

**CITY OF MEDINA  
AGENDA FOR COUNCIL MEETING**

April 24, 2023  
Medina City Hall – Council Rotunda  
7:30 p.m.

**Call to Order.**

**Roll Call.**

**Reading of minutes.** (April 10, 2023)

**Reports of standing committees.**

**Requests for council action.**

**Reports of municipal officers.**

**Confirmation of Council's appointment.**

Strategic Plan Advisory Committee – Ward 4 Rep. – Shirley Laribee (Exp. 12/31/26)

**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: Ord. 77-23, Ord. 78-23, Res. 79-23, Ord. 80-23, Ord. 81-23, Ord. 82-23, Ord. 83-23, Ord. 84-23, Ord. 85-23, Ord. 86-23, Ord. 87-23, Ord. 88-23

**Ord. 77-23**

An Ordinance amending Section 141.01 of the codified ordinances of the City of Medina, Ohio relative to the Advertising and Awarding of Contracts.

**Ord. 78-23**

An Ordinance amending Ordinance No. 35-23, passed February 13, 2023, decreasing the expenditure to Dunlop & Johnson.

(emergency clause requested)

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Res. 79-23

A Resolution authorizing participation in the Ohio Department of Transportation's Cooperative Purchasing Program for the purchase of sodium chloride (rock salt).  
(emergency clause requested)

Ord. 80-23

An Ordinance authorizing the Mayor to enter into a three-year contract with Rea & Associates, Inc. for the preparation of the City's CAFR in accordance with accounting principles generally accepted in the United States of America (GAAP) for the years ending December 31, 2022, December 31, 2023, and December 31, 2024.

Ord. 81-23

An Ordinance authorizing the expenditure of up to \$40,000 to Rea & Associates for the preparation of the annual audit for the City of Medina for the fiscal period ending December 31, 2022.

Ord. 82-23

An Ordinance repealing Ordinance No. 5-23, passed January 9, 2023, relative to the Job Creation Grant Agreement for Agrati, Inc.

Ord. 83-23

An Ordinance amending Ordinance No. 48-23, passed February 27, 2023, relative to the consultant services for the Multi-Use Path Plan for the City of Medina, Ohio.  
(emergency clause requested)

Ord. 84-23

An Ordinance repealing and replacing Ordinance No. 24-17, passed February 27, 2017, pertaining to the Memorial Park Swimming Pool Rates.

Ord. 85-23

An Ordinance repealing and replacing the Program Rates and Pool Rental Rates for the Memorial Park Pool.

Ord. 86-23

An Ordinance authorizing the increase of the expenditure to Dixon Engineering, Inc. for the Service Department.

Ord. 87-23

An Ordinance authorizing the Finance Director to make certain fund advances.

Ord. 88-23

An Ordinance amending Ordinance No. 221-22, passed December 12, 2022. (Amendments to 2023 Budget)

**Council comments.**

**Adjournment.**

MEDINA CITY COUNCIL  
Monday, April 10, 2023

**Call to Order:**

Medina City Council met in regular session on Monday, April 10, 2023 at Medina City Hall. The meeting was called to order at 7:30 p.m. by Council President John Coyne. Boy Scout Troop 5137 led in the Pledge of Allegiance.

**Roll Call:**

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

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

**Minutes:**

Mr. Shields moved that the minutes from the regular meeting on Monday, March 27, 2023, as prepared and submitted by the Clerk be approved, seconded by Mr. Shields. The roll was called and passed by the yea votes of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, and J. Shields.

**Reports of Standing Committees:**

**Finance Committee:** Mr. Coyne stated the Finance Committee met prior to the Council Meeting and will meet again on April 24, 2023.

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

**Public Properties Committee:** Mr. Shields stated the Helios Project has been moved out of Public Properties Committee and was on the agenda for Finance Committee tonight.

**Special Legislation Committee:** Mr. Lamb has scheduled two meetings, Wednesday, May 10 at 5:00 p.m. update the parking policy, and Monday, May 15 at 5:00 p.m. to discuss consideration of prohibiting feeding of deer and wild animals.

**Streets & Sidewalks Committee:** Ms. Haire had no report.

**Water & Utilities Committee:** Ms. Hazeltine had no report.

**Emerging Technologies Committee:** Mr. Rose had no report.

**Requests for Council Action:**

23-082-4/10 – Amend Ord. 35-23, Decrease Purchase Order Amt.  
23-083-4/10 – Cooperative Purchase – ODOT Sodium Chloride  
23-084-4/10 – Expenditure – REA & Associates – Financial Statements  
23-085-4/10 – Expenditure – REA & Associates – Annual Audit  
23-086-4/10 – Amend Ord. 48-23, Multi-Use Path Plan  
23-087-4/10 – Rescind Job Creation Grant Agreement – Agrati, Inc.  
23-088-4/10 – Increase Expenditure – Rocco Masonry – Service Dept.  
23-089-4/10 – Budget Amendments

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23-090-4/10 – Amend Ord. 24-17 – Municipal Pool Rates  
23-091-4/10 – Amend Ord. 56-17 – Municipal Pool Rental Rates  
23-092-4/10 – Increase P.O. #2020-1206 – Dixon Engineering – Service Dept.

**Reports of Municipal Officers:**

**Dennis Hanwell, Mayor:**

- 1) Thanked Council President John Coyne III, Council Pro-Tem Jim Shields and city department heads for handling the city needs during his vacation.
- 2) The 2022 City of Medina Annual report is posted on the City Website.
- 3) February 13<sup>th</sup> the Fire Chief presented about the Finance Committee and the Council the same night the eminent need to bid the replacement of self-contained breathing apparatus for our firefighters. The existing equipment was at the end of life and failing. Both committees passed this with the emergency clause. The apparatuses are due in early May. This is a result of everyone working together to get this done.

**Keith Dirham, Finance Director,** Keith stated the City of Medina has a municipal income tax, we contract with RITA. [www.rita-ohio.com](http://www.rita-ohio.com) Please remember to file if you are a resident of the city.

**Kimberly Marshall, Economic Development Director,** reported Friday, April 14<sup>th</sup> a ribbon cutting for Gaybak Corporation located at 820 S. Progress Drive at 11 a.m.

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

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

**Chief Walters, Fire Department,** had no report.

**Jansen Wehrley, Parks and Recreation Director,** reported contract for fitness room addition at the Rec Center has been awarded to John J. Hemminger Construction. No school district funding will be used for the construction.

The Rec Center hosted a Splashtastic Egg Hunt last week and over 175 kids signed up.

Upcoming event - Family Fitness Night at the Rec Center, register at [medinarec.org](http://medinarec.org)

Taking registrations for summer camp. Dates are June 5<sup>th</sup> through August 11<sup>th</sup>.

Forestry dept. is in the middle of their spring tree planting, planting around 90 trees throughout town.

**Dan Gladish, Building Official,** had no report.

**Nino Piccoli, Service Director,** reported on the city's electric aggregation program. Electric rates have been much discussion lately on potentially rising by June of this year. Possibly from 10.1 cents per kilowatt hour at the minimum and as high as 12 cents per kilowatt hour. The city entered

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into an agreement with Energy Harbor for a period of 3 years. Medina city residents and businesses are automatically included in the aggregation program and if you choose to opt out you must physically fill out a card that was sent to you along with a letter. Our price with Energy Harbor is 7.37 cents per kilowatt hour.

**Patrick Patton, City Engineer**, reported with regards to the West Smith Road project, starting today is a critical part in the project as crews began to install the bore under the railroad that runs between Huntington and Elmwood and this will take about 2 ½ weeks.

Utility locate flags are necessary whenever someone has to dig for lines and people are asking when they cut their grass if they can pull those flags and by law you can not pull them for 10 days from when they were laid.

**Andrew Dutton, Planning and Community Development Director**, reported in cooperation with the Medina County Park District, the Community Development Department has begun the process of creating a Multi-Use Path Plan with our consultant the Envision Group. Currently looking for public input and feedback. A survey regarding the multi-use plan is available on the front page of our website at medinaoh.org and the first public meeting for the project will be held on Tuesday, May 30<sup>th</sup> at 6 p.m. here at City Hall.

#### **Mayor's appointments**

Civil Service Commission – James Palmquist – Expiring 6/30/29

Mr. Shields moved to confirm the Mayor's appointment, seconded by Mr. Simpson. Motion passed by the yeas and nays of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson.

#### **Notices, communications and petitions:**

There were none.

#### **Unfinished Business:**

There was none.

#### **Introduction of Visitors:**

Matt Hiscock is the Director of Public Safety for the city of Wadsworth located at 120 Maple St. Wadsworth. Matt stated on March 11<sup>th</sup> they hosted involuntarily a free speech event held in one of their parks. There was a permitting process and detectives were assigned to begin looking into this event and what might be happening. They gathered intelligence in regards to this event and knew that the city of Wadsworth alone would not be able to provide for the public's safety. We reached out for assistance and thanked Chief Kinney and the 13 Medina police officers who arrived to assist us on that day as well as over 100 other law enforcement officers, fire and EMS employees and State Officials that came to Wadsworth on that particular day to assist us. The event was a success in eyes of the management team of the City of Wadsworth and realize they couldn't have done it without all the assistance. We thank you very much.

Ariel Bly is a member on the Emerging Technology Advisory Committee and she resides at 243

S. Jefferson St. – Came to report on the results of the Electrical Vehicle Survey. Received just under 300 responses with 12% owning electric vehicles, 6.3% plan to purchase an electric vehicle, plan to purchase an electrical vehicle in the next 5 years 29% answered yes.

**Introduction and consideration of ordinances and resolutions.**

Motion to suspend the Rules requiring three readings on the following ordinances and resolutions: Res. 69-23, Ord. 70-23, Res. 71-23, Ord. 72-23, Ord. 73-23, Ord. 74-23, Ord. 75-23, Ord. 76-23  
Mr. Shields motioned to suspend the rules requiring three readings of tonight’s ordinances and resolutions, seconded by Mr. Simpson. The roll was called and passed by the yea votes of R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

**Res. 69-23**

**A Resolution authorizing the Mayor to file an application for grant assistance with the Medina County Drug Advisory Commission (MCDAC) for a grant to fund and support the School Resource Officer Program with the Medina City Schools.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 069-23, seconded by Mr. Simpson. Chief Kinney stated this will fund their 3 school resource officers. The roll was called and Ordinance/Resolution No. 069-23 passed by the yea votes of J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire.

**Ord. 70-23**

**An Ordinance authorizing the Mayor to execute a Sponsor Partnership Responsibility Acknowledgement with the Northeast Ohio Areawide Coordinating Agency (N.O.A.C.A.) and to accept funding for a Federal Aid Project Grant for the State Road Reconstruction Project.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 070-23, seconded by Mr. Simpson. Mr. Patton stated NOACA selected the city to receive a 1.17 million dollar grant towards reconstruction of State Road. This is to accept that grant and sign. Mr. Rose stated he appreciates all the additional information Mr. Patton provided, but will be voting no on this ordinance and feels through his experience with past employment dealing with NOACA and has a problem with organizations like that coming in to “guide us”. Mr. Lamb stated we have worked with NOACA for a long time. Without them we would be minus a number of projects. Bill feels the city has had a whole lot of say so and input of what we can and can’t do in the past working with NOACA. The benefit so far outweighs any concern about getting along throughout the process. The roll was called and Ordinance/Resolution No. 070-23 passed by the yea votes of B. Lamb, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine.

**Res. 71-23**

**A Resolution supporting the Northeast Ohio Areawide Coordinating Agency (N.O.A.C.A.’s) submittal for additional Federal funding for the State Road Reconstruction Project.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 071-23, seconded by Mr. Simpson. Mr. Patton stated this project is currently estimated to be about \$6.6 million dollars. NOACA has applied on the city’s behalf to Governor Sherrod Brown’s office, for \$3 million dollars in additional funding for this project and are asking for council to consider supporting a resolution at this time. The roll was called and Ordinance/Resolution No. 071-23 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, and B. Lamb.

**Ord. 72-23**

**An Ordinance authorizing the Mayor to accept the Storm Water Operation and Maintenance Agreement (SWOMA) from Bat Commerce, LLC (Trailer One), for a newly installed Storm Water Detention System.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 072-23, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 072-23 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and P. Rose.

**Ord. 73-23**

**An Ordinance authorizing the Mayor to enter into a Memorandum of Understanding with Liberty View, LLC and the Medina City Development Corporation for certain infrastructure improvements to be made by the City and the Developer.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 073-23, seconded by Mr. Simpson Mrs. Marshall stated this would include to absorb the cost under the existing TIF District. Budget estimate for project currently is at \$248,886.00 and of that the city's share is \$220,986.00 and the developer's share is estimated at \$27,900.00. The estimates have a 20% contingency built in. This has been reviewed and approved by the City Law Director Greg Huber. The roll was called and Ordinance/Resolution No. 073-23 passed by the yea votes of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, and J. Shields.

**Ord. 74-23**

**An Ordinance authorizing an expenditure to the Medina City School District Board of Education for the Natatorium Repair Project at the Medina Community Recreation Center.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 074-23, seconded by Mr. Simpson. Jansen stated the Medina City School District is currently out to bid to renovate the leisure pool and comp pool at the recreation center. With the joint operating agreement with the Medina City Schools they will fund the total cost of the repairs and then the city will reimburse them for 50% of the cost. This is also for an additional purchase order for two items that the city has agreed to fund at 100% because it solely benefits the rec center. Mr. Shields will abstain since this involves his employer. The roll was called and Ordinance/Resolution No. 074-23 passed by the yea votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, and D. Simpson.

**Ord. 75-23**

**An Ordinance amending Ordinance No. 35-23, passed February 13, 2023, relative to the payment to Dunlop & Johnston, Inc. for work performed as part of the CDBG-Target of Opportunity Grant.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 075-23, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 075-23, seconded by Mr. Simpson. Mr. Dutton stated this reduces the amounts of funds from \$141,000 to \$139,022 to Dunlop & Johnston Inc. for interior renovations at the Battered Women's Shelter. Needed to reduce the amount to reflect the actual cost of the project and limited grant funding. Emergency clause if requested due to project almost being complete and this was an unexpected change. 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. 075-23 passed by the

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yea votes of J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire.

**Ord. 76-33**

**An Ordinance amending Ordinance No. 221-22, passed December 12, 2022. (Amendments to 2023 Budget)** Mr. Shields moved for the adoption of Ordinance/Resolution No. 076-23, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 076-23 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine.

**Council comments**

Mr. Simpson thanked the public that came to the Ward 1 and Ward 2 meeting held last week. It was well attended.

Dennie spoke on natural disasters occurring and to help out where and if you can. Be kind sign was gifted to Dennie from Dan Gladish.

Ms. Hazeltine echoed Dennie in respect to the ward meeting. Jess spoke on the topic of texting while driving and to not do it.

Mr. Rose spoke on attending an open house with the United Way and what they offer.

**Adjournment**

There being no further business, the meeting adjourned at 8:10 p.m.

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Kathy Patton, Clerk of Council

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John Coyne, President of Council



**ORDINANCE NO. 77-23**

**AN ORDINANCE AMENDING SECTION 141.01 OF THE  
CODIFIED ORDINANCES OF THE CITY OF MEDINA, OHIO  
RELATIVE TO THE ADVERTISING AND AWARDING OF  
CONTRACTS.**

**WHEREAS:** Section 141.01 of the codified ordinances of the City of Medina, Ohio presently reads in part as follows pertaining to the Advertising and Awarding of Contracts:

**141.01 ADVERTISING AND AWARDING OF CONTRACTS.**

(a) All contracts made by the City of Medina shall be executed in the name of the City and signed on its behalf by the Mayor.  
(Ord. 33-09. Passed 3-9-09.)

(b) The directors of the various departments of the City may purchase and contract for supplies or materials, or provide for any work under the supervision of the department not involving more than one thousand five hundred dollars (\$1,500).

(c) In the absence of an ordinance passed by Council, the Board of Control shall approve all contracts or purchases in excess of one thousand five hundred dollars (\$1,500) but not exceeding fifteen thousand dollars (\$15,000) and shall direct the Mayor to enter into the contract. In the absence of an ordinance passed by Council, the Finance Committee shall approve all contracts or purchases in excess of fifteen thousand dollars (\$15,000) but not exceeding twenty-five thousand dollars (\$25,000) and shall direct the Mayor to enter into the contract. (Ord. 61-18. Passed 4-9-18.)

(d) Except as permitted otherwise by law, when any expenditure, other than the compensation of persons employed by the City, exceeds twenty-five thousand dollars (\$25,000), such contracts shall be in writing and made with the lowest and best bidder as determined by the Board of Control after advertising for not less than two nor more than four consecutive weeks in a newspaper of general circulation with the City. Bids shall be opened and publicly read at the time, date and place specified in the advertisement to bidders or specifications. The time and date of bid openings may be extended to a later date by the Board of Control, provided that notice of the change shall be given to all persons who have received or requested specifications no later than forty-eight hours prior to the original time and date fixed for the opening.

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

**SEC. 1:** That Sections 141.01 of the codified ordinances of the City of Medina, Ohio shall be amended to read in part as follows pertaining to Advertising and Awarding of Contracts:

**141.01 ADVERTISING AND AWARDING OF CONTRACTS.**

- (a) All contracts made by the City of Medina shall be executed in the name of the City and signed on its behalf by the Mayor. (Ord. 33-09. Passed 3-9-09.)
- (b) The directors of the various departments of the City may purchase and contract for supplies or materials, or provide for any work under the supervision of the department not involving more than ~~one thousand five hundred dollars (\$1,500)~~ **two thousand dollars (\$2,000)**.
- (c) In the absence of an ordinance passed by Council, the Board of Control shall approve all contracts or purchases in excess of ~~one thousand five hundred dollars (\$1,500)~~ **two thousand dollars (\$2,000)** but not exceeding ~~fifteen thousand dollars (\$15,000)~~ **twenty thousand dollars (\$20,000)** and shall direct the Mayor to enter into the contract. In the absence of an ordinance passed by Council, the Finance Committee shall approve all contracts or purchases in excess of ~~fifteen thousand dollars (\$15,000)~~ **twenty thousand dollars (\$20,000)** but not exceeding ~~twenty five thousand dollars (\$25,000)~~ **thirty-five thousand dollars (\$35,000)** and shall direct the Mayor to enter into the contract. (Ord. 61-18. Passed 4-9-18.)

(d) Except as permitted otherwise by law, when any expenditure, other than the compensation of persons employed by the City, exceeds ~~twenty five thousand dollars (\$25,000)~~ **thirty-five thousand dollars (\$35,000)**, such contracts shall be in writing and made with the lowest and best bidder as determined by the Board of Control after advertising for not less than two nor more than four consecutive weeks in a newspaper of general circulation with the City. Bids shall be opened and publicly read at the time, date and place specified in the advertisement to bidders or specifications. The time and date of bid openings may be extended to a later date by the Board of Control, provided that notice of the change shall be given to all persons who have received or requested specifications no later than forty-eight hours prior to the original time and date fixed for the opening.

**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**

**Effective date – May 24, 2023**

**ORDINANCE NO. 78-23**

**AN ORDINANCE AMENDING ORDINANCE NO. 35-23, PASSED FEBRUARY 13, 2023, DECREASING THE EXPENDITURE TO DUNLOP & JOHNSON, AND DECLARING AN EMERGENCY.**

**WHEREAS:** The Grant Administrator has requested to decrease Purchase Order #2023000982 from \$141,000.00 to \$139,022.00, and asked for the Council’s approval.

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

**SEC. 1:** That the amount authorized in Ordinance No. 35-23, passed February 13, 2023 is hereby decreased from \$141,000.00 to \$139,022.00 for payment to Dunlop & Johnson for work performed at the Battered Women’s Shelter as part of the CDBG-Target of Opportunity Grant.

**SEC. 2:** That the funds to cover this expenditure are available in Account No. 125-0451-52215, AD-20-23.

**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 considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason work is near completion and payment is due; 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. 79-23**

**A RESOLUTION AUTHORIZING PARTICIPATION IN THE OHIO DEPARTMENT OF TRANSPORTATION'S COOPERATIVE PURCHASING PROGRAM FOR THE PURCHASE OF SODIUM CHLORIDE (ROCK SALT), AND DECLARING AN EMERGENCY.**

**WHEREAS:** Section 5513.01(B) provides the opportunity for Counties, Townships, Municipal Corporations, Port Authorities, Regional Transit Authorities, State Colleges or Universities to participate in contracts of the Ohio Department of Transportation for the purchase of machinery, material, supplies or other articles.

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

**SEC. 1:** That the Mayor hereby requests authority in the name of the City of Medina to participate in the Ohio Department of Transportation contracts for sodium chloride (rock salt), Contract 018-24 and agrees:

- 1) To purchase an estimated salt tonnage of 2,100 tons (stockpile capacity 1,600 tons) exclusively from the vendor awarded the sodium chloride contract for the county in which said political subdivision is located;
- 2) To be bound by the terms and conditions of the contract;
- 3) To be responsible for payment directly to the vendor for the quantities purchased under the contract; and
- 4) To be responsible for resolving disputes arising out of participation in the contract and, to the extent allowable under Ohio law, hold the Director of Transportation and the Ohio Department of Transportation harmless for any claim or dispute arising out of participation in the contract pursuant to Ohio Revised Code Section 5513.01(b).

Minimum Order = 1 truckload/22 tons without piler or 200 tons with piler

Stockpile Location: 781 West Smith Road  
Medina, OH 44256

Stockpile Capacity: 1,600 tons

Tons Required: 2,100 tons (estimated)

Participating Political Subdivisions are intended beneficiaries under this contract and are real parties in interest with the capacity to sue and be sued in their own name without joining the state of Ohio, Ohio Department of Transportation. By signing and returning this agreement, you will be bound to participate in this contract during the upcoming winter season, upon award of the contract to a successful vendor. A participating Political Subdivision cannot change its position during this contract period. Termination of participation is effective upon the expiration date of the contract. Failure of a Political Subdivision to purchase its requirements from the awarded vendor or comply with the terms of this contract may invalidate participation for the following winter season.

Political subdivisions will be required to submit a new participation agreement form every year indicating storage capacity and stating salt needs for the contract period.

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

**SEC. 3:** That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Resolution to the Ohio Department of Transportation, Office of Contracts, Purchasing Services, prior to the mailing of Invitation 018 each year.

**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 that the contract is due by May 1, 2023; 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:** \_\_\_\_\_  
**Clerk of Council**

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

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

**RESOLUTION AUTHORIZING PARTICIPATION  
IN THE ODOT ROAD SALT CONTRACTS AWARDED IN 2023**

**WHEREAS**, the (City of Medina, Ohio) (hereinafter referred to as the "Political Subdivision") hereby submits this written agreement to participate in the Ohio Department of Transportation's (ODOT) annual road salt bid in accordance with Ohio Revised Code 5513.01(B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT road salt contract:

- a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the road salt contract and acknowledges that upon award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and
- b. The Political Subdivision hereby acknowledges that upon the Director of ODOT's signing of the road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and
- c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT road salt contract and agrees that each party hereto shall be responsible for liability associated with that party's own errors, actions, and failures to act.
- d. The Political Subdivision's electronic order for Sodium Chloride (Road Salt) will be the amount the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and
- e. The Political Subdivision hereby agrees to purchase a minimum of 90% of its electronically submitted salt quantities from its awarded salt supplier during the contract's effective period; and
- f. The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT salt contract; and
- g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Monday, May 1<sup>st</sup>, by 5:00 p.m. The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: [Contracts.Purchasing@dot.ohio.gov](mailto:Contracts.Purchasing@dot.ohio.gov) by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision's participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement.

**NOW, THEREFORE**, be it ordained by the following authorized person(s) that this participation agreement for the ODOT road salt contract is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation on the ODOT salt contract:

\_\_\_\_\_ (Authorized Signature) \_\_\_\_\_ Approval Date  
Dennis Hanwell, Mayor

\_\_\_\_\_ (Authorized Signature) \_\_\_\_\_ Approval Date  
John M. Coyne, III, President of Council

\_\_\_\_\_ (Authorized Signature) \_\_\_\_\_ Approval Date  
Attest – Kathy Patton, Clerk of Council

**THIS RESOLUTION MUST BE UPLOADED TO THE SALT PARTICIPATION WEBSITE BY NO LATER THAN MAY 1<sup>st</sup>, 2023.**

PLEASE NOTE: THE DEPARTMENT WILL NOT ACCEPT TYPED SIGNATURES. PARTICIPATION AGREEMENTS SUBMITTED WITH TYPED SIGNATURES WILL BE INVALID AND INELIGIBLE FOR APPROVAL. YOU CANNOT SUBMIT A WORD DOCUMENT VERSION OF THIS PARTICIPATION AGREEMENT. NO EXCEPTIONS.

**ORDINANCE NO. 80-23**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A THREE-YEAR CONTRACT WITH REA & ASSOCIATES, INC. FOR THE PREPARATION OF THE CITY'S CAFR IN ACCORDANCE WITH ACCOUNTING PRINCIPLES GENERALLY ACCEPTED IN THE UNITED STATES OF AMERICA (GAAP) FOR THE YEARS ENDING DECEMBER 31, 2022, DECEMBER 31, 2023, AND DECEMBER 31, 2024.**

**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 a three-year contract with Rea & Associates, Inc. for the preparation of the City's CAFR in accordance with accounting principles generally accepted in the United States of America (GAAP) for the years ending December 31, 2022, December 31, 2023, and December 31, 2024.
- 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 fees for these services shall not exceed \$26,000 for the year ending December 31, 2022, \$26,000 for the year ending December 31, 2023; and \$26,000 for the year ending December 31, 2024 and will be available in Account No. 001-0707-52226.
- SEC. 4:** That fees for additional accounting services, up to an estimated \$2,500 annually may be charged for events such as debt refundings, audit changes to the financial statements due to inaccurate or incomplete information provided by the City, restatements of prior year financial statements, or other non-routine events.
- SEC. 5:** That a copy of the contract is marked Exhibit A, attached hereto and incorporated herein.
- SEC. 6:** 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. 7:** 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**





Rea & associates *a brighter way*

ORD. 80-23  
Exh. A

November 11, 2022

Keith Dirham, Treasurer  
City of Medina  
132 N. Elmwood  
Medina, OH 44256

Dear Mr. Dirham:

First and foremost I would like to thank you for the opportunity to submit to you and the City of Medina, Ohio (City) a proposal to prepare the City's Annual Comprehensive Financial Report. Based on our many years of experience in this industry, I would hope you would agree that Rea & Associates, Inc. can provide you with the most efficient and effective service in the industry.

**The Objective and Scope of the Preparation of the Financial Statements**

You have requested that we prepare the annual Annual Comprehensive Financial Report of City of Medina for the years ending December 31, 2022, 2023 and 2024 on a continuous basis. The basic financial statements will include the related notes to the financial statements and be accompanied by a management discussion and analysis and pension/OPEB related schedules, which are considered required supplemental information to the basic financial statements in accordance with accounting principles generally accepted in the United States of America (GAAP). We are pleased to confirm our acceptance and our understanding of this engagement to prepare the financial statements of the City by means of this letter.

**Our Responsibilities**

The objective of our engagement is to prepare financial statements in accordance with generally accepted accounting principles based on information provided by you. We will conduct our engagement in accordance with Statements on Standards for Accounting and Review Services (SSARS) promulgated by the Accounting and Review Services Committee of the American Institute of Certified Public Accountants (AICPA) and comply with the AICPA's Code of Professional Conduct, including the ethical principles of integrity, objectivity, professional competence and due care.

We are not required to, and will not, verify the accuracy or completeness of the information you will provide to us for the engagement or otherwise gather evidence for the purpose of expressing an opinion or a conclusion. Accordingly, we will not express an opinion or a conclusion or provide any assurance on the financial statements.

Our engagement cannot be relied upon to identify or disclose any financial statement misstatements, including those caused by fraud or error, or identify or disclose any wrongdoing within the entity or noncompliance with laws and regulations.

**Management Responsibilities**

The engagement to be performed is conducted on the basis that management acknowledges and understands that our role is to prepare financial statements in accordance with generally accepted accounting principles. Management has the following overall responsibilities that are fundamental to our undertaking the engagement to prepare your financial statements in accordance with SSARS:

1. The selection of generally accepted accounting principles as the financial reporting framework to be applied in the preparation of the financial statements;
2. The design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error;
3. The prevention and detection of fraud;
4. To ensure that the entity complies with the laws and regulations applicable to its activities;
5. The accuracy and completeness of the records, documents, explanations and other information, including significant judgments, you provide to us for the engagement to prepare financial statements; and
6. To provide us with:
  - a. Documentation and other related information that is relevant to the preparation and presentation of the financial statements;
  - b. Additional information that may be requested for the purpose of the preparation of the financial statements; and
  - c. Unrestricted access to persons within the City with whom we determine it necessary to communicate.

Keith Dirham, Finance Director, will be responsible for overseeing such services, evaluating the adequacy and accepting the results of these services, and accept responsibility for the results of the services. Rea and Associates, Inc. will not perform management functions or make management decisions on behalf of the City. However, we will provide advice and recommendations to assist management of the City in performing its functions and making decisions.

The financial statements will not be accompanied by a report. However, you agree that the financial statements will clearly indicate that no assurance is provided on them.

**Records and Assistance**

If circumstances relating to the conditions of your records were to arise during the course of our work which in our professional judgment prevent us from completing the engagement, we will notify you promptly. In such a situation, we retain the unilateral right to take any course of action permitted by professional standards, including withdrawal from the engagement.

During the course of our engagement, we may accumulate records containing data that should be reflected in the City's books and records. The City will determine that all such data, if necessary, will be so reflected. Accordingly, the City will not expect us to maintain copies of such records in our possession.

**Other Relevant Information**

From time to time and depending upon the circumstances, we may use third-party service providers to assist us in providing professional services to you. In such circumstances, it may be necessary for us to disclose confidential client information to them. We enter into confidentiality agreements with all third-party service providers and we are satisfied that they have appropriate procedures in place to prevent the unauthorized release of your confidential information to others.

If any term or provision of this arrangement letter is determined to be invalid or unenforceable, such term or provision will be deemed stricken and all other terms and provisions will remain in full force and effect.

**Fees, Costs, and Access to Workpapers**

Our fees for the services described above are based upon the value of the services performed and the time required by the individuals assigned to the engagement. Our fee estimate and completion of our work are based upon the following criteria:

1. Anticipated cooperation from City personnel;
2. Timely responses to our inquiries;
3. Timely completion and delivery of client assistance requests;
4. Timely communication of all significant accounting and financial reporting matters; and
5. The assumption that unexpected circumstances will not be encountered during the engagement.

If any of the aforementioned criteria are not met, then fees may increase. Our fees for the foregoing services will be based on the time we incur in performing these services, the degree of responsibility we assume, and the value of the services performed. We estimate the fee to be \$23,600 for the year ending December 31, 2022, \$24,800 for the year ending December 31, 2023 and \$26,000 for the year ending December 31, 2024.

In addition, fees may be increased for events such as:

1. Implementation of a new accounting system;
2. Implementation of any new Accounting Standards, to include GASB 87 *Leases*

Interim billings will be submitted as work progresses and as expenses are incurred. Billings are due upon submission.

In the event we are requested or authorized by the City or are required by government regulation, subpoena or other legal process to produce our documents or our personnel as witnesses with respect to our engagement for the City, the City will, so long as we are not a party to the proceeding in which the information is sought, reimburse us for our professional time and expenses, as well as the fees and expenses of our counsel, incurred in responding to such requests.

The City agrees that it will not make reference to us in any public or private securities or debt offering.

**Termination**

Your failure to make full payment of any and all undisputed amounts invoiced in a timely manner constitutes a material breach for which we may refuse to provide deliverables and/or, upon written notice, suspend or terminate our services under this Arrangement Letter. We will not be liable to you for any resulting loss, damage or expense connected with the suspension or termination of our services due to your failure to make full payment of undisputed amounts invoiced in a timely manner.

In the event you terminate this engagement, you will pay us for all services rendered (including deliverables and products delivered), expenses incurred, and noncancelable commitments made by us on your behalf through the effective date of termination.

We will not be responsible for any delay or failure in our performance resulting from acts beyond our reasonable control or unforeseen or unexpected circumstances, such as, but not limited to, acts of God, government or war, riots or strikes, disasters, fires, floods, epidemics, pandemics or outbreaks of communicable disease, cyberattacks, and internet or other system or network outages. At your option, you may terminate this Arrangement Letter where our services are delayed more than 120 days; however, you are not excused from paying us for all amounts owed for services rendered and deliverables provided prior to the termination of this Arrangement Letter.

When an engagement has been suspended at the request of management [or those charged with governance] and work on that engagement has not recommenced within 120 days of the request to suspend our work, we may, at our sole discretion, terminate this Arrangement Letter without further obligation to you. Resumption of our work following termination may be subject to our client acceptance procedures and, if resumed, will require additional procedures not contemplated in this Arrangement Letter. Accordingly, the scope, timing and fee arrangement discussed in this Arrangement Letter will no longer apply. In order for us to recommence work, the execution of a new Arrangement Letter will be required.

We may terminate this Arrangement Letter upon written notice if: (i) we determine that our continued performance would result in a violation of law, regulatory requirements, applicable professional or ethical standards, or our client acceptance or retention standards; or (ii) you are placed on a verified sanctioned entity list or if any director or executive of, or other person closely associated with, you or any of your affiliates is placed on a verified sanctioned person list, in each case, including, but not limited to, lists promulgated by the Office of Foreign Assets Control of the U.S. Department of the Treasury, the U.S. State Department, the United Nations Security Council, the European Union, or any other relevant sanctioning authority.

#### **Information Security - Miscellaneous Terms**

Rea & Associates, Inc. is committed to the safe and confidential treatment of City of Medina proprietary information. Rea & Associates, Inc. is required to maintain the confidential treatment of client information in accordance with relevant industry professional standards which govern the provision of services described herein. City of Medina agrees that it will not provide Rea & Associates, Inc. with any unencrypted electronic confidential or proprietary information, and the parties agree to utilize commercially reasonable measures to maintain the confidentiality of City of Medina information, including the use of collaborate sites to ensure the safe transfer of data between the parties.

Rea & Associates, Inc. may terminate this relationship immediately in its sole discretion if Rea & Associates, Inc. determines that continued performance would result in a violation of law, regulatory requirements, applicable professional standards or Rea & Associates, Inc. client acceptance or retention standards.

If any term or provision of this arrangement letter is determined to be invalid or unenforceable, such term or provision will be deemed stricken and all other terms and provisions will remain in full force and effect.

#### **Our Agreement**

This letter constitutes the complete and exclusive statement of agreement between Rea & Associates, Inc. and the City, superseding all proposals, oral or written, and all other communications with respect to the terms of the engagement between the parties.

#### **Electronic Signatures and Counterparts**

Each party hereto agrees that any electronic signature of a party to this agreement or any electronic signature to a document contemplated hereby (including any representation letter) is intended to authenticate such writing and shall be as valid, and have the same force and effect, as a manual signature. Any such electronically signed document shall be deemed (i) to be "written" or "in writing," (ii) to have been signed and (iii) to constitute a record established and maintained in the ordinary course of business and an original written record when printed from electronic files. Each party hereto also agrees that electronic delivery of a signature to any such document (via email or otherwise) shall be as effective as manual delivery of a manual signature. For purposes hereof,

"electronic signature" includes, but is not limited to, (i) a scanned copy (as a "pdf" (portable document format) or other replicating image) of a manual ink signature, (ii) an electronic copy of a traditional signature affixed to a document, (iii) a signature incorporated into a document utilizing touchscreen capabilities or (iv) a digital signature. This agreement may be executed in one or more counterparts, each of which shall be considered an original instrument, but all of which shall be considered one and the same agreement. Paper copies or "printouts," of such documents if introduced as evidence in any judicial, arbitral, mediation or administrative proceeding, will be admissible as between the parties to the same extent and under the same conditions as other original business records created and maintained in documentary form. Neither party shall contest the admissibility of true and accurate copies of electronically signed documents on the basis of the best evidence rule or as not satisfying the business records exception to the hearsay rule.

Please sign and return a copy of this letter to indicate your acknowledgement of, and agreement with, the arrangements for our engagement to prepare the financial statements described herein and our respective responsibilities.

Rea & Associates, Inc.



\_\_\_\_\_  
Chad Welty, CPA

11/11/2022

\_\_\_\_\_  
Date

Confirmed on behalf of City of Medina:

\_\_\_\_\_  
Name and Title *Dennis Hanwell, Mayor*

\_\_\_\_\_  
Date

**ORDINANCE NO. 81-23**

**AN ORDINANCE AUTHORIZING THE EXPENDITURE OF UP TO \$40,000 TO REA & ASSOCIATES FOR THE PREPARATION OF THE ANNUAL AUDIT FOR THE CITY OF MEDINA FOR THE FISCAL PERIOD ENDING DECEMBER 31, 2022.**

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

**SEC. 1:** That the expenditure to Rea & Associates is hereby authorized for the preparation of the annual audit for the City of Medina for the fiscal period ending December 31, 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 service shall not exceed \$40,000.00 and are available in Account No. 001-0707-52221.

**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. 82-23**

**AN ORDINANCE REPEALING ORDINANCE NO. 5-23,  
PASSED JANUARY 9, 2023 RELATIVE TO THE JOB  
CREATION GRANT AGREEMENT FOR AGRATI, INC.**

**WHEREAS:** Ordinance No. 5-23, passed January 9, 2023, authorized the Job Creation Grant Agreement for Agrati, Inc.; and

**WHEREAS:** Agrati, Inc. has notified the City that they wish to withdraw their application.

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

**SEC. 1:** That Ordinance No. 5-23, passed January 9, is hereby repealed.

**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**

**ORDINANCE NO. 83-23**

**AN ORDINANCE AMENDING ORDINANCE NO. 48-23, PASSED FEBRUARY 27, 2023 RELATIVE TO THE CONSULTANT SERVICES FOR THE MULTI-USE PATH PLAN FOR THE CITY OF MEDINA, OHIO, AND DECLARING AN EMERGENCY.**

**WHEREAS:** Ordinance No. 200-22, passed October 24, 2022, authorized solicitation of Requests for Proposals (RFP's) and to award a contract for a consultant to conduct a Multi-Use Path Plan for the City of Medina utilizing up to \$50,000.00 of American Rescue Plan Act funds; and

**WHEREAS:** Ordinance 48-23, passed February 27, 2023 authorized amending Section 2 of Ordinance No. 200-22, passed October 24, 2022 to reflect a change to the Account Number for funding.

**WHEREAS:** On March 23, 2023, the Medina County Park District (MCPD) authorized a \$5,000 contribution to the Multi-Use Path Plan.

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

**SEC. 1:** That Section 1 of Ordinance No. 48-23, passed February 27, 2023 is hereby amended to state the following: **That the funds to cover these services, in the estimated amount of \$49,300, are available as follows: \$44,300 from Account No. 171-0410-52215 and \$5,000 from Account No. 001-0410-52215.**

**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 considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason the project has already begun; 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. 84-23**

**AN ORDINANCE REPEALING AND REPLACING  
ORDINANCE NO. 24-17, PASSED FEBRUARY 27, 2017,  
PERTAINING TO THE MEMORIAL PARK SWIMMING  
POOL RATES.**

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

**SEC. 1:** That the rates for the Memorial Park Swimming Pool shall be as follows:

**Daily Admission Rates per Person:**

Daily Individual Rate Ages 3-59:	\$8.00
Senior Daily Individual Rate Age 60+:	\$5.00
Lunch Program Daily Admission:	
(for those with National School Lunch Program Letter on file only)	\$5.00
Camp / Group Rate Daily Admission:	
(for previously scheduled & approved groups only)	\$5.00
Ages 2 and under:	Free

**Season Pass Rates:**

Individual Season Pass:	\$125.00
Family Season Pass (Up to 5 members - \$20/person over 5):	\$250.00
Lunch Program Rates:	50% off above season pass rates

**Promotional Rates:**

- Daily Pass Punch Card with 5 visits: \$30.00
- Early Bird or Special Promotional Pricing for Season Passes not to exceed 25% off.
- Specialized Limited Time Promotions – based on occupancy and weather not to exceed \$3 off full price Daily Admission Rate of \$8.00.
- Mid-Season Special Rate – Up to 50% off Season Pass Rates, not to be implemented before half of the scheduled pool season has passed.
- Medina Rec Center members granted limited access to outdoor pool for special circumstances like indoor pool closures, promotional events and low attendance times.

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

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

**ORDINANCE NO. 85-23**

**AN ORDINANCE REPEALING AND REPLACING THE PROGRAM RATES AND POOL RENTAL RATES FOR THE MEMORIAL PARK POOL.**

**WHEREAS:** That the Medina Community Recreation Center and the Parks Department are requesting City Council’s approval to establish program and pool rental rates for the newly renovated Memorial Park Pool.

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

**SEC. 1:** That the Memorial Park Pool Rental Rates and Program Rates shall be as follows:

**Memorial Pool Rental Rates**

**1. Party Package: \$240.00**

- \* Rent of enclosed area including shade structure and picnic tables.
- \* Daily admission rates included for up to 30 attendees.
- \* Shared use of the pool with other patrons.
- \* Flat rate for one 2-hour block of time: \$240.00

**2. Rental of Pool before or after regular hours:**

- \* Rent the pool and grounds.
- \* Exclusive use of the pool during the scheduled rental time.
- \* Maximum 2-hour rental
- \* Pool Rental Fee: For the use of the pool.
- \* Lifeguard Fee: Will vary depending on a variety of factors including number of people, ages, length of rental, number of lifeguards required by the state, etc.

<b>Hourly rate for Before or After Hours Pool Rental</b>		
<b>Pool Rental Fee - Hourly</b>	<b>Lifeguard Fee Hourly Rate Based on # People</b>	
<b>\$150.00</b>	40 People	4 Lifeguards
	50 People	5 Lifeguards
	60 People	6 Lifeguards
	Maximum of 200	7 Lifeguards

**Programs**

All programming held at the Outdoor Municipal Pool falls under the same programs pricing policy as the rest of the MCRC’s existing Program and Activity Fee Structure Proposal and be included with that ordinance, Ord. 52-21.

**SEC. 2:** That Ordinance No. 56-17, passed April 24, 2017 and Ordinance 96-22, passed May 9, 2022 are hereby repealed.

**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. 86-23**

**AN ORDINANCE AUTHORIZING THE INCREASE OF THE EXPENDITURE TO DIXON ENGINEERING, INC. FOR THE SERVICE DEPARTMENT.**

**WHEREAS:** The Service Director has requested to increase Purchase Order #20-1206 from \$23,600 to \$28,440, which requires the Council's approval.

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

**SEC. 1:** That the increase to Purchase Order #20-1206 from \$23,600 to \$28,440 is hereby authorized for the Service Department.

**SEC. 2:** That the funds to cover this expenditure are available in Account No. 513-0533-52215.

**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. 87-23**

**AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR TO MAKE CERTAIN FUND ADVANCES.**

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

**SEC. 1:** That the Finance Director is hereby authorized to make the following fund advances:

- \$249,600 from (001) General Fund to (109) Grant Fund – City Railroad Drainage & Crossing Project (#1097)
- \$350,000 from (001) General Fund to (110) ODNR State Grant Fund – MCRC Fitness Room Project
- \$7,500 from (001) General Fund to (110) ODNR State Grant Fund – Forestry Tree Plantings

**SEC. 2:** That the Clerk of Council is hereby authorized to forward a certified copy of this Ordinance to the Medina County Auditor.

**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. 88-23**

**AN ORDINANCE AMENDING ORDINANCE NO. 221-22,  
PASSED DECEMBER 12, 2022. (Amendments to 2023 Budget)**

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

**SEC. 1:** That Ordinance No. 221-22, passed December 12, 2022, shall be amended by the following additions:

<u>Account No./Line Item</u>	<u>Additions</u>
001-0410-52215	5,000.00 *
001-0420-52215	5,000.00 *
001-0707-56615	607,100.00 *
109-0630-54411	249,600.00 *
110-0316-54412	350,000.00 *
110-0317-54411	7,500.00 *
574-0350-54412	367,770.00 *
108-0676-54414	125,000.00
108-0689-54414	4,947.97
138-0460-53311	357.00
138-0460-53315	2,993.02

**SEC. 2:** That Ordinance No. 221-22, passed December 12, 2022, shall be amended by the following reductions:

<u>Account No./Line Item</u>	<u>Reductions</u>
001-0707-52215	5,000.00
108-0610-54411	125,000.00
108-0610-54411	4,947.97
138-0460-51121	357.00
138-0460-51121	2,993.02

**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.

\* - new appropriation

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

**SIGNED:** \_\_\_\_\_  
**President of Council**

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

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

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