

**CITY OF MEDINA  
AGENDA FOR COUNCIL MEETING**

March 8, 2021  
Medina City Hall – Council Rotunda  
7:30 p.m.

**Call to Order.**

**Roll Call.**

**Reading of minutes.** (February 22, 2021)

**Reports of standing committees.**

**Requests for council action.**

**Reports of municipal officers.**

**Confirmation of Mayor's appointments.**

Fire Chief – Larry Walters (appointed 3/4/2021)

Medina County Advisory Council on Aging – Linda Williams (City Rep.) – Exp. 3/31/2024

**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. 31-21, Ord. 32-21, Ord. 34-21, Res. 35-21, Res. 36-21, Ord. 37-21, Ord. 38-21,

Res. 31-21

A Resolution congratulating Brandon Scott Fisher on attaining the rank of Eagle Scout.

Ord. 32-21

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for Project #946C: Ray Mellert Fitness Trail, Phase 2.

Res. 33-21

A Resolution authorizing the filing of an Application for Grant Assistance with the Ohio Rail Development Commission (ORDC).

(emergency clause requested)

Ord. 34-21

An Ordinance authorizing the payment to Software Solutions, Inc. (SSI) for annual support services for the City's VIP Professional Accounting System.  
(emergency clause requested)

Res. 35-21

A Resolution donating used Medina TV and City of Medina equipment to Medina County.

Res. 36-21

A Resolution authorizing an Application for Grant Assistance from the Federal Aviation Administration (FAA) for FAA CRRSAA Airport Funding.  
(emergency clause requested)

Ord. 37-21

An Ordinance authorizing the expenditure of \$10,000.00 to the Medina County Society for the Prevention of Cruelty to Animals (SPCA) for animal related services for the year of 2021.

Ord. 38-21

An Ordinance amending Ordinance No. 3-21, passed January 11, 2021, relative to the purchase of one (1) 2021 Ford Explorer from Lebanon Ford for the Police Department.  
(emergency clause requested)

**Council comments.**

**Adjournment.**

MEDINA CITY COUNCIL  
Monday, February 22, 2021

**Call to Order:**

Medina City Council met in regular session and on Monday, February 8, 2021 at Medina City Hall with Mr. Coyne and Ms. Hazeltine attending remotely. The meeting was called to order at 7:30 p.m. by President of Council John Coyne who led the Pledge of Allegiance.

**Roll Call:**

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

Also present were the following members of the Administration: Mayor Dennis Hanwell, Greg Huber, Keith Dirham, Patrick Patton, Chief Kinney, Kimberly Marshall, and Clerk Kathy Patton.

**Minutes:**

Mr. Shields moved that the minutes from the regular meeting on Monday, February 8, 2021, as prepared and submitted by the Clerk be approved. The roll was called and the motion passed by the yeas of P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, and B. Lamb.

**Reports of Standing Committees:**

Finance Committee: Mr. Coyne stated Finance Committee met prior to Council this evening and will meet again in two weeks.

Health, Safety & Sanitation Committee: Mr. Simpson stated he will be scheduling a meeting sometime in the beginning of April.

Public Properties Committee: Mr. Shields had no report.

Special Legislation Committee: Mr. Lamb will be holding a Special Legislation meeting at 4:30 p.m., March 9, 2021 to discuss changes to demolition as well as feeding of wild animals.

Streets & Sidewalks Committee: Mr. Heffinger had no report.

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

Emerging Technologies Committee: Mr. Rose stated they will be discussing putting together a new plan for the budget module for the new SSI software real soon.

**Requests for Council Action:**

Finance Committee

- 21-035-2/22 – Amend Ord. 3-21, Increase P.O. Amount – Lebanon Ford – Police
- 21-036-2/22 – Bids, Project #946C: Ray Mellert Fitness Trail, Phase 2
- 21-037-2/22 – Grant Application – Ohio Rail Development Commission (ORDC)
- 21-038-2/22 – Expenditure Over \$15,000 – OP Aquatics – MCRC/Parks Dept.
- 21-039-2/22 – Expenditure – Software Solutions – Annual Software Support
- 21-040-2/22 – Expenditure Over \$15,000 – PY20 CHIP Home Repair - Absolute Construction
- 21-041-2/22 – Rezone 123 W. Liberty P-F to C-2, 364 Foundry St. & 347 N. Huntington St.  
R-3 to O-C

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21-042-2/22 – Donate used MedinaTV equipment to Medina County – Cable TV  
21-043-2/22 – Grant Application – FAA Airport Funding  
21-044-2/22 – SPCA Annual Contribution Request

**Reports of Municipal Officers:**

**Dennis Hanwell, Mayor,**

- A. Covid-19 - Medina County remains in red level. Please remain vigilant with avoiding large gatherings, wearing masks in public, washing hands frequently and social distancing. Updated information on business openings, safety protocols, etc. are on the city and Medina Co. Health Dept. Website. Recent health advisory from MCHD Krista Wasowski recommends that Medina County residents should remain at home as frequently as possible to assist in curtailing the spread of COVID of late. All of your efforts, along with ongoing vaccine administration has greatly reduced the number of cases in our county as well as hospital admissions. Well done!
- B. Fiber to the home- please take survey at this link- [www.Medina.LitCommunities.net](http://www.Medina.LitCommunities.net)
- C. Ice Festival – February 19-22 following COVID protocols was great success. Weather cooperated well! I was up here Saturday and saw most city lots filled, new parking deck filled, most of Muni Court lot filled, and people still parked on adjacent residential streets. Great boost for our local businesses. For those who thought this investment in parking deck was not needed, you were wrong.
- D. Snow clearing - Respectfully asking residents to please clear sidewalks of snow for safety of students walking to and from school. If sidewalks are not cleared, students have to walk in street in close proximity to traffic. Medina schools are back to in class instruction so students walk to and from all of our schools.

**Keith Dirham, Finance Director,** reminded all residents that the City of Medina does have an income tax and that is collected for us by RITA. They are available at [ritaoh.com](http://ritaoh.com) and forms are also available there. As far as we know, the deadline is not going to be extended like last year, so be prepared to file before April 15<sup>th</sup>.

**Greg Huber, Law Department,** had no report.

**Chief Kinney, Police Department,** had no report.

**Kimberly Marshall, Economic Development Director,** had no report.

**Jonathan Mendel, Planning Community Director,** was not present.

**Dan Gladish, Building Official,** was absent.

**Jansen Wehrley, Parks and Recreation Director,** stated The Rec Center Advisory Committee meetings have been changed from the 3<sup>rd</sup> Thursday of every month to the 2<sup>nd</sup> Thursday at 7:30 a.m. beginning March 11, 2021. They are in the process of bringing a number of new programs and some older programs back to the Rec Center. Check out the Facebook page or

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[www.medinarec.org](http://www.medinarec.org) for more information.

Nino Piccoli, Service Director, was not present.

Patrick Patton, City Engineer, wanted to remind residents that West Smith Road Reconstruction Phase #4 is under public comment period right now. Plans are available on the City website.

**Notices, communications and petitions:**

**Liquor Permit:**

Mr. Shields moved not to object to the issuance of a D5L permit to BM Ventures dba Swine BBQ, 117 Public Square, Medina, Ohio. Motion seconded by Mr. Simpson and approved by the yea votes of J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, and P. Rose.

**Unfinished Business:**

There is none.

**Introduction of Visitors:**

There were none.

**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. Ord. 26-21, Ord. 27-21, Ord. 28-21, Ord. 29-21, Res. 30-21. The roll was called and the motion passed with the yea votes of D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, and J. Shields.

**Ord. 026-21:**

**An Ordinance approving the three-year Capital Improvement Plan for the Medina Community Recreation Center and authorizing the expenditure of the current cash balance of the fund to the Medina City Schools, in accordance with the Joint Operating Agreement.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 026-21, seconded by Mr. Simpson. Mr. Wehrley stated the P.O. will be issued for the current cash balance of the capital improvement fund. Mr. Shields stated he will abstain from voting due to this involving his employer. The roll was called and Ordinance/Resolution No. 026-21 passed by the yea votes of J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, and D. Simpson. Jim Shields abstained.

**Ord. 027-21:**

**An Ordinance amending Section 2 of Ordinance No. 184-20, passed October 26, 2020, relative to the final payment to Engelke Construction Solutions for the City Hall Rotunda Renovation.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 027-21, seconded by Mr. Simpson. Mr. Patton stated this is their final payment in the amount of \$165,390 and is less than what we had anticipated. The roll was called and Ordinance/Resolution No. 027-21 passed by the yea votes of J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

**Ord. 028-21:**

**An Ordinance amending Ord. 131-20, passed July 13, 2020, relative to bidding and awarding a contract for a detention basin at the Medina Municipal Airport – Project #947.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 028-21, seconded by Mr. Simpson. Mr. Patton stated an ordinance was passed last July regarding this project for the detention basin. Comments from the FAA and Medina County caused us to change the plans resulting in an increase to the project to \$178,000. The Stephenson Foundation had previously pledged 1/3 of the cost of the project. Mayor Hanwell reached out to them and they agreed to increase their donation to \$60,000.00. The roll was called and Ordinance/Resolution No. 028-21 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, and E. Heffinger.

**Ord. 029-21:**

**An Ordinance amending Section 2 of Ordinance No. 21-21, passed February 8, 2021, relative to the payment for the Design-Build Contract with CPS Construction, Inc. for design and construction of a City Hall Parking Structure.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 029-21, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 029-21, seconded by Mr. Simpson. Mr. Patton stated the total amount of the final payment will be \$3,744,000.00 which is \$30,000.00 more than we originally contracted with the results of the change order of \$103,000.00 based on the fact that the contract was amount was reduced midway through the project. Emergency is needed since we have been negotiating with them for several months. Mr. Huber stated CPS has some outstanding sub-contractors who have been waiting to be paid for some time now. 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, J. Hazeltine, E. Heffinger, and B. Lamb. The roll was called and Ordinance/Resolution No. 029-21 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, and P. Rose.

**Res. 030-21:**

**A Resolution authorizing the administration to submit a Letter of Interest to NOACA for Potential Fast Charging Electric Vehicle Charging Stations.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 030-21, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 030-21, seconded by Mr. Simpson. Mr. Patton stated that NOACA has a program for the region to install a certain number of these charging stations by 2030 and this is the first wave. This does not bind us to them, it is just a letter of interest. The roll was called on adding the emergency clause and was approved by the yea votes of D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, and J. Shields. Emergency is needed due to letter of interest being due to NOACA by March 12, 2021. The roll was called and Ordinance/Resolution No. 030-21 passed by the yea votes of J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, and D. Simpson.

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**Council Comments:**

Mr. Simpson thanked all involved for the hard work they did for the Medina Ice Festival. The crowds were phenomenal and by the looks of some of the car plates they all were not from Medina County. Dennie offered his sympathy to Mayor Dennis Hanwell and his family for the passing of Bob Hanwell, the Mayor's father. Dennie also spoke of the passing of Jane Reger, remembering every Memorial Day Parade when she was still teaching her kindergarten class she would have her entire class march in the parade.

Mr. Rose echoed the Mayor's comments about the crowds around the square for the Ice Festival this weekend. He heard comments from people how wonderful it was to have the parking decks and not having to drive around looking for parking. He reminded everyone to keep their fire hydrant clear of snow, and also offered his sincere sympathy to the Hanwell family.

Mrs. Hazeltine extended her condolences to the Hanwell family, and also recognized the loss of Jane Reger (previous shop owner on the square). She gave a shout out to Nino Piccoli and his crew for keeping everyone safe here during all the recent snow and for keeping the streets clean.

Mr. Lamb commented on the Ice Festival and all the help and partnership that goes into it with Medina City and Medina MainStreet, it draws such a huge crowd. He expressed sympathy and prayers to the Hanwell Family.

Mr. Coyne also expressed his sympathy to the Mayor and his family.

There being no further business; the meeting adjourned at 7:59 p.m.

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Kathy Patton, CMC - Clerk of Council

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John M. Coyne, President of Council

RESOLUTION NO. 31-21

A RESOLUTION CONGRATULATING BRANDON SCOTT FISHER ON ATTAINING THE RANK OF EAGLE SCOUT.

WHEREAS: *Brandon Scott Fisher* is currently a member of Troop 501 chartered with Medina United Methodist Church; and

WHEREAS: *Brandon* recently completed his Eagle Scout project titled "One-Ginormous Bookshelf" benefitting Project Learn; and

WHEREAS: As a result of considerable hard work in the areas of citizenship, physical fitness, character and leadership development, *Brandon Scott Fisher* received his Eagle Scout Award, the highest award attainable in scouting.

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

SEC. 1: That the Medina City Council hereby commends *Brandon Scott Fisher* for his outstanding contribution to his community and Boy Scout Troop 501 in attaining the prestigious rank of Eagle Scout.

SEC. 2: That a signed copy of this Resolution shall be presented to *Brandon Scott Fisher* in recognition of his hard work and dedication in obtaining this award.

PASSED: \_\_\_\_\_ SIGNED: \_\_\_\_\_  
President of Council

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_  
Clerk of Council

SIGNED: \_\_\_\_\_  
Mayor

ORDINANCE NO. 32-21

AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR COMPETITIVE BIDS AND TO AWARD A CONTRACT TO THE SUCCESSFUL BIDDER FOR PROJECT #946C: RAY MELLERT FITNESS TRAIL, PHASE 2.

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 Project #946C: Ray Mellert Fitness Trail, Phase 2, in accordance with specifications on file in the office of the Mayor.

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.

PASSED: \_\_\_\_\_

SIGNED: \_\_\_\_\_

President of Council

ATTEST: \_\_\_\_\_

APPROVED: \_\_\_\_\_

Clerk of Council

SIGNED: \_\_\_\_\_

Mayor

RESOLUTION NO. 33-21

A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR GRANT ASSISTANCE WITH THE OHIO RAIL DEVELOPMENT COMMISSION (ORDC), AND DECLARING AN EMERGENCY.

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

SEC. 1: That the Mayor is hereby authorized and directed to file an application with the Ohio Rail Development Commission (ORDC) for a grant to be used to improve drainage and replace ties, rail and ballast on a portion of the rail line north of SR 18 and also to replace the crossing surface on SR 18 near AI Root Company.

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 Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason applications are reviewed as they are received; 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: \_\_\_\_\_  
Clerk of Council

APPROVED: \_\_\_\_\_

SIGNED: \_\_\_\_\_  
Mayor

ORDINANCE NO. 34-21

AN ORDINANCE AUTHORIZING THE PAYMENT TO SOFTWARE SOLUTIONS INC. (SSI) FOR ANNUAL SUPPORT SERVICES FOR THE CITY'S VIP PROFESSIONAL ACCOUNTING SYSTEM, AND DECLARING AN EMERGENCY.

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

SEC. 1: That the payment of \$46,719.64 is hereby authorized to Software Solutions Inc. (SSI) for software maintenance of the Finance and Service Departments' VIP Professional Accounting System for the period of March 1, 2021 through February 28, 2022.

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 payment are available as follows:

<u>Account No.</u>	<u>Department</u>	<u>Amount</u>
001-0707-53321	General Administration	\$24,293.65
106-0101-53321	Police	1,869.00
513-0531-53321	Water Office	7,008.00
513-0708-53321	Utility Billing	10,278.00
514-0541-53321	Sanitation	3,270.99

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 the effective period begins March 1, 2021; 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: \_\_\_\_\_  
Clerk of Council

APPROVED: \_\_\_\_\_

SIGNED: \_\_\_\_\_  
Mayor

**RESOLUTION NO. 35-21**

**A RESOLUTION DONATING USED MEDINA TV AND CITY OF MEDINA EQUIPMENT TO MEDINA COUNTY.**

**WHEREAS:** MedinaTV and the City wishes to donate used equipment that is no longer needed to Medina County, estimated at approximately \$23,055.68.

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

**SEC. 1:** That Council hereby approves the donation of used MedinaTV equipment to Medina County.

**SEC. 2:** That a list of the used equipment with approximate value 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 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**

Res. 35-21  
Exh. A

Inventory to donate to Medina County from MedinaTV and the City of Medina:

<u>Quantity</u>	<u>Item</u>	<u>Serial #</u>	<u>Estimated Cost</u>
1	Newtek Live Control Unit LC-11	H1AF19791356418	\$2,155.68
1	Dell Monitor		\$300.00
1	Newtek Mini HD-4I	NA5075297543850	\$6,900.00
1	Panasonic Remote Camera Controller AW-RP50	10TYA0156	\$2,000.00
3	Panasonic Cameras		
	2- AW-HE50	M00804554E305/M00804554D419	\$3,000each/\$6,000
	1-AW HE40SWP	H6TQC0162	\$3,700
5	Shure MX418s/s with mounts		\$300 each/ \$1,500
	Misc. Cables		\$500

Total Costs Estimate \$23,055.68

RESOLUTION NO. 36-21

A RESOLUTION AUTHORIZING AN APPLICATION FOR GRANT ASSISTANCE FROM THE FEDERAL AVIATION ADMINISTRATION (FAA) FOR FAA CRRSAA AIRPORT FUNDING, AND DECLARING AN EMERGENCY.

WHEREAS: The City of Medina, Ohio intends to apply to the Federal Aviation Administration (FAA) for FAA CRRSAA Airport Funding for the Medina Municipal Airport.

NOW, THEREFORE, 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 an application for grant assistance to the Federal Aviation Administration (FAA) for FAA CRRSAA Airport Funding for the Medina Municipal Airport.

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

SEC. 3: That if the Grant is awarded to the City, the Mayor is hereby authorized to accept the Grant and enter into an agreement with the Federal Aviation Administration for the implementation and administration of the Grant.

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 considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason the FAA intends on beginning distribution of these funds in mid-March, 2021; wherefore, this Resolution 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. 37-21**

**AN ORDINANCE AUTHORIZING THE EXPENDITURE OF \$10,000.00 TO THE MEDINA COUNTY SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS (SPCA) FOR ANIMAL RELATED SERVICES FOR THE YEAR 2021.**

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

**SEC. 1:** That the expenditure of \$10,000.00 to the Medina County Society for the Prevention of Cruelty to Animals (SPCA) is hereby authorized for animal related services.

**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 payment are available in Account No. 001-0707-52215.

**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:** \_\_\_\_\_  
**Clerk of Council**

**APPROVED:** \_\_\_\_\_

**SIGNED:** \_\_\_\_\_  
**Mayor**

ORDINANCE NO. 38-21

AN ORDINANCE AMENDING ORDINANCE NO. 3-21, PASSED JANUARY 11, 2021, RELATIVE TO THE PURCHASE OF ONE (1) 2021 FORD EXPLORER FROM LEBANON FORD FOR THE POLICE DEPARTMENT, AND DECLARING AN EMERGENCY.

WHEREAS: Ordinance No. 3-21, passed January 11, 2021, authorized the payment of \$342,023.40 to Lebanon Ford for the Police Department; and

WHEREAS: There has been a modification to the pricing for 2021, requiring an increase of \$481.60 to Purchase Order #21-837.

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

SEC. 1: That the contract amount authorized in Ordinance No. 3-21, passed January 11, 2021, is hereby amended from \$32,023.40 to \$32,505.00 for purchase of one (1) 2021 Ford Explorer from Lebanon Ford for the Police 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 amendment, in the amount of \$481.60 are available in Account No. 106-0101-54417.

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 that this is an immediate purchase; 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: \_\_\_\_\_  
Clerk of Council

APPROVED: \_\_\_\_\_

SIGNED: \_\_\_\_\_  
Mayor