2022 - VEHICLE MAINTENANCE

<u>ITEM</u>	<u>QUANTITY</u>	<u>MAKE/MODEL - COMMENTS</u>
Floor Transmission Jacks	2	
Pallet of new shelves	1	

AUCTION ITEMS - 2022 - PUBLIC BUILDINGS

<u>ITEM</u>	<u>QUANTITY</u>	<u>MAKE/MODEL - COMMENTS</u>
Miscellaneous Hand Tools		
John Deere 9" Gas Edger	1	Engine smokes
Damaged 9" Gas Edger	1	
Rigid Battery Powered Drill/impact	1	Not working
Miscellaneous chairs office furniture		

IT

Cables/Adapters/Cords

Cords

<u>Qty</u>	<u>Type</u>
20	C13 Power cords

Comments
Used

Cables

<u>Qty</u>	<u>Type</u>
24	USB 3.0 A to B - Male to Male
7	VGA - Male to Male
9	DVI Male to DisplayPort Male
1	DVI to DVI Cables.- Male to Male

Comments
New
Used
Used
Used

Adapters

<u>Qty</u>	<u>Type</u>
6	Displayport Male to VGA Female Adapter
1	DVI Female to Displayport Male

Comments
Used
Used

Computer Accessories

Mice

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
12	Dell Wired Mouse	**Used**

Keyboards

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
2	Dell KB212-B	**Used**
1	Dell ORKON	**Used**
1	Dell L100	**Used**
11	Dell ON6R8G	**Used**
6	Dell ODJ454	**Used**

Monitors

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
5	Dell 1908FPC	**Used*
1	Dell 1703FPI	**Used*
3	Dell 1907FPT	**Used*
2	Dell P2213t	**Used*
1	Dell 1909Wf	**Used*
1	Dell P190St	**Used*
1	Dell E2210f	**Used*

1

Samsung 9408W

**Used*

Monitor Bases

Qty

Type

Comments

Speakers

Qty

Type

Comments

Dell Monitor Speakers

4

Dell Desktop Speakers

2

Used

Used

Drives

Qty

Type

Comments

Miscellaneous

Qty

Type

Comments

Networking Equipment

Cable Management

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
------------	-------------	-----------------

Wireless Equipment

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
12	Sierra Wireless Modems	**Used**

Switches

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
------------	-------------	-----------------

Miscellaneous

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
1	HP M452nw Printer	*Needs Fixed*
1	OKI B412 Printer	*Used*
1	HP CF411A Printer Cartridge	*New*
1	HP CF410A Printer Cartridge	*New*
1	Sierra Wireless GX440 Modem	*Used - no cables*
1	Polycom Sound Station	*Used*
1	HP 2140 Fax Machine	*Used*
2	Verizon 4G Jetpack MiFi 8800L	*Used*
2	iPhone SE	*Used*
1	Otterbox Symmetry case for iPhone 7 or 8	*New*
67	Mitel 5320e phones	*Used*
8	Mitel 5330e phones	*Used*
3	Mitel 416 phones	*Used*
1	Mitel 5304 phone	*Used*
4	Mitel 5340e phones	*Used*
3	Mitel 5448 PKM side cars	*Used*
7	Cisco MX60	*Used*
1	Cisco MR42	*Used*
5	Cisco MR18	*Used*
1	Cisco MR26	*Used*
1	Magnavox TV with wall mount	*Used*
1	Dual Monitor Dell Base	*Used*

City Auction 2022 - Medina Rec

Piece	Serial Number
Fitness Equipment	
Star Trac Elliptical	?? Serial Number illegible
Hammer Strength, Adjustable Bench	FWMAB0509087
Cybex ARC Trainers, Model 630A	C08-29630A9004N11959
Helix 3000	HLT3001210300223
Sci Fit Pro1	610-009856
Precor Climber, Model CLM 835	AB34D19160001
Schwinn Elite Stationary Cycles	
Year / Model (2002) ic elite - 20 units	0152T05918
	0152T05887
	0152T05923
	0152T05897
	0152T05909
	0152T06417
	0152T06630
	0152T06587
	0152T05913
	0152T06411
	0152T05916
	0152T05925
	0152T05861
	0152T06416
	0152T05912
	0152T05919
	0152T05920
	0152T05927
	0152T05910
	0152T05924
Year / Model (2004) ic elite - 5 units	1805T25024
	1805T25026
	1805T25040
	1805T25025
	1805T25048
3 Boxes of Bike Parts	
Dell monitors	
Dell Computer Monitors - 6 units	CN-ORNMH6-74445-99P-444L
	CN-OD5428-72201-51E-3Y4S
	CN-OPM372-72872-7CD-1N8S
	CN-OD5428-72201-51E-4DRS
	CN-OG8432-64180-59P-008L
	CN-OCC299-64180-71P-3E4A

TV's	
Broksonic TV - 7 units	65290517551
	65290517545
	65290517552
	65290517549
	65290517621
	65290516053
	65290517628
13 Chairs & chair parts	
Maroon Desk Chairs (HON)	
Maroon Desk Chairs (HON)	
Maroon Desk Chairs (HON)	
Maroon Desk Chairs (HON)	
Maroon Desk Chairs (HON)	
Maroon Desk Chairs (HON)	
Maroon Desk Chair, with arms	SKU= GLB4561BKCUU1
Sitmatic Desk Chair w Arms	62585
Sitmatic Desk Chair w Arms	62585
Sitmatic Desk Chair w Arms	62585
Sitmatic Desk Chair	62585
Sitmatic Desk Chair	62585
Box of Desk Chair Arms	
Miscellaneous	
Dell Core 13 OPTIPlex 7010	Service Tag: 4X9Z7YI
TDE Laminator	Model JJ-2200
GBC Shredmaster	LT56831
HD Card Printer	BO331253
HD Card Printer	B3021241
Laser Jet Printer & parts	USBGG03891
Cappuccino Machine - broken	
Softball Pitching Machine	4030NBM002-5-00
Lobster/Tennis Machine	Model #301
Polaroid Camera	
2 cash drawers	
Honeywell Scanners - 5 units	17283B2147
	16322B3553
	16292B1124
	15256BOFBC
	15256BOFA9
Metrologic Scanner	340151149
2 Speakers	HK206
Logitech Camera	LZA22152741
Magtek Card Reader	21080057

Magtek Card Reader	21073075
Magtek Card Reader	21073075
Desk Attachments: Keyboard holder attachment & base - 8 units	AA051884
	AA051862
	AA051852
	AA051877
	AA051878
	AA051875
	AA051873
	NO Number
Defender Security Camera w Stand	Model: 82-14240
TASCAM DV-D6500	Serial # 0030422
RCA DvD & VCR	Model # VCI25HF
Audio-Technica and parts	Model: ATW-R73
Boxes of miscellaneous items	
Box 1: Box of Phones and parts	
Box 2: Box of Cords	
Box 3: Box of Cables and Adapters	
Box 4: Box of FM Transmitters	
Box 5: Box of Woodway and Precor Circuit Boards	
Box 6: Motorola CB radios and cords	
Box 7: TV Stands and remotes	
Small items from Lost and Found	
Envelope #	Item
1	Garmin Watch
2	Fossil Watch
3	Timex Watch
4	S-shock Watch
5	Polar Watch
6	Black Smart Watch
7	Galaxy Watch
8	Forester Watch
9	Apple Pencil
10	Silver Colored Ring
11	Power Beats 3
12	broken Samsung Galaxy S8+ Phone
13	Tro Ear Buds
14	Coin with Hole Punched, 1944
15	Raycon Earbuds w/ Case
16	White AirPods
18	Beats Earbuds with Case
19	Beats, Grey headphones
20	Apple IPOD w headphones

MEDINA MUNICIPAL COURT

AUCTION LIST - 2022

4 Computer Monitors

9 Dell Computers (no hard drives)

10 Rolling Office Chairs

4 Stationary Office Chairs

Easel Board

Wood Desk

Misc. Office Supplies

ITEMS FOR AUCTION

Item	MPD Property (Auction - 2022)	Quantity
1	2009 Chevy Impala, 2G1WT57K091167720 (mileage - 108,022)	1
2	2010 Ford Fusion, 3FAHP0GA9AR180440 (mileage - 83,318)	1
3	2015 Ford Explorer, 1FM5K8AR0FGC26787 (mileage - 126,436)	1
4	2015 Ford Explorer, 1FM5K8AR9FGB12982 (mileage - 138,081)	1
5	2016 Ford Explorer, 1FM5K8AR9GGA28811 (mileage - 113,234)	1
6	Hand Held Thermal Imager (FLIR) w/Case s/n:T54651 (*Does not work)	1
7	Verizon Kyocera Flip Phones	2

ITEMS FOR AUCTION

Medina PD Property #	Description of Property	Forfeiture Order #
17-016597-1	Drone	2141-003
18-020852-1	Plastic Container w/Fittings	2241-001
19-017188-1	IPAD	2241-001
19-032820-001	IPAD	2241-001
19-034206-001	Mens Watch	2241-001
20-000558-001	Ladies Ring	2241-001
20-000879-001	Wooden Cross	2241-001
20-002372-001	Padlock w/Key	2241-001
20-002744-002	6 Copper Bracelets	2241-001
20-002756-001	Box of Deck Screws (9 x 3)	2241-001
21-000892-002	Tree Climber	2241-001
21-002841-001	Murray Bicycle	2241-001B
21-002883-001	Red Next Wipeout Bicycle	2241-001B
21-003108-001	Red Next All Terrain Shock Bicycle	2241-001B
21-003253-001	Light Blue Roadmaster Bicycle	2241-001B
21-003476-001	Gray Tony Hawk "Ferisco" Bicycle	2241-001B
21-004144-001	Schwinn 10 Speed Bicycle	2241-001B
21-004211-001	Pink "Trouble Maker" Bicycle	2241-001B
21-004211-002	Pink "Next" Bicycle	2241-002B
22-001117-001	Red Schwinn Bicycle	2241-001B
22-001117-002	Blue Cobra 24 Bicycle	2241-002B
22-001117-003	Silver Vertical Aluminum Bicycle	2241-003B

ORDINANCE NO. 158-22

AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR COMPETITIVE BIDS AND TO AWARD A CONTRACT TO THE SUCCESSFUL BIDDER FOR THE SOUTH COURT STREET CURB REPLACEMENT PROGRAM.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the Mayor is hereby authorized and directed to advertise for competitive bids and to award a contract to the successful bidder for the South Court Street Curb Replacement Program in accordance with specifications on file in the office of the Mayor.

SEC. 2: That the estimated cost of the contract, in the amount of \$158,000.00, is available in Account No. 108-0610-54411.

SEC. 3: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 4: That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: _____

SIGNED: _____
President of Council

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Mayor

ORDINANCE NO. 159-22

AN ORDINANCE AUTHORIZING THE JOB CREATION GRANT PAYMENTS TO CARLISLE BRAKE & FRICTION / FRICTION PRODUCTS.

WHEREAS: Ordinance No. 154-07, passed September 24, 2007 adopted a Job Creation Grant Program for the City of Medina, Ohio to provide incentives to businesses to retain, create and expand employment opportunities within the City of Medina without utilizing tax revenues or impacting negatively upon the local school system; and

WHEREAS: Ordinance No. 194-14, passed November 24, 2014, adopted new guidelines effective December 24, 2014; and

WHEREAS: Ordinance No. 63-17, passed May 8, 2017, authorized the Job Creation Grant Agreement #JCG13 for Carlisle Brake & Friction; and

WHEREAS: Ordinance No. 114-20, passed June 22, 2020, authorized the Job Creation Grant Agreement #JCG21 for Carlisle Brake & Friction; and

WHEREAS: The Business Development Committee met to review the progress of these two grants and is recommending the payment of \$51,750.06 (\$18,750.06 for JCG13 & \$33,000.00 for JCG21).

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the Job Creation Grant payment of \$51,750.06 to Carlisle Brake & Friction is hereby authorized.

SEC. 2: That the funds to cover this payment in the amount of \$51,750.06 are available in Account No. 001-0749-56630.

SEC. 3: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 4: That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

ORDINANCE NO. 160-22**AN ORDINANCE AUTHORIZING THE JOB CREATION GRANT PAYMENTS TO SANDRIDGE FOOD CORPORATION.**

- WHEREAS:** Ordinance No. 154-07, passed September 24, 2007 adopted a Job Creation Grant Program for the City of Medina, Ohio to provide incentives to businesses to retain, create and expand employment opportunities within the City of Medina without utilizing tax revenues or impacting negatively upon the local school system; and
- WHEREAS:** Ordinance No. 194-14, passed November 24, 2014, adopted new guidelines effective December 24, 2014; and
- WHEREAS:** Ordinance No. 45-13, passed March 25, 2013, authorized the Job Creation Grant Agreement #JCG04 for Sandridge Food Corporation; and
- WHEREAS:** Ordinance No. 17-17, passed February 13, 2017, authorized the Job Creation Grant Agreement #JCG12 for Sandridge Food Corporation; and
- WHEREAS:** The Business Development Committee met to review the progress of these two grants and is recommending the payment of \$36,875.00 (\$22,500.00 for JCG04 & \$14,375.00 for JCG12).

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

- SEC. 1:** That the Job Creation Grant payment of \$36,875.00 to Sandridge Food Corporation is hereby authorized.
- SEC. 2:** That the funds to cover the payment are available in Account No. 001-0749-56630.
- SEC. 3:** That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.
- SEC. 4:** That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

RESOLUTION NO. 161-22

A RESOLUTION AUTHORIZING THE MAYOR TO APPROVE AND RECEIVE GRANT ASSISTANCE FROM THE OHIO CRIMINAL JUSTICE SERVICES GRANT FOR REIMBURSEMENT FOR CORONAVIRUS PANDEMIC ASSOCIATED EXPENSES FOR THE MEDINA MUNICIPAL COURT.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the Mayor is hereby authorized and directed to approve and receive grant assistance from the Ohio Criminal Justice Services Grant for reimbursement for coronavirus pandemic related expenses for the Medina Municipal Court.

SEC. 2: That if the Grant is awarded to the City, the Mayor is authorized to accept the grant and complete all documentation necessary for the implementation and administration of the grant.

SEC. 3: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 4: That this Resolution shall be in full force and effect at the earliest period allowed by law.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

ORDINANCE NO. 162-22

AN ORDINANCE AMENDING SECTION 505.11 OF CHAPTER 505 OF THE CODIFIED ORDINANCES OF THE CITY OF MEDINA AUTHORIZING A NUISANCE ABATEMENT INITIATIVE FOR BOTH SHORT-TERM AND LONG-TERM CONTROL AND REDUCTION OF THE WHITE-TAILED DEER POPULATION IN COORDINATION WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES AND CONTIGUOUS, ADJOINING, POLITICAL SUBDIVISIONS THAT OPT TO ADOPT A SIMILAR PLAN FOR NUISANCE ABATEMENT.

WHEREAS: White-tailed deer are considered a keystone species, known for affecting other organisms in an ecosystem. They are browser, meaning they eat all forms of plant material including seedlings, leaves, buds, flowers, fruit, bark, young trees and branches. Without the presence of keystone predators, like mountain lions, wolves, and black bears, the uncontrolled overpopulation of deer threatens the natural environment. Left unchecked, the forest and other property become over-browsed of favorite deer species, such as Oak trees, flowers, and other plants degrading yards for property owners and forests for park patrons to enjoy now and into the future. The white-tailed deer population in urban areas has grown to unmanageable numbers; and

WHEREAS: As a consequence thereof great financial loss has been suffered by public and private property owners, in the destruction of plants, flowers, trees and other edible landscaping; and

WHEREAS: Deer/vehicle accidents increase annually and threaten the lives and property of all those who travel by vehicle on our streets and highways; and

WHEREAS: While hunting in the City of Medina is prohibited, the exploding regional deer population requires deer management efforts; and

WHEREAS: This Council finds that the existing circumstances constitute an ongoing and serious nuisance which must be abated for the public health, safety and welfare; and

WHEREAS: The Mayor and Administration, working in conjunction with ODNR and in coordination with other similarly situated municipalities, seek to establish a "nuisance abatement initiative" to allow for the liberal issuance of permits from both the ODNR and the municipal police department (deer damage control permits) with the consent of an upon the application of property owners seeking relief; and

WHEREAS: It is therefore necessary to amend the Codified Ordinances of the City of Medina, Part Five General Offenses Code, Chapter 505 Animals, Section 505.11 Hunting Prohibited to permit the limited hunting of white-tailed deer by cross bow or long bow under terms and conditions established by the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That notwithstanding any other provision of this code to the contrary, Section 505.11 of the Codified Ordinances of the City of Medina is amended as follows:

505.11 HUNTING PROHIBITED

~~The hunting of animals or fowl within the Municipality is prohibited. No person shall hunt, kill or attempt to kill any animal or fowl by the use of firearms or any other means.~~

- (a) The hunting of animals or fowl within the Municipality is prohibited. No person shall hunt, kill or attempt to kill any animal or fowl by the use of any other means, except as follows:
 - (1) The limited hunting of white-tailed deer by crossbow or longbow may be permitted within the City under the following terms and conditions:
 - (a) The Mayor or his designated representative may, in his sole discretion, issue a Municipal Deer Control Permit to an archer applicant to allow only bow-hunting (long bow and crossbow) of white-tailed deer;
 - (b) The permit is limited to areas deemed safe by the Mayor or is designated representative by State and licensed hunters or property owners who have provided proof of successfully passing a hunter education course, or other pre-approved equivalent type of safety training on such forms and subject to such rules and regulations as the Mayor or his designated representative may prescribe.
 - (c) Written permission from the property owner(s) has been obtained;
 - (d) Compliance with all laws, rules and regulations of the City and State is required;
 - (e) All applicants shall agree, in writing, to defend release and indemnify the City for any negligent acts committed by the applicant;
 - (f) Any other requirements as deemed necessary to preserve and protect the health, safety and welfare of the residents as determined solely by the Mayor or his designated representative.
 - (g) The Mayor or his designated representative is hereby authorized to promulgate any and all rules and regulations necessary to carry out the provision of this section and all other rules and regulations necessary to insure public health and safety.
 - (h) ~~Trapping of wild animals may be permitted only:~~
 - ~~i — When done in accordance with the state laws and regulations for nuisance wild animals set forth by the Chief of the Division of Wildlife, or~~
 - ~~ii — During the statewide trapping season when done in accordance with state laws and regulations as set forth by the Chief of the Division of Wildlife only after receiving a Municipal Wildlife Control Permit.~~
- (b) Whoever violates any provisions of this section is guilty of a misdemeanor of the first degree and shall be subject to the penalty provided in Section 501.99.

- SEC. 2:** That in order to defray the expenses incurred with the management of this program, a fee of \$ 75.00 for a new stand location and \$ 50.00 for a same stand location per archer applicant is established and must accompany any application for the Municipal Deer Control Permit.
- SEC. 3:** That the City in cooperation with ODNR and the Division of Wildlife will explore and strive to adopt long term non-lethal options for deer population control including methods that may provide the necessary relief on a cost-effective basis.
- SEC. 4:** That no other method for the control of the deer population is permitted other than such as is authorized herein; all other provisions of the Codified Ordinances of the City of Medina not specifically modified herein shall remain unaffected by these measures and fully enforceable.
- SEC. 5:** That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.
- SEC. 6:** That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: _____

SIGNED: _____
President of Council

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Mayor

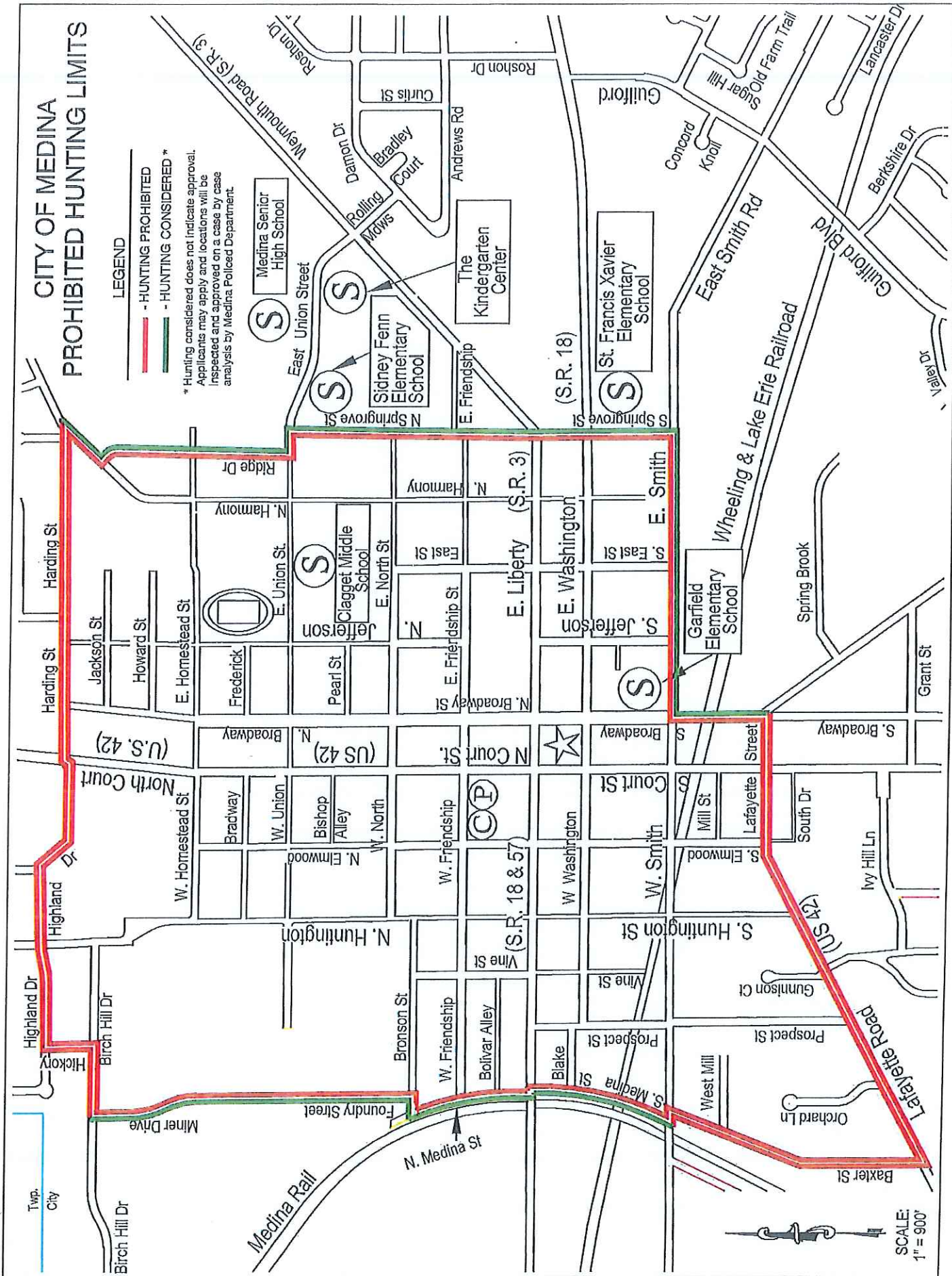
Current Rules and Regulations
Issued by the City of Medina
Administration for the
proposed limited hunting of
white-tailed deer

9/8/2022

CITY OF MEDINA PROHIBITED HUNTING LIMITS

- LEGEND**
- - HUNTING PROHIBITED
 - - HUNTING CONSIDERED *

* Hunting considered does not indicate approval. Applicants may apply and locations will be inspected and approved on a case by case analysis by Medina Policed Department.



SCALE:
1" = 900'



**City of Medina
Municipal Deer Control Permit Information Sheet**

The following information will help guide you through the process of obtaining a Municipal Deer Control Permit, as outlined in Chapter 505.11 of the City of Medina Codified of Ordinances.

The following items are needed to process the Deer Hunting Permit application:

- Municipal Deer Control Permit Application**
The application deadline is **Month, Date, 2022.**
- Property Owner Permission and Agreement Form (2 pages)**
A signed agreement for each property contained within the total acreage is required. The signer of the agreement must be the homeowner, as recorded by the Medina County Auditor. (The Mayor's office will mail the signed copy to the homeowner.)
- Stand Registration fee payable to the City of Medina (see new prices below)**
NEW STAND LOCATION \$75.00 / SAME STAND LOCATION AS LAST SEASON \$50.00
All Hunters need a permit; the fee is for a hunter to use an approved stand only.
- Copy of State of Ohio hunting license and deer permit** (If the only property included in the application is owned by the applicant, their spouse, or parents then proof of successfully passing a hunter education course, or other pre-approved equivalent type of safety training, is required)
- Copy of applicant's driver's license or state ID card**
- Copy of the Hunters Declaration page of homeowner/renter insurance policy indicating personal liability insurance coverage of at least \$100,000.00**
- Stand coordinates or map of the property with boundaries outlined and location of the stand**
- Stand inspection (new stand locations only).**

After inspection and review of the application package, the Mayor or his designee may require additional information if deemed necessary. If there are no other conditions or restrictions, then the permit will be issued. This process may take up to a week.

For questions, please the Mayor's office at 330-722-9020 Monday-Friday between 8:30 am -4:30 pm.

2022 - 23 Archery Season: September 24, 2022 – February 5, 2023



RULES & REGULATIONS

The following rules are in addition to the ODNR rules and regulations. All hunters must adhere to any state rules or laws about hunting as outlined in Chapters 1531 and 1533 of the Ohio Revised Code and Medina Ordinance **XX-22** located in Chapter 505.11 of the City Code of Ordinances or any other rules enacted under those chapters.

- Hunter must be at least 21 years old to participate in the program
- Hunter must provide proof of five years of experience OR provide proof of 5 deer harvests.
- Hunter must notify the Police Dept. (330-725-7777) before going out each day and at the end of each day.
- Hunter must ONLY use legal archery equipment as described in OAC 1501:31-15-11-(C)-(1)
- Hunter must not hunt deer with the aid of an electronic calling device or light.
- Bowhunting must take place 30 minutes before sunrise to 30 minutes after sunset.
- Hunter must carry a valid hunting license (if required), property owner(s) permission letter, and all permits at all times and must be able to provide all of those documents to any police officer or game official as prescribed by the Ohio Division of Wildlife.
- If the only property included in the application is owned by the applicant, their spouse, or parents then proof of successfully passing a hunter education course, or other pre-approved equivalent type of safety training, is required.
- In addition to checking deer with the state (www.ohiogamecheck.com or call 1-877-TAGITOH), the hunter must notify the City within 24 hours of the hunt (ph: 330-722-9020 / email scrow@medinaoh.org)
- Hunter must remove entrails from the owner's property unless otherwise agreed to by the owner.
- Animals may not be field dressed in view of the public.
- If a deer leaves the property(ies) the permit was issued for the hunter shall notify the Police Dept. (330-725-7777) IMMEDIATELY. The hunter may only retrieve said deer after obtaining that property owner's approval.
- Hunter may not trespass on any adjoining property without permission.
- All equipment must be removed from the area covered under the City permit no later than two weeks after the expiration date of said permit, including, but not limited to, tree stands and ladders.

The City of Medina Hunting Rules and Regulations and the City of Medina's Codified Ordinance **XX-22** are on our website at www.medinaoh.org.

****The Mayor or designee shall have the right to refuse or revoke any hunting permit he deems necessary to ensure the safety of the City and the Residents.****

**City of Medina
Municipal Deer Control Permit Application**

Name of Applicant

Cell Phone Number

Address

City/Zip

Email

Please check if this is a **NEW STAND location (requires inspection)**

I acknowledge that only bow hunting of white-tailed deer is permitted in the City of Medina. I further agree to release, indemnify and hold harmless the City of Medina, its employees agents and representatives, from all liability arising from my archery activities. I further hereby acknowledge that any false information discovered in this application for a Municipal Deer Control Permit is punishable under the City of Medina's Codified Ordinance **XX-22** and reason for immediate denial of this application or revocation of any permit.

I certify that I understand the provisions of this permit as regulated under city ordinance 505.11. I also understand that I must adhere to any state rules or laws pertaining to hunting as set fourth in Chapters 1531 and 1533 of the Ohio Revised Code or any other rules enacted in accordance with those chapters.

Signature of applicant

Date

Items to be included in the application:

- Property Owner Permission and Agreement Form (2 pages) for each property
- Stand Registration fee payable to the City of Medina
- Copy of State of Ohio hunting license and deer permit (If the only property included in the application is owned by the applicant, their spouse, or parents then proof of successfully passing a hunter education course, or other pre-approved equivalent type of safety training, is required)
- Copy of applicant's driver's license or state ID card
- Stand coordinates or map of the property with boundaries outlined and location of the stand

2022 - 23 Archery Season: September 24, 2022 – February 5, 2023

Property Owners(s) Permission & Agreement Form

WHEREAS, the PROPERTY OWNER(S) wishes to permit the HUNTER to hunt on the referenced property in accordance with Chapter 505.11 of the Codified Ordinances of the City of Medina, and

WHEREAS, the PROPERTY OWNER and HUNTER wish to set forth terms and conditions under which the hunting shall take place

The PROPERTY OWNER hereby grants permission to the HUNTER to hunt on the PROPERTY OWNER'S land during the *State of Ohio Division of Wildlife* archery season; or at other times under an *Ohio Division of Wildlife Deer Damage Control Permit*, provided that the terms and conditions set forth in accordance with City of Medina's Codified Ordinance **XX-22** are satisfied.

The Hunter and Property Owner(s) accept FULL RESPONSIBILITY. They will conduct all activities in a safe, legal, and responsible manner and agree to release, indemnify, and agree not to hold the City of Medina, its employees, officers, and agents from all liability associated with personal injury and/or property damage, loss and expense, including, but not limited to damages, legal fee and cost of defense in any matter arising from the archery activities.

HUNTER NAME

X _____
Hunter Signature(s)

Date: _____

PROPERTY OWNER NAME(S)

Parcel #(s): _____

Home Phone: _____ Cell Phone: _____

Hunting Property Address _____

Property Owner Address _____
If different than Hunting address

X _____
Property Owner Signature(s)

Date: _____

2022 - 23 Archery Season: September 24, 2022 -- February 5, 2023

Property Owners(s) Permission & Agreement Form

Initial As a guest on the Property Owners land, the hunter Agrees to:

- Park their motor vehicle in areas designated by the Property Owner and place notification and an ID form on the vehicle's windshield while hunting.
- Conducts themselves in a legal and ethical manner.
- Respect the Property Owners Land as if it were their own; not to litter and leave the property in the same condition as the hunter found it.
- Assume responsibility for liability for any injury or damage to property or persons.
- Remove all equipment from the area no later than 2 weeks of the permit expiration date.
- Remove entrails from the property, unless otherwise allowed by the Property Owner, and not field dress in view.

Initial The Property Owner agrees to:

- Limit the number of Hunters to a maximum of two (2) Hunters at once unless otherwise determined by the Mayor or his designee.
- Consent to the entry upon the hunting property by Medina Police or other persons designated by the Mayor to enforce the provisions of this chapter.
- Notify the Hunter and Mayor's office immediately if consent to hunt has been modified or revoked.

Upon permit approval, copies of the executed agreement are mailed to both parties at the addresses listed on page 1 of this agreement.

RESOLUTION NO. 163-22

A RESOLUTION AUTHORIZING A LOAN APPLICATION WITH THE STATE OF OHIO, OHIO PUBLIC WORKS COMMISSION RELATIVE TO A WATER SYSTEM IMPROVEMENT PROJECT.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the Council of the City of Medina, Ohio hereby approves the filing of an application or applications to the State of Ohio, Ohio Public Works Commission, for Issue 1 and LTIP program funding for a 0% loan for a water system improvement project.

SEC. 2: That the Mayor of the City of Medina, Ohio is hereby authorized and directed to execute and file an application or applications with the appropriate authority and to provide all information and documentation required in the application process.

SEC. 3: That if the Loan is awarded to the City, the Mayor is hereby authorized to accept the Loan and enter into an agreement with the State of Ohio for the implementation and administration of the Loan.

SEC. 4: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 5: That this Resolution shall be in full force and effect at the earliest period allowed by law.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

ORDINANCE NO. 164-22

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE MEDINA COUNTY COMMISSIONERS AND THE CITY OF MEDINA, OHIO PERTAINING TO THE OPERATION AND MAINTENANCE OF THE CITY'S SANITARY SEWER SYSTEM.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the Mayor is hereby authorized and directed to enter into an Agreement between the Medina County Commissions and the City of Medina pertaining to the operation and maintenance of the City's Sanitary Sewer System.

SEC. 2: That a copy of the Agreement is marked Exhibit A, attached hereto and incorporated herein.

SEC. 3: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 4: That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: _____

SIGNED: _____
President of Council

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Mayor

Effective date: January 1, 2023

A G R E E M E N T

AGREEMENT between the City of Medina, Ohio, a municipal corporation, herein referred to as the "City", as authorized by Ordinance No. 164 -2022, and the County of Medina, Ohio, herein referred to as the "County", by its Board of County Commissioners, herein referred to as the "Board", duly authorized by Resolution 2022-____, recorded in Volume ____, pages _____ of the Journal of the Medina County Commissioners, shall be effective as of January 1, 2023.

W I T N E S S E T H:

WHEREAS, on the 27th day of December, 1972, the City and the County entered into a fifty (50) year agreement for the County to assume full responsibility to operate and maintain the City's sewer system, which is set to expire on December 31, 2022; and

WHEREAS, the City acting under authority of Article XVIII of the Ohio Constitution and Section 307.15 of the Revised Code, and the County, acting under authority of the Revised Code and in particular Section 307.15 et seq. thereof, are fully authorized to enter into this Agreement; and

WHEREAS, pursuant to Section 6117.03, on February 28, 1972 the Board, by resolution recorded in Volume 26, pages 262-65, of the Journal of the Commissioners, established Medina County Sewer District No. 500, which includes all areas of the City of Medina, herein referred to as the "Sewer District," and on April 10, 1972, the City, by Resolution No. 31-72, consented to the inclusion of the territory within the City as a part of Medina County Sewer District No. 500; and

WHEREAS, Section 6117.04 of the Revised Code authorizes the County to construct, maintain, operate and otherwise exercise authority over a sanitary sewer system for County Sewer District 500 within the City of Medina, subject to the consent of the City as to the manner in which the County will construct, maintain, operate and otherwise exercise that authority; and

WHEREAS, the City desires that the County would continue to have the use of and the sole responsibility for the maintenance and operation of the sanitary sewer system owned by the City, as part of Sewer District No. 500, and to authorize the Board, in its discretion, to proceed with the construction and/or maintenance, repair and operation of any sanitary sewer improvement within the City, and the Board desires to accept such use, responsibility and authorization; and

WHEREAS, it is deemed to be in the interests of the City and the County for the Board to enter into an Agreement with the City wherein the County would agree to provide total and complete management services for the operation and maintenance of the existing City sanitary sewer system as an integral part of said Sewer District No. 500, pursuant to the terms and conditions set forth herein.

NOW, THEREFORE, in consideration of the mutual promises and covenants hereinafter contained, the County and City agree as follows:

Section 1. This Agreement shall be in full force and effect for a period of fifty (50) years from January 1, 2023; provided that this Agreement may be terminated prior thereto with the mutual consent of both parties, or upon failure of one party to comply with the terms and conditions of said Agreement. Said Agreement may be extended after such termination date for such additional periods of time as are mutually agreed upon by the County and the City. During the term of this Agreement, the County shall have the use of the sewage collection and disposal system owned by the City and shall have the sole responsibility for making improvements to and managing and operating the sanitary sewers and sewage treatment system of the Sewer District except as hereinafter provided.

Section 2. On and after January 1, 2023, the County and the City hereby mutually agree as follows:

- a. The County shall operate, maintain and repair the City's sanitary sewer system.

b. The County Sanitary Engineering Department shall supervise the installation of all sewer connections to the existing sanitary sewers and any sanitary sewer extensions or improvements located in the City, provided that the City shall in a timely manner issues any and all permits required by the City, and the City shall facilitate any road closures needed to safely complete the work.

c. The City shall notify the County Sanitary Engineer in writing prior to issuing any razing permits. The County Sanitary Engineer, or his duly authorized representative, shall inspect the closing of any connection to a sanitary sewer from any building being razed. City shall notify County Sanitary Engineer of any change in the use of property within the City, and the City shall require evidence of the issuance of a sewer permit from the County Sanitary Engineer as part of the City's approval process.

d. The Board shall establish the user fees charged to customers for use of the sanitary sewer system. Such user rate schedule shall be reviewed at least annually and the Board may, whenever the Board determines it is necessary, revise such rates in order to provide sufficient moneys to pay all costs of operation and maintenance of the sanitary sewer system, including but not limited to treatment facilities, serving the Sewer District and interest on and principal of outstanding bonds and/or loans heretofore issued by the County as well as for bonds and/or loans hereafter issued by the County to pay costs of constructing such sanitary sewers and treatment facilities serving the Sewer District

e. The City hereby designates the County Sanitary Engineer, and the Sanitary Engineer's duly authorized representatives, as agents of the City for purposes of entering upon any easements heretofore conveyed to the City for sanitary sewer purposes, subject to the terms and conditions set forth in such easements, and further shall Convey to the County for good and

adequate consideration all easements and other interests in real estate on, across, through or over real estate owned by the City where such easements or other interests in real estate are necessary for the operation, extension, or maintenance of the sanitary sewer system of the Sewer District. Easements the County determines are needed for construction, maintenance or repair of the City's sewer system shall be obtained in the name of the City. The City shall bear the responsibility for acquiring any easements the County determines are needed for the construction, maintenance and/or repair of the sewer system within the City, and the County agrees to coordinate in the acquisition of those easements. The County shall be responsible for the cost of preparation of easement documents and the amount paid to the property owner to acquire the easement, but shall not be responsible for the administrative costs incurred by the City in the process of securing the easements. The City shall not incur any cost associated with the acquisition of needed easements for which the County bears ultimate responsibility without prior written authorization from the County.

f. The County agrees to maintain sufficient insurance to cover damage to, loss or destruction of the sewage collection system and treatment facilities of the Sewer District.

g. The County shall issue all permits for the direct or indirect connection of any property with a sanitary sewer which is or will become a part of or served by the sanitary sewer of the Sewer District, including any sanitary sewer within the City, and shall collect all tap-in charges for such connections. The tap-in charge for the connection of any and all buildings, structures or other facilities to any sanitary sewer of the Sewer District shall be as provided by Board Resolution and as may be amended from time to time in the exercise of the Board's discretion.

h. The County Sanitary Engineering Department shall inspect the installation of all sanitary sewers constructed in any new subdivisions developed in said Sewer District, including subdivisions developed in the City, and such inspection costs incurred in connection therewith as

determined by the Board shall be paid by the person, firm, corporation or association developing such subdivision.

i. The Sewer District may be expanded from time to time to include additional municipalities and additional unincorporated areas within the County if the Board determines the necessity therefor; provided, however, that extension of the collection service of the sanitary sewer system of the Sewer District beyond the limits of the County shall be undertaken only if such extension shall not affect the capacity of the treatment and disposal plants to treat and dispose of sewage from the City.

j. The Board shall have such authority over the Sewer District and any area of the City not within said Sewer District but served by the sanitary sewer system thereof as is provided in Chapter 6117, Revised Code, except as may be limited by any term or provision of this Agreement.

Section 3. That the City shall upon request of the County Sanitary Engineer provide any and all information the City possesses showing the location of all sanitary sewers, connections and manholes where maintenance or repair is required.

Section 4. That the County agrees to provide sewage collection and disposal services to all property located within the corporate limits of the City even where such property is not within the boundaries of the Sewer District; provided that the County determines it is economically feasible and such service can be made available without violating any laws, treaties, or other legal documents restricting the extension of sanitary sewer service from the Sewer District to such property located outside the boundaries of said Sewer District.

Section 5. That the County shall notify the City in writing of any plans to proceed with the construction of any sanitary sewer improvement for local service within the City at least thirty (30) days prior to taking such action.

Section 6. That the County and City mutually agree that in the event any litigation is filed by any third parties contesting the validity or enforceability of this Agreement relative to property

within the City, the County shall provide the services of its Prosecuting Attorney and his staff and the City shall provide the services of its Director of Law and his staff to handle the defense of any such litigation. If it becomes necessary to engage the services of special counsel to represent the County and City in any such litigation, the County shall assume responsibility for employing and compensating such special counsel.

Section 7. That all notices or communications provided herein shall be in writing and, unless otherwise provided in this Agreement, shall be delivered to the Mayor and Director of Finance of the City in the case of notice to the City or to the County Sanitary Engineer in the case of notice to the County, or if mailed, shall be sent by certified mail, postage prepaid, addressed to the City at 132 North Elmwood, Medina, Ohio, or addressed to the County at P. O. Box 542, Medina, Ohio.

Section 8. That this Agreement may be amended from time to time as may be mutually agreed upon by the County and the City.

Section 9. That if any part, term or provision of this Agreement be determined by the courts to be illegal or in conflict with any law, in the event and to the extent that any term or provision of this Agreement is subsequently determined to exceed the power and authority of the County and the City to effect, the parties agree to seek such modifications of this Agreement as will accomplish its general purpose of providing for better and more efficient sanitary sewer service in Sewer District No. 500 through more effective management of the operation, maintenance, and development of all sewage collection and treatment or disposal works of said Sewer District as well as for long-range planning for needed sanitary sewer improvements.

IN WITNESS WHEREOF, the County has caused this Agreement to be executed, pursuant to resolution duly adopted by its Board of County Commissioners, and the City has caused this Agreement to be executed and attested, pursuant to an Ordinance duly passed by its Council, by its Mayor and Director of Finance, all as of the date and year first above written.

City of Medina

Board of Commissioners of Medina County

Dennis Hanwell, Mayor

Stephen D. Hambley

Date: _____

Colleen M. Swedyck

William F. Hutson

Date: _____

ORDINANCE NO. 165-22

**AN ORDINANCE AMENDING ORDINANCE NO. 120-22,
PASSED JUNE 8, 2022, RELATIVE TO THE CONTRACT
FOR THE EMERGENCY SR 18 WATERLINE EXTENSION.**

WHEREAS: Ordinance No. 120-22, passed June 8, 2022, authorized a contract with Fechko Excavating for the emergency SR 18 waterline extension in the amount of \$80,000.00; and

WHEREAS: Due to the emergency nature of the project, the amount of the contract was estimated and the final invoice for this work was \$138,225.30.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the Contract amount authorized in Section 2 of Ordinance 120-22, passed June 8, 2022 is hereby amended to \$138,225.30 for payment to Fetchko Excavating for the emergency SR 18 waterline extension project.

SEC. 2: That the funds to cover this increase, in the amount of \$58,300.00, are available in Account No. 171-0610-54411 (ARPA Funds).

SEC. 3: That in accordance with Ohio Revised Code §5705.41(D), at the time that the contract or order was made and at the time of execution of the Finance Director's certificate, sufficient funds were available or in the process of collection, to the credit of a proper fund, properly appropriated and free from any previous encumbrance.

SEC. 4: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 5: That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

ORDINANCE NO. 166-22

AN ORDINANCE AUTHORIZING THE PURCHASE OF VARIOUS FITNESS EQUIPMENT FROM DESIGN2WELLNESS FOR THE MEDINA COMMUNITY RECREATION CENTER.

WHEREAS: In accordance with ORC 125.04 the City of Medina, Ohio requested authority to participate in State contracts which the Department of Administrative Services has entered into for the purchase of supplies, services, equipment and certain materials; and

WHEREAS: The request for participation provides for the waiving of the state and local competitive bidding requirements and allows the City the ability to purchase from centralized state and federal contracts; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the purchase of various pieces of fitness equipment through Matrix/Johnson Heath Tech North America on the National Cooperative Purchasing Alliance Contract #08-23 through the dealer Design2Wellness, is hereby authorized for the Medina Community Recreation Center.

SEC. 2: That in accordance with Ohio Revised Code §5705.41(D), at the time that the contract or order was made and at the time of execution of the Finance Director's certificate, sufficient funds were available or in the process of collection, to the credit of a proper fund, properly appropriated and free from any previous encumbrance.

SEC. 3: That the funds to cover this purchase, in the amount of \$44,321.93.00 (includes trade-ins of \$6,200.000), are available in Account No. 574-0351-53315.

SEC. 4: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 5: That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

ORDINANCE NO. 167-22

AN ORDINANCE AUTHORIZING THE EXPENDITURE OF \$33,660.00 TO FIRE SAFETY SERVICES INC. FOR THE PURCHASE OF TWELVE (12) SETS OF TURN OUT GEAR FOR USE BY THE FIRE DEPARTMENT, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the expenditure of \$33,600.00 is hereby authorized to Fire Safety Services, Inc. for the purchase of twelve (12) sets of Turn Out Gear for use by the Fire Department.

SEC. 2: That in accordance with Ohio Revised Code §5705.41(D), at the time that the contract or order was made and at the time of execution of the Finance Director's certificate, sufficient funds were available or in the process of collection, to the credit of a proper fund, properly appropriated and free from any previous encumbrance.

SEC. 3: That the funds to cover this expenditure are available in Account No. 171-0110-53313 (ARPA funds).

SEC. 4: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 5: That this Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason current gear is out of date and needs to be replaced; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

ORDINANCE NO. 168-22

AN ORDINANCE AUTHORIZING THE PAYMENT TO C & J NOBLE CONSTRUCTION FOR THE PRIVATE HOME REHABILITATION AT 172 NORMANDY DR., BRUNSWICK, AS PART OF THE PY20 CHIP GRANT PROGRAM, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That the payment of \$72,000.00 is hereby authorized to C & J Noble Construction for the Private Home Rehabilitation at 172 Normandy Dr., Brunswick, as part of the PY20 CHIP Grant Program.

SEC. 2: That the funds to cover this payment in the amount of \$72,000.00 are available in Account No. 139-0460-52215, Activity AC-20-06.

SEC. 3: That in accordance with Ohio Revised Code §5705.41(D), at the time that the contract or order was made and at the time of execution of the Finance Director's certificate, sufficient funds were available or in the process of collection, to the credit of a proper fund, properly appropriated and free from any previous encumbrance.

SEC. 4: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 5: That this Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason to expedite the project and payment to the contractor; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

ORDINANCE NO. 169-22

**AN ORDINANCE AMENDING ORDINANCE NO. 201-21,
PASSED DECEMBER 13, 2021. (Amendments to 2022 Budget)**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That Ordinance No. 201-21, passed December 13, 2021, shall be amended by the following additions:

<u>Account No./Line Item</u>	<u>Additions</u>
171-0743-52214	5,427.26 *
171-0743-52214 (ARPA - 2 nd tranche)	1,364,886.53 *
513-0533-53315	30,397.49 *
547-0650-52214	50,000.00 *
001-0210-53314	3,600.00 *
001-0410-53314	80.00 *
001-0420-53314	10,000.00 *
001-0430-53314	1,600.00 *
001-0741-53314	2,700.00 *
001-0742-53314	680.00 *
102-0610-53314	27,800.00 *
104-0301-53314	8,700.00 *
106-0101-53314	82,300.00 *
107-0110-53314	9,600.00 *
144-0730-53314	35.00 *
513-0533-53314	20,900.00 *
514-0543-53314	138,400.00 *
547-0650-53314	57,000.00 *
676-0746-53314	1,100.00 *

SEC. 2: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 3: That this Ordinance shall be in full force and effect at the earliest period allowed by law.

* - new appropriation

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor