

**MAYOR DENNIS HANWELL – STATE OF THE CITY ADDRESS  
6:30 PM – IN THE CITY COUNCIL ROTUNDA**

**CITY OF MEDINA  
AGENDA FOR COUNCIL MEETING**

September 11, 2023  
Medina City Hall – Council Rotunda  
7:30 p.m.

**Call to Order.**

**Roll Call.**

**Reading of minutes.** (August 28, 2023)

**Reports of standing committees.**

**Requests for council action.**

**Reports of municipal officers.**

**Notices, communications and petitions.**

**Unfinished business.**

Ord. 123-23

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for Job #1154, Reagan Park Skatepark Rehabilitation.  
(emergency clause requested)

**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. 123-23, Ord. 129-23, Res. 130-23, Ord. 131-23, Ord. 132-23, Ord. 133-23, Ord. 134-23, Ord. 135-23, Ord. 136-23, Ord. 137-23, Ord. 138-23, Ord. 139-23, Ord. 140-23, Ord. 141-23, Ord. 142-23, Ord. 143-23, Ord. 144-23, Ord. 145-23, Ord. 146-23, Ord. 147-23, Ord. 148-23

Ord. 129-23

An Ordinance ratifying the trade-in for credit of twenty-one Police Department duty rifles and nine firearms acquired from forfeiture to Shawn Cheshier/The Silencer Shack for the Medina Police Department.

Res. 130-23

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A Resolution accepting the grant award from the Ohio Department of Mental Health & Addition Services Specialized Docket Subsidy Project Funding Grant for the Medina Municipal Court Veteran's Treatment Court.

(emergency clause requested)

Ord. 131-23

An Ordinance adopting a Disaster Recovery Plan for the City of Medina, Ohio

Ord. 132-23

An Ordinance authorizing the payment to Green Home Solutions for the Private Home Rehabilitation at 13 Plymouth Street as part of the PY22 CHIP Grant Program.

(emergency clause requested)

Ord. 133-23

An Ordinance authorizing the payment to Green Home Solutions for the Private Home Rehabilitation at 342 Foundry Street as part of the PY22 CHIP Grant Program.

(emergency clause requested)

Ord. 134-23

An Ordinance authorizing the payment to Green Home Solutions for the Private Home Rehabilitation at 1495 McKinley Avenue, Brunswick, as part of the PY22 CHIP Grant Program.

Ord. 135-23

An Ordinance authorizing the purchase of one (1) truck mounted vacuum excavator, mounted on a 2023 Kenworth T480 cab and chassis from Vermeer All Roads to be used by the Water and Street Departments.

Ord. 136-23

An Ordinance authorizing the purchase of one (1) Full ODOT bucket truck build out with a Stahl body on Ford F-550 cab and chasses from MTech Company, to be used by the Street Department.

Ord. 137-23

An Ordinance amending Ordinance No. 32-23, passed February 13, 2023 relative to the expenditure to Goodyear Tire and Rubber Company.

Ord. 138-23

An Ordinance authorizing the Mayor to accept the Storm Water Operation and Maintenance Agreement (SWOMA) from Ravago Real Estate USA 2 LLC, for a newly installed storm water detention system.

Ord. 139-23

An Ordinance authorizing the Mayor to execute a Letter of Intent with the Friends of the Cemetery relative to the Mausoleum Repair Project at Spring Grove Cemetery.

Ord. 140-23

An Ordinance authorizing the purchase and installation of two (2) Dual Port Electric Vehicle Charging Stations (EVCS) from EV United, for the City Hall Parking Deck.

Ord. 141-23

An Ordinance to amend the codified ordinances of the City of Medina, Ohio, Chapter 943.06, Sections (e) and (l), and Chapter 943.11, Schedule of Charges and Fees, pertaining to the installation of Private Mausoleums at Spring Grove Cemetery.

Ord. 142-23

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the Spring Grove Cemetery Columbarium Wall Project.

Ord. 143-23

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

Ord. 144-23

An Ordinance waiving the special assessment fees for sidewalks for certain parcel numbers on Prospect Street and West Smith Road.

Ord. 145-23

An Ordinance authorizing the Finance Director to waive certain uncollectible utility accounts.

Ord. 146-23

An Ordinance authorizing the Mayor to enter into an agreement with OC-SMA LLC, owner of Medina Supply, to allow for public parking on Permanent Parcel Nos. 028-19D-01-021 and 028-19D-01-018. (emergency clause requested)

Ord. 147-23

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

Ord. 148-23

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

**Council comments.**

**Adjournment.**

MEDINA CITY COUNCIL  
Monday, August 28, 2023

**Call to Order:**

Medina City Council met in regular session on Monday, August 28, 2023 at Medina City Hall. The meeting was called to order at 7:30 p.m. by Mr. Coyne, Council President, who also led in the Pledge of Allegiance.

**Roll Call:**

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

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

**Minutes:**

Mr. Shields moved that the minutes from the regular meeting on Monday, July 10, 2023, and Special Council Meeting on Wednesday, July 26, 2023 as prepared and submitted by the Clerk be approved, seconded by Mr. Simpson. The roll was called and passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, and B. Lamb.

**Reports of Standing Committees:**

**Finance Committee:** Mr. Coyne stated the Finance Committee met prior to Council and will meet again in 2 weeks.

**Public Properties Committee:** Mr. Shields stated that Public Properties met during Council break at Spring Grove Cemetery. Several items that came through Finance tonight were areas that were addressed and discussed at that meeting.

**Health, Safety & Sanitation Committee:** Mr. Simpson stated he and the Mayor attended the LST quarterly meeting last week.

**Special Legislation Committee:** Mr. Lamb had no report.

**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:**

Finance

- 23-142-8/28 – Trade-In of Police Department Firearms
- 23-143-8/28 – OHMHAS Specialized Dockets Subsidy Project Funding/Veteran’s Court
- 23-144-8/28 – 2023 Candlelight Walk Decorations Proposal
- 23-145-8/28 – Adopt Updated Disaster Recovery Plan
- 23-146-8/28 – PY22 CHIP Private Rehab – 1495 McKinley Ave., Brunswick
- 23-147-8/28 – PY22 CHIP Private Rehab – 13 Plymouth Drive
- 23-148-8/28 – PY22 CHIP Private Rehab – 335 South Prospect St.

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- 23-149-8/28 – PY22 CHIP Private Rehab – 342 Foundry St.
- 23-150-8/28 – Discussion – Development of City Property at 410 E. Smith Rd.
- 23-151-8/28 – Settlement Agreement and Release – Access Information Mgmt. Corp.
- 23-152-8/28 – Budget Amendments
- 23-153-8/28 – Parking Agreement w/ Medina Supply and Improvements
- 23-154-8/28 – Waiving Certain Unpaid Utility Accounts
- 23-155-8/28 – Expenditure – Thermal Imaging Cameras – Fire Dept.
- 23-156-8/28 – Amend Ch. 917 – Water Service
- 23-157-8/28 – Purchase a Truck Mounted Vacuum Excavator – Water/Streets
- 23-158-8/28 – Purchase 2023 Full ODOT Bucket Truck – Street Dept.
- 23-159-8/28 – Increase Expenditure P.O. #2023-816 - Goodyear Tire – Sanitation
- 23-160-8/28 – Purchase Electric Vehicle Charging Stations for City Hall Parking Deck
- 23-161-8/28 – SWOMA Agreement w/ Ravago Real Estate
- 23-162-8/28 – Waiving Fees for Sidewalk Program
- 23-163-8/28 – Friends of Cemetery Letter of Intent – Mausoleum Repair Project
- 23-164-8/28 – Amend Code 943.06 & 943.11 – Cemetery
- 23-165-8/28 – Bids, Spring Grove Cemetery Columbarium Wall
- 23-166-8/28 – 2023 City Auction

**Reports of Municipal Officers:**

**Dennis Hanwell, Mayor,**

- A. Welcome back Council from recess.
- B. Medina Farmer Markets take place on Public Square on Saturdays through October 7<sup>th</sup>, 9 a.m. – 1 p.m. Thanks to Main Street Medina for organizing this ongoing event.
- C. Tunnel to Towers Race & Walk on Sunday, September 10<sup>th</sup> at 8 a.m. is on Public Square. More info available at [Medina@t2t.org](mailto:Medina@t2t.org)
- D. 9/11 Memorial Ceremony will be held at the Memorial adjacent to Medina Fire Department Station #1 on Monday, September 11<sup>th</sup>, 2023 at 10 a.m.
- E. State of City to Council will be on September 11<sup>th</sup> at 6:30 p.m. Then to the Greater Medina Chamber of Commerce on September 12<sup>th</sup>, 2023 at 11:30 a.m. – Williams on the Lake.

**Keith Dirham, Finance Director,** Keith stated there is a utility rate review meeting coming up but doesn't have date or time available.

**Kimberly Marshall, Economic Development Director,** was not in attendance.

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

**Chief Kinney, Police Department,** reminded the public that school is back in session and it's important while driving around town to be cautious of children walking to and from school and watch for buses picking up and dropping of children while red lights are on buses you can not go around them or you will get a citation with a mandatory court appearance. Chief also reminded that the right turn restrictions in the square are back into effect during school hours.

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

**Jansen Wehrley, Parks and Recreation Director**, updates for the Rec Center – competition pool will open on September 15<sup>th</sup>. Outdoor pool season will be extended through September. Splash pad operating season has also been extended to beyond Labor Day, weather permitting. Fitness Room addition is on schedule hopeful for completion by mid-November.

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

**Nino Piccoli, Service Director**, Nino stated that a public notification went out earlier this afternoon advising residents about a water break that we have with an eight-inch line leaking.

**Patrick Patton, City Engineer**, Pat stated that West Smith Road has been completely opened for the last 3 or 4 weeks and this was due to contract as the contractors are required to have the road open for two-week period during the County Fair. The project is not complete and work will resume shortly.

**Andrew Dutton, Planning and Community Development Director**, had no report.

**Notices, communications and petitions:**

There were none.

**Unfinished Business:**

**Ord. 108-23 (3rd READING & Passage)**

An Ordinance authorizing the Mayor to execute a Lease Agreement between the Board of Medina County Commissioners and the City of Medina, Ohio for the lease of a portion of the Medina County Courthouse Complex known as the 1969 Courthouse for the public purpose of operating the Medina Municipal Court. Mr. Shields moved for the adoption of Ordinance/Resolution No. 108-23, seconded by Mr. Simpson. Mayor Hanwell stated there have been two minor changes in the latest version that council has. Section 1.2 (premises) subsection A, the Medina County Law Library was changed to Medina County Law Library Resources Board which is the name in the Ohio Revised Code that the Board is referred to. The other change is that the County intends to continue to provide space without specific square footage being listed in our lease. Mayor Hanwell stated they have been working on this for 20 years in search of a solution, and he would like to thank Judge Hutson, as when he was the County Commissioner he helped with these discussions before being elected Judge. There has been a great deal of conversation with the County Commissioners, with Judge Werner and his staff, and former County Administrator Scott Miller and the current County Administrator Chris Jacob, to get all to the point where we are today with a lease and terms that are acceptable. Mayor Hanwell spoke of the efficiencies of having the courts adjacent to one another. Commissioner Harrison addressed some issues from the Law Library Association, and urged council to proceed with the approval of the proposed lease. Once the City moves forward with the proposed lease, that gives the County the occasion to approach the appropriate Law Library stakeholders to finalize the future plans for the Law Library.

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Mr. Coyne stated moving forward with this accomplishes the main goal of trying to make sure the community has a courthouse that complies with the Ohio Revised Code as much as it can, and also provides a space where everyone knows where to go within one location.

Mr. Shields echoed Mr. Coyne and appreciates that we are at this point. One of the other bonuses here is that side of the square is not changing.

Mayor Hanwell stated that the roof is being repaired because it is under warranty with the County and the County is taking care of it. The pillars and whether or not they need replaced or whatever they need, is still being evaluated and analyzed by engineers that the county has hired.

Bill Lamb stated a great deal of the success of this courthouse lies with Mayor Hanwell because he has that special kind of understanding that we are here to solve a problem and he deserves a lot of credit for where we've ended up. He also thanked Judge Hudson.

The roll was called and Ordinance/Resolution No. 108-23 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and P. Rose.

**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, Ord. 122-23, Ord. 123-23, Ord. 124-23, Res. 125-23, Ord. 126-23, Ord. 127-23, Ord. 128-23, seconded by Mr. Simpson. 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.

**Ord. 122-23**

**An Ordinance authorizing the expenditure of \$5,000.00 to the Medina County Society for the Prevention of Cruelty to Animals (SPCA) for the Medina Meow Fix Trap Neuter and Release Program.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 122-23, seconded by Mr. Simpson. Mr. Lamb stated he is extremely happy that Council has agreed to provide these funds to them through the SPCA. The roll was called and Ordinance/Resolution No. 122-23 passed by the yea votes of R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson.

**Ord. 123-23**

**An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for Job #1154, Reagan Park Skatepark Rehabilitation.**

\*\*\*Tabled

**Ord. 124-23**

**An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the 2023 Sidewalk Repair Program.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 124-23, seconded by Mr. Simpson. Mr. Shields

moved that the emergency clause be added to Ordinance/Resolution No. 124-23, seconded by Mr. Simpson. Mr. Patton stated this will be the next repair in the north east area off the square. Emergency is requested to get bidding started as soon as possible. The roll was called on adding the emergency clause and was approved by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine. The roll was called and Ordinance/Resolution No. 124-23 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, and B. Lamb.

**Res. 125-23**

**A Resolution authorizing the Mayor to file an application for grant assistance with the Ohio Public Works Commission (OPWC) for the Blake Avenue Reconstruction Project.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 125-23, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 125-23, seconded by Mr. Simpson. Mr. Patton stated this is an application for funds for Blake Avenue reconstruction, the pavement condition is one of the worst in the city and in addition, over the past three years, they've experienced several water breaks. The emergency is requested because this was submitted before council break and the grant is due the first week of September. The roll was called on adding the emergency clause and was approved by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and P. Rose. The roll was called and Ordinance/Resolution No. 125-23 passed by the yea votes of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, and J. Shields.

**Ord. 126-23**

**An Ordinance amending Ordinance No. 40-23, passed February 27, 2023, relative to the 2023 Concrete Street Repair Project.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 126-23, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 126-23, seconded by Mr. Simpson. Mr. Patton noted this is to ask for additional funds for a street repair program. The roll was called on adding the emergency clause and was approved by the yea votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, and D. Simpson. The roll was called and Ordinance/Resolution No. 126-23 passed by the yea votes of R. Haire, J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

**Ord. 127-23**

**An Ordinance authorizing the Mayor to enter into a Settlement Agreement and Release between the City of Medina and Access Information Management Corporation.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 127-23, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 127-23, seconded by Mr. Simpson. Mr. Huber noted that they reached an agreement with the attorney representing Access that results in a return of all the records that they kept for us to the extent that they can find them and are still looking for some. This agreement resolves the litigation that is pending in a common pleas court. The roll was called on adding the emergency clause and was approved by the yea votes of J. Hazeltine, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire. The roll was called and Ordinance/Resolution No. 127-23 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine.



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**Ord. 128-23**

**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. 128-23, seconded by Mr. Simpson. Mr. Dirham stated that most of these are pass throughs and there are some increases regarding the pool. The roll was called and Ordinance/Resolution No. 128-23 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, and B. Lamb.

**Council Comments**

Mr. Simpson – Be Kind to one another.

Mr. Shields reminded the public that on Tuesday, September 5<sup>th</sup> at 7 p.m. he and Ms. Haire will be hosting a Ward 3 & Ward 4 meeting with all of council and administration at Ella Canavan Elementary School. Park on south side and enter through the cafeteria.

Ms. Haire suggested bringing questions for them.

It was moved by Mr. Shields and seconded by Mr. Simpson to enter into Executive Session at 8:10 pm. for Conferences with the City's Law Director concerning disputes involving the City which are the subject of pending or imminent court action. The roll was called and passed by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and P. Rose.

**Adjournment**

Executive Session adjourned at 8:30 p.m. City Council reconvened, and there being no further business adjourned at 8:30 p.m. as well.

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Kathy Patton, Clerk of Council

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John Coyne, President of Council

**ORDINANCE NO. 123-23**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR COMPETITIVE BIDS AND TO AWARD A CONTRACT TO THE SUCCESSFUL BIDDER FOR JOB #1154, REAGAN PARK SKATEPARK REHABILITATION, AND DECLARING AN EMERGENCY.**

**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 Job #1154, Reagan Park Skatepark Rehabilitation Project, in accordance with plans and specifications on file in the office of the Mayor.

**SEC. 2:** That the estimated cost of the project, in the amount of \$120,000.00, is available as follows \$36,134.55 in Account No. 171-0301-54411 (ARPA Fund) and \$83,865.45 in Account No. 104-0301-54411.

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

**SEC. 4:** That this Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason this project needs to be completed in 2023; 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. 129-23**

**AN ORDINANCE RATIFYING THE TRADE-IN FOR CREDIT OF TWENTY-ONE POLICE DEPARTMENT DUTY RIFLES AND NINE FIREARMS ACQUIRED FROM FORFEITURE, TO SHAWN CHESHIER / THE SILENCER SHACK, FOR THE MEDINA POLICE DEPARTMENT.**

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

**SEC. 1:** That the trade-in for store credit (\$7,950.00) of twenty-one (21) Police Department duty rifles and nine (9) firearms acquired from forfeiture, to Shawn Cheshier / The Silencer Shack, for the Medina Police Department, is hereby ratified.

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

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

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

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

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

**President of Council**

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

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

**Clerk of Council**

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

**Mayor**



**RESOLUTION NO. 130-23**

**A RESOLUTION ACCEPTING THE GRANT AWARD FROM THE OHIO DEPARTMENT OF MENTAL HEALTH & ADDICTION SERVICES SPECIALIZED DOCKET SUBSIDY PROJECT FUNDING GRANT FOR THE MEDINA MUNICIPAL COURT VETERAN’S TREATMENT COURT, AND DECLARING AN EMERGENCY.**

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

**SEC. 1:** That the grant award from the Ohio Department of Mental Health & Addiction Services Specialized Docket Subsidy Project Funding Grant, in the amount of \$75,000, is hereby accepted for the Medina Municipal Court Veteran’s Treatment Valor Court.

**SEC. 2:** 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. 3:** 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 this was awarded on July 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:** \_\_\_\_\_

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

**Clerk of Council**

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

**Mayor**

**ORDINANCE NO. 131-23**

**AN ORDINANCE ADOPTING A DISASTER RECOVERY  
PLAN FOR THE CITY OF MEDINA, OHIO.**

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

- SEC. 1:** That the Disaster Recovery Plan to Ensure Business Continuity for the City of Medina, Ohio is hereby adopted.
- SEC. 2:** That a copy of the Disaster Recovery Plan for the City of Medina, Ohio is available in the Office of City Council and the Information Technology Department for inspection.
- SEC. 3:** That the Administration is hereby granted authority to made name changes as necessary when positions change.
- SEC. 4:** That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.
- SEC. 5:** That this Ordinance shall be in full force and effect at the earliest period allowed by law.

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

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

**President of Council**

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

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

**Clerk of Council**

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

**Mayor**

**ORDINANCE NO. 132-23**

**AN ORDINANCE AUTHORIZING THE PAYMENT TO GREEN HOME SOLUTIONS FOR THE PRIVATE HOME REHABILITATION AT 13 PLYMOUTH STREET AS PART OF THE PY22 CHIP GRANT PROGRAM, AND DECLARING AN EMERGENCY.**

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

**SEC. 1:** That the payment of \$55,470.00 is hereby authorized to Green Home Solutions for the Private Home Rehabilitation at 13 Plymouth St., Medina, as part of the PY22 CHIP Grant Program, Activity #AC-22-07.

**SEC. 2:** That the funds to cover this payment in the amount of \$55,470.00 are available in Account No. 139-0462-52215

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

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

**SEC. 5:** That this Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason to not delay payment to the contractor; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

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

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

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

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

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

**ORDINANCE NO. 133-23**

**AN ORDINANCE AUTHORIZING THE PAYMENT TO GREEN HOME SOLUTIONS FOR THE PRIVATE HOME REHABILITATION AT 342 FOUNDRY STREET AS PART OF THE PY22 CHIP GRANT PROGRAM, AND DECLARING AN EMERGENCY.**

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

**SEC. 1:** That the payment of \$39,675.00 is hereby authorized to Green Home Solutions for the Private Home Rehabilitation at 342 Foundry St., Medina, as part of the PY22 CHIP Grant Program, Activity #AC-22-07.

**SEC. 2:** That the funds to cover this payment in the amount of \$39,675.00 are available in Account No. 139-0462-52215.

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

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

**SEC. 5:** That this Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason to not delay payment to the contractor; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

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

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

**President of Council**

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

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

**Clerk of Council**

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

**Mayor**



**ORDINANCE NO. 134-23**

**AN ORDINANCE AUTHORIZING THE PAYMENT TO GREEN HOME SOLUTIONS FOR THE PRIVATE HOME REHABILITATION AT 1495 MCKINLEY AVENUE, BRUNSWICK, AS PART OF THE PY22 CHIP GRANT PROGRAM, AND DECLARING AN EMERGENCY.**

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

**SEC. 1:** That the payment of \$65,545.00 is hereby authorized to Green Home Solutions for the Private Home Rehabilitation at 1495 McKinley Avenue, Brunswick, as part of the PY22 CHIP Grant Program, Activity #AC-22-07, Brunswick Program Income #PI-22-02.

**SEC. 2:** That the funds to cover this payment in the amount of \$65,545.00 are available as follows: \$22,414.00 in Account No. 139-0462-52215, and \$43,131.00 from Account No. 137-0407-52215.

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

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

**SEC. 5:** That this Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason to not delay payment to the contractor; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

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

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

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

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

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

**ORDINANCE NO. 135-23**

**AN ORDINANCE AUTHORIZING THE PURCHASE OF ONE (1) TRUCK MOUNTED VACUUM EXCAVATOR MOUNTED ON A 2023 KENWORTH T480 CAB AND CHASSIS FROM VERMEER ALL ROADS TO BE USED BY THE WATER AND STREET DEPARTMENTS.**

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

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

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

**SEC. 1:** That the purchase of one (1) Truck Mounted Vacuum Excavator mounted on a 2023 Kenworth T480 Cab and Chassis from Vermeer All Roads, Sourcewell Contract #110421-VRM, is hereby authorized to be used by the Water and Street departments.

**SEC. 2:** That the funds to cover this purchase, in the amount of \$456,960.00, are available as follows: \$228,480.00 in Account No. 105-0610-54417, and \$228,480.00 in Account No. 513-0533-54417.

**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. 136-23**

**AN ORDINANCE AUTHORIZING THE PURCHASE OF ONE (1) FULL ODOT BUCKET TRUCK BUILD OUT WITH A STAHL BODY ON FORD F-550 CAB AND CHASSIS FROM MTECH COMPANY TO BE USED BY THE STREET DEPARTMENT.**

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

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

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

**SEC. 1:** That the purchase of one (1) Full ODOT Bucket Truck Build out with a Stahl Body, mounted on a Ford F-550 Cab and Chassis equipped with an Axion Lift, Ohio Department of Transportation Cooperative Purchasing Program from MTech, Contract Number 015-23, is hereby authorized to be used by the Street department

**SEC. 2:** That the funds to cover this purchase, in the amount of \$201,445.00, are available in Account No. 105-0610-54417.

**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. 137-23**

**AN ORDINANCE AMENDING ORDINANCE NO. 32-23,  
PASSED FEBRUARY 13, 2023 RELATIVE TO THE  
EXPENDITURE TO GOODYEAR TIRE AND RUBBER  
COMPANY.**

**WHEREAS:** Ordinance No. 32-23, passed February 13, 2023, authorized an increase to Purchase Order Number 2023-816 to \$45,000; and

**WHEREAS:** The Service Director has requested to increase this amount to cover expenditures through the end of this year.

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

**SEC. 1:** That Ordinance No. 32-23, passed February 13, 2023 is hereby amended to increase the amount of Purchase Order Number 2023-816 from \$45,000 to \$65,000 for the Goodyear Tire and Rubber Company for the Sanitation Department.

**SEC. 2:** That the funds to cover this increase, in the amount of \$20,000.00, are available in Account Number 514-0543-53321.

**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. 138-23**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT THE STORM WATER OPERATION AND MAINTENANCE AGREEMENT (SWOMA) FROM RAVAGO REAL ESTATE USA 2 LLC, FOR A NEWLY INSTALLED STORM WATER DETENTION SYSTEM.**

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

**SEC. 1:** That the Mayor is hereby authorized and directed to accept the Storm Water Operation and Maintenance Agreement (SWOMA) from Ravago Real Estate USA 2 LLC.

**SEC. 2:** That a copy of this Agreement is marked Exhibit A, attached hereto and made a part hereof.

**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**

Effective date: October 11, 2023

Ord. 138-23

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# *Post-Construction Operations & Maintenance Plan*

*For*

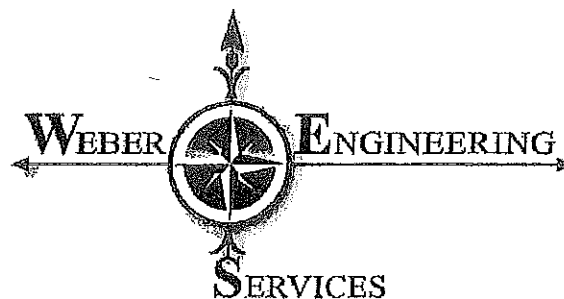
## **PROJECT CHIPPEWA**

375 Lake Rd.  
Medina, Ohio 44256

*Prepared For*

**Geis Construction**  
10020 Aurora-Hudson Road  
Streetsboro, OH 44241

*Design Engineer*



2555 Hartville Road, Suite B  
Rootstown, OH 44272  
Phone: 330-329-2037  
[www.weberengineeringservices.com](http://www.weberengineeringservices.com)

*City of Medina Ohio*

**Document ID:**

**Corresponding Job ID:**

**INSPECTION AND MAINTENANCE AGREEMENT FOR STORM WATER BEST MANAGEMENT PRACTICES**

This Inspection and Maintenance Agreement, made this 26<sup>th</sup> day of June 2023, by and between the Ravago Real Estate USA 2 LLC (hereafter referred to as the Owner) and the *City of Medina, Ohio* hereafter referred to as the City, provides as follows:

**WHEREAS**, the Owner is responsible for certain real estate shown as Tax Map Parcel Number 053-31C02-011 & 058-37B-05-003 that is situated in the City of Medina, State of Ohio and is known as being all of Medina City Lot No. DJ LOT 9235WH53.71AC to be developed as warehouse and railyard and referred to as the Property; and,

**WHEREAS** the Owner is providing a storm water management system consisting of the following storm water management practices as shown and described on the attached Comprehensive Storm Water Management Plan (*attach copy of development's approved plan*); and,

**WHEREAS**, to comply with the Ohio Environmental Protection Agency National Pollutant Discharge Elimination System and the *City of Medina, Ohio* Small Municipal Separate Storm Sewer System and Comprehensive Storm Water Management Plan, pertaining to this project, the Owner has agreed to inspect, maintain, and repair the storm water management practices in accordance with the terms and conditions hereinafter set forth.

**NOW, THEREFORE**, for and in consideration of the mutual covenants and undertaking of the parties, the parties hereby agree as follows:

**A. FINAL INSPECTION APPROVAL**

The Owner shall certify in writing to the City within 30 days of completion of the storm water management practices that the storm water management practices are constructed in accordance with the approved plans and specifications. The Owner shall further provide an As Built Certification, including As-Built Survey, of the locations of all access and maintenance easements and each storm water management practice, a copy of this complete Inspection and Maintenance Agreement, and the approved inspection and Maintenance Plan.

1

**B. MAINTENANCE PLANS FOR THE STORM WATER MANAGEMENT PRACTICES**

1. The Owner agrees to maintain in perpetuity the storm water management practices in accordance with approved Maintenance Plans listed in #2 below and in a manner that will permit the storm water management practices to perform the purposes for which they were designed and constructed, and in accordance with the standards by which they were designed and constructed, all as shown and described in the approved Comprehensive Storm Water Management Plan. This includes all pipes and channels built to convey storm water to the storm water management practices, as well as structures, improvements, and vegetation provided to control the quantity and quality of the storm water.
2. The Owner shall provide a Maintenance Plan for each storm water management practice. The Maintenance

- e. A schedule for regular maintenance for each aspect of the storm water management practices to ensure continued performance of each practice. The Owner shall provide an easily understood maintenance inspection checklist. The maintenance plan will include a detailed drawing of each storm water management practice. The maintenance plan shall include each outlet structure with all parts clearly labeled. This schedule may include additional standards, as required by the City Engineer, to ensure continued performance of the storm water management practices permitted to be located in, or within 50 feet of water resources.

Alteration or termination of these stipulations is prohibited. The Owner must provide a draft Inspection and Maintenance Plan as part of the Comprehensive Stormwater Management Plan submittal. Once the draft is approved, a recorded copy of the plan must be submitted to the City to receive final inspection approval of the site, as noted above in section A.

- 3. The Owner shall maintain, update, and store the maintenance records for the storm water management practices.
- 4. The Owner shall perform all maintenance in accordance with the Inspection and Maintenance Plan and shall complete all repairs identified through regular inspections, and any additional repairs as requested in writing by the City.

**C. INSPECTION, MAINTENANCE, AND REPAIRS OF STORM WATER MANAGEMENT PRACTICES**

- 1. The Owner shall inspect all storm water management practices listed in this agreement, every three (3) months and after major storm events for the first year of operation.
- 2. The Owner shall inspect all storm water management practices listed in this agreement at least once every year thereafter.
- 3. The Owner shall submit Inspection Reports in writing to the City engineer within 30 days after each inspection. The reports shall include the following:

The date of inspection; \_\_\_\_\_

Name of inspector; \_\_\_\_\_

The condition and/or presence of:

- (i) \_\_\_\_\_
- (ii) \_\_\_\_\_
- (iii) \_\_\_\_\_
- (iv) \_\_\_\_\_
- (v) \_\_\_\_\_
- (vi) \_\_\_\_\_
- (vii) \_\_\_\_\_
- (viii) Any other item that could affect the proper function of the Facility.

- 4. The Owner grants permission to the City to enter the Property and to inspect all aspects of the storm water management practices and related drainage to verify that they are being maintained and operated in accordance with the terms and conditions hereinafter set forth. The City shall provide the Owner copies of the inspection findings and a directive to commence with the repairs if necessary.
- 5. The Owner shall complete all corrective actions and repairs within ten (10) days of their discovery through Owner inspections or through a request from the City. If repairs will not occur within this ten (10) day period, the Owner must receive written approval from the City engineer for a repair schedule.
- 6. In the event of any default or failure by the Owner in the performance of any of the covenants and warranties pertaining to the maintenance of the storm water management practices, or the Owner fails to maintain the storm water management practices in accordance with the approved design standards and Inspection and



**E. INDEMNIFICATION**

1. The Owner hereby agrees that it shall save, hold harmless, and indemnify the City of Medina, Ohio and its employees and officers from and against all liability, losses, claims, demands, costs and expenses arising from, or out of, default or failure by the Owner to maintain the storm water management practices, in accordance with the terms and conditions set forth herein, or from acts of the Owner arising from, or out of, the construction, operation, repair or maintenance of the storm water management practices.
2. The Owner hereby releases the City from all damages, accidents, casualties, occurrences, or claims that might arise or be asserted against the City from the presence, existence, or maintenance of the stormwater management practices.
3. The parties hereto expressly do not intend by execution of this Inspection and Maintenance Agreement to create in the public, or any member thereof, any rights as a third party beneficiary or to authorize anyone not a party hereof to maintain a suit for any damages pursuant to the terms of this Inspection and Maintenance Agreement.
4. This Inspection and Maintenance Agreement shall be a covenant that runs with the land and shall inure to the benefit of and shall be binding upon the parties hereto, their respective successors and assigns, and all subsequent owners of the property.
5. The current Owner shall promptly notify the City when the Owner legally transfers any of the Owners responsibilities for the storm water management practices. The Owner shall supply the City with a copy of any document of transfer, executed by both parties.
6. Upon execution of this Inspection and Maintenance Agreement, it shall be recorded in the Recorder's Office of Medina County, Ohio, at the Owner's expense.

IN WITNESS WHEREOF, the undersigned has executed this instrument this 25th day of July, 2023.

Owner:

Signature: 

Printed Name: Jeffrey Bittenbinder

State of Florida )

County of Orange) SS:

This foregoing instrument was acknowledged before me by means of  physical presence or  online notarization, this 25<sup>th</sup> day of July, 2023 by Jeffrey P. Bittenbinder



IN WITNESS WHEREOF, the undersigned has executed this instrument this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

City of Medina:

Signature: \_\_\_\_\_

Printed Name: Dennis Hanwell, Mayor

State of Ohio )

County of Medina) SS:

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_ by \_\_\_\_\_ who acknowledged that he did sign this Power of Attorney, and that it is his free act and deed. I have signed and sealed this Power of Attorney at Medina, Ohio, this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

Notary Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

My Commission Expires: \_\_\_\_\_

Notary Seal:

**ORDINANCE NO. 139-23**

**AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A LETTER OF INTENT WITH THE FRIENDS OF THE CEMETERY RELATIVE TO THE MAUSOLEUM REPAIR PROJECT AT SPRING GROVE CEMETERY.**

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

- SEC. 1:** That the Mayor is hereby authorized to execute a Letter of Intent with the Friends of the Cemetery relative to the Mausoleum Repair Project at Spring Grove Cemetery.
- SEC. 2:** That a copy of the Letter of Intent is marked Exhibit A attached hereto and made a part hereof, and subject to the Law Director's final approval.
- 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**

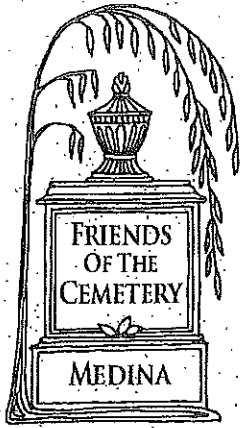
**ATTEST:** \_\_\_\_\_

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

**Clerk of Council**

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

**Mayor**



Ord. 139-23  
Exh. A

August 21, 2023

775 East Washington St.  
Medina, Ohio 44256

www.FriendsOfMedinaCemetery.org  
Phone: 330.725.8861 Ext. 1055  
info@friendsofmedinacemetery.org

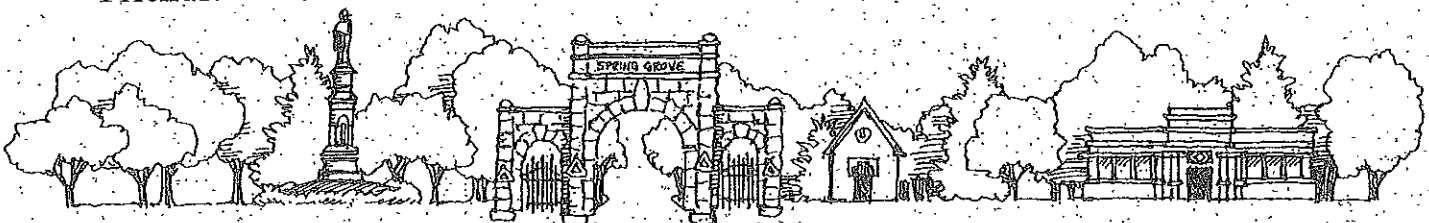
City of Medina  
132 North Elmwood Street  
Medina, OH 44256

Mayor Hanwell, Council President John Coyne & members of City Council:

The Friends of the Cemetery hereby submits a letter of intent to provide funding to re-roof the historic Mausoleum at Spring Grove Cemetery and repair its interior.

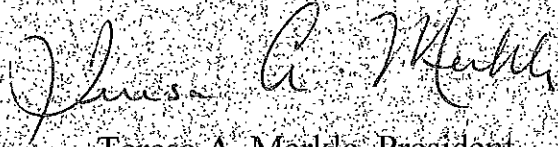
The interior portion of this project was acknowledged and agreed to by the City of Medina on February 14, 2023 - Resolution No. 37-23. We have already received the design and specifications for the interior work as sited in the above-mentioned Resolution No. 37-23, but during Phase One of the interior repair project, it was observed and documented that the roof of the mausoleum has failed and needs to be replaced before further interior work can be done. The Friends are in the process of contacting architects and roofing contractors to get quotations for the design and construction of the new mausoleum roof. Due to the onset of winter months, it is necessary to expedite this roof work.

Though exact total cost estimates for this project are not yet available, we are budgeting approximately \$100,000. We also plan to explore grant opportunities that may be available to us for this project. The Friends will acquire and award the bids for this project. The total cost of this project will be a donation to the City from the Friends.



The Friends of the Cemetery will work hand in hand on this project with the City's Service Director, Director of Parks and Recreation, and City Engineer as we have on many successful capital projects over the past 25 years.

Sincerely,



Teresa A. Merkle, President

Acknowledged and agreed:

City of Medina

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

**ORDINANCE NO. 140-23**

**AN ORDINANCE AUTHORIZING THE PURCHASE AND INSTALLATION OF TWO (2) DUAL PORT ELECTRIC VEHICLE CHARGING STATIONS (EVCS) FROM EV UNITED, FOR THE CITY HALL PARKING DECK.**

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

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

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

**SEC. 1:** That the purchase and installation of two (2) Dual Port Electric Vehicle Charging Stations (EVCS) from EV UNITED, through the National Sourcewell Contract #042221-CPI, is hereby authorized for the City Hall Parking Deck.

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

**SEC. 3:** That the funds to cover this purchase, in the amount of \$38,500.00, are available as follows: \$30,000 in Account No. 109-0401-53315 and \$8,400 in Account No. 001-0743-53315.

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

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

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

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

**President of Council**

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

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

**Clerk of Council**

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

**Mayor**

**ORDINANCE NO. 141-23**

**AN ORDINANCE TO AMEND THE CODIFIED ORDINANCES OF THE CITY OF MEDINA, OHIO, CHAPTER 943.06, SECTIONS (e) AND (l), AND CHAPTER 943.11, SCHEDULE OF CHARGES AND FEES, PERTAINING TO THE INSTALLATION OF PRIVATE MAUSOLEUMS AT SPRING GROVE CEMETERY.**

**WHEREAS:** The Cemetery department respectfully requests Council to amend Ordinance 943.06 (e) and (l), Markers, Monuments Foundations, and Nice Coverings, and 943.11, Schedule of Charges and Fees, to allow for the installation of Private Mausoleums at Spring Grove Cemetery; and

**WHEREAS:** The Cemetery Commission reviewed this requested change on August 1, 2023 and voted unanimously in favor of the changes; and

**WHEREAS:** That Section 943.06 (e) and (l) of the codified ordinances of the City of Medina, Ohio presently read as follows:

(e) To insure permanency, all foundations shall be built by cemetery employees or contractors approved by the Director of Public Service at the expense of the grave owner.

(l) The following dimensions shall not be exceeded for monument bases and tablets in all Sections. The minimum monument width of a base shall not be less than six (6) inches, or wider than fourteen (14) inches. The maximum height of the base shall not exceed (10) inches. the maximum tablet height shall not exceed (48) inches.

Number of Grave Spaces	Width of Grave Space	Length of Marker	Height of Tablet
One (1)	36 inches	32 inches	48 inches
One (1)	48 inches	34 inches	48 inches
Two (2)	48 inches	60 inches	48 inches
Two (2)	36 inches	48 inches	48 inches
Baby Section	24 inches	18 inches	N/A
Cremains Section	36 inches	24 inches by 12 inches wide	N/A

(Ord. 45-20. Passed 3-9-20.)

**WHEREAS:** That Section 943.11, of the codified ordinances of the City of Medina, Ohio presently read as follows:

**943.11 SCHEDULE OF CHARGES AND FEES.**

LOT FEES PER GRAVE:			
Lot Type	No. of Lots	Resident	Non-Resident
A	per grave	\$650.00	\$750.00
B	per grave	\$850.00	\$950.00
C	per grave	\$750.00	\$850.00
Cremains Section	per grave	\$300.00	\$350.00
Baby Section	per grave	\$300.00	\$350.00
DESCRIPTION OF SALEABLE LOTS:			
Class "A" lots, single or multiple graves: All Sections except 14, 17, 18 and 19			
Class "B" lots, single graves: Section 14 and 17			
Class "C" lots, single graves: Section 18 and 19			
Cremains Section: Section specifically located in Section 8			
Baby Section: Single grave only, available in sequential order			
INTERMENT FEES:			
Interment of Residents or Non-residents	Before 2:00 p.m. Weekdays	After 2:00 p.m. Weekdays and until 12:00 Noon Saturday	After 12:00 Noon Saturday or Sunday (Court Ordered) and approved holidays
Adult	\$600.00	\$900.00	\$1,200.00
Cremains Section	\$350.00	\$450.00	\$700.00
Baby Section	\$350.00	\$450.00	\$700.00
Crypt Sealing	\$250.00	\$350.00	\$500.00
DISINTERMENT AND REINTERMENT FEES:			
	Adult Vault	Adult Cremains	Infant
Disinterment	\$2,000.00	\$600.00	\$500.00
FOUNDATION FEES:			
A fee of \$0.50 shall be charged per square inch of surface material of concrete. All footers shall have a two inch (2") border around the entire base. Flush markers shall not have a mandatory border.			
COLUMBARIUM/NICHE WALL: (cremains interments only)			
CLBM - 1 One (1) Niche - \$950.00			
CLBM-2 One (1) Niche - Top Row - \$1,350.00			
CLMB-2 One (1) Niche - Middle Row - \$1,250.00			
CLMB-2 One (1) Niche - Bottom Row - \$1,150.00			
Interment - \$350.00 per opening (max. two (2) per Niche)			
Engraving - Actual cost			
ADDITIONAL SERVICES:			
1. Upon request, the Director of Public Service shall give written estimates of work to be done by cemetery employees on the cemetery grounds not covered in the foregoing schedules.			
2. There shall be a \$100.00 charge for chapel use for a funeral or memorial service.			
3. There shall be a \$50.00 Transfer of Lot Fee for all lot transfers.			

NOTE: NOTICE OF NOT LESS THAN FORTY-EIGHT (48) HOURS SHALL BE GIVEN FOR OPENING OF A GRAVE PER SECTION 943.04(j). (Ord. 181-21. Passed 11-8-21.)

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

**SEC. 1:** That Section 943.06 (e) and (l) of the codified ordinances of the City of Medina, Ohio shall be amended to read as follows:



(e) To insure permanency, all foundations shall be built by cemetery employees or contractors approved by the Director of Public Service at the expense of the grave owner **with the exception of foundations for private mausoleums. Foundations for private mausoleums will be dug and poured by the monument company at the Owner's expense.**

(l) The following dimensions shall not be exceeded for monument bases and tablets in all Sections. The minimum monument width of a base shall not be less than six (6) inches, or wider than fourteen (14) inches. The maximum height of the base shall not exceed (10) inches. the maximum tablet height shall not exceed (48) inches.

Number of Grave Spaces	Width of Grave Space	Length of Marker	Height of Tablet
One (1)	36 inches	32 inches	48 inches
One (1)	48 inches	34 inches	48 inches
Two (2)	48 inches	60 inches	48 inches
Two (2)	36 inches	48 inches	48 inches
Baby Section	24 inches	18 inches	N/A
Cremains Section	36 inches	24 inches by 12 inches wide	N/A

**The dimensions for private mausoleums shall be as follows:**

**Single Private Mausoleum: Not to exceed 55 inches in width, 115 inches in length, and 58 inches in height.**

**Double Private Mausoleum: Not to exceed 96 inches in width, 115 inches in length, and 58 inches in height.**

**SEC. 2:** That Section 943.11 of the codified ordinances of the City of Medina, Ohio shall be amended to read as follows:

**943.11 SCHEDULE OF CHARGES AND FEES.**

LOT FEES PER GRAVE:			
Lot Type	No. of Lots	Resident	Non-Resident
A	per grave	\$650.00	\$750.00
B	per grave	\$850.00	\$950.00
C	per grave	\$750.00	\$850.00
Cremains Section	per grave	\$300.00	\$350.00
Baby Section	per grave	\$300.00	\$350.00
<b>Private Mausoleum: Single \$3,000.00 centered over 2 graves spaces</b>			
<b>Private Mausoleum: Double \$4,500.00 centered over 3 graves spaces</b>			
DESCRIPTION OF SALEABLE LOTS:			
Class "A" lots, single or multiple graves: All Sections except 14, 17, 18 and 19			
Class "B" lots, single graves: Section 14 and 17			
Class "C" lots, single graves: Section 18 and 19			
Cremains Section: Section specifically located in Section 8			
Baby Section: Single grave only, available in sequential order			
<b>Private Mausoleum: Section 13 only and at the discretion of the Cemetery. A complete set of construction plans Must be submitted for review and approval by the Cemetery.</b>			
INTERMENT FEES:			

Interment of Residents or Non-residents	Before 2:00 p.m. Weekdays	After 2:00 p.m. Weekdays and until 12:00 Noon Saturday	After 12:00 Noon Saturday or Sunday (Court Ordered) and approved holidays <b>Ord. 184-17, passed 12-11-2017</b>
Adult	\$600.00	\$900.00	\$1,200.00
Cremains Section	\$350.00	\$450.00	\$700.00
Baby Section	\$350.00	\$450.00	\$700.00
Crypt Sealing	<del>\$250.00</del> \$600.00	<del>\$350.00</del> \$900.00	<del>\$500.00</del> \$1,200.00
<b>DISINTERMENT AND REINTERMENT FEES:</b>			
	Adult Vault	Adult Cremains	Infant
Disinterment	\$2,000.00	\$600.00	\$500.00
<b>FOUNDATION FEES:</b>			
A fee of \$0.50 shall be charged per square inch of surface material of concrete. All footers shall have a two inch (2") border around the entire base. Flush markers shall not have a mandatory border.			
<b>COLUMBARIUM/NICHE WALL: (cremains interments only)</b>			
CLBM - 1 One (1) Niche - \$950.00 CLBM-2 One (1) Niche - Top Row - \$1,350.00 CLMB-2 One (1) Niche - Middle Row - \$1,250.00 CLMB-2 One (1) Niche - Bottom Row - \$1,150.00 Interment - \$350.00 per opening (max. two (2) per Niche) Engraving - Actual cost			
<b>ADDITIONAL SERVICES:</b>			
1. Upon request, the Director of Public Service shall give written estimates of work to be done by cemetery employees on the cemetery grounds not covered in the foregoing schedules. 2. There shall be a \$100.00 charge for chapel use for a funeral or memorial service. 3. There shall be a \$50.00 Transfer of Lot Fee for all lot transfers.			

**NOTE: NOTICE OF NOT LESS THAN FORTY-EIGHT (48) HOURS SHALL BE GIVEN FOR OPENING OF A GRAVE PER SECTION 943.04(j). (Ord. 181-21. Passed 11-8-21.)**

**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. 142-23**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR COMPETITIVE BIDS AND TO AWARD A CONTRACT TO THE SUCCESSFUL BIDDER FOR THE SPRING GROVE CEMETERY COLUMBARIUM WALL PROJECT.**

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

**SEC. 1:** That the Mayor is hereby authorized and directed to advertise for competitive bids and to award a contract to the successful bidder for the Spring Grove Cemetery Columbarium Wall project in accordance with plans and specifications on file in the office of the Mayor.

**SEC. 2:** That the estimated cost of the project, in the amount of \$120,000, is available in Account No. 821-0250-54412.

**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. 143-23**

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

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

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

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

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

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

**SEC. 5.** That this 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**

## VEHICLES TO BE SOLD AT 2023 CITY AUCTION

<u>VEHICLE DESCRIPTION</u>	<u>VIN NUMBER</u>	<u>MILEAGE</u>	<u>DEPARTMENT</u>
2009 GMS Sierra K 150	1GTEK19C99Z227666	87,047	Parks
2011 Ford F250 4x2	1FT7X2A688BEA59697	126,068	Parks
2014 Ford Explorer	1FM5K8AR5EGA92065	109,398	Police
2014 Ford Explorer	1FM5K8AR9EGA92067	115,099	Police
2018 Ford Explorer	1FM5K8AR7JGB00094	130,126	Police
2016 Toyota Corolla S	2T1BURHE3GC634355	83,881	Police
2013 Chevrolet Impala	2G1WD5E30D125309	130,851	Public Buildings
2002 International Paystar Roll-Off Hook Truck	1HTXHAET22J029001	371,519	Sanitation

# **MEDINA MUNICIPAL COURT**

## **AUCTION ITEMS**

**08/30/2023**

Desk Printers

Office Chairs

Small Office Desk

Miscellaneous Office Items

## Finance Department Auction Items 2023

- Organizer
- 3 toners
- Keyboard
- Calculator
- Envelope opener
- Misc Office Supplies
- Misc Office Furniture

## FIRE DEPARTMENT AUCTION ITEMS - 2023

- 2 10' attic ladder
- 2 14' roof ladder
- 1 35' ladder
- 1 24' ladder
- 1 Honda 5000S generator
- 1 Cable Come Along
- 1 Box w/miscellaneous Come Along chains
- 1 Warn cable winch electric
- 1 Solar arc welder
- 1 Sears Craftsman air compressor 2HP
- 1 Briggs Vanguard V-twin 16HP generator
- 4 Hi-Lift Jacks
- 2 SS side truck boxes diamond plate
- 1 Pelican 9430 light
- 1 Pelican 9460 light
- 2 Pelican 9440 tripod light
- 1 Pelican 9480 light
- 2 collapsible ladders
- 1 SS water tank
- 1 Super Vac 3600 RPM gas fan
- 1 Super Vac 724WT hydraulic fan
- 2 Akron Brass electric receptacle boxes
- 2 RR Jack "Buckeye Jack" #2
- 1 100' 12/3 electric cord reel
- 1 Lot, lift air bogs, regulator 5 hoses
- 1 Akron Brass yellow receptacle box
- 1 Quik Kut Air Hammer Rescue Kit
- 1 Honda GX160 pump
- 1 Industrial Plus 8HP pump
- 2 Roto-Jet fire hose washers
- 2 Roto-Jet hose reels
- 1 Landa Gold Series VHW-3-700 propane pressure washer
- 1 CAPABEAR Claw stabilization kit
- 1 1995 Pierce Fire Truck (minimum bid: \$4,000.00)



## Auction Items 2023 - IT

### Desktops

Make	Model	Serial #
Dell	Precision 7810	CSPS082 *No hard drive or video card

### Laptops

Make	Model	Serial #
HP	EliteBook 820	*Potential battery issues
HP	EliteBook 820	*Potential battery issues
HP	EliteBook 820	*Potential battery issues
HP	EliteBook 820	*Potential battery issues
HP	EliteBook 820	*Potential battery issues
HP	EliteBook 820	*Potential battery issues
HP	EliteBook 820	*Potential battery issues
HP	EliteBook 820	*Potential battery issues
HP	EliteBook 820	*Potential battery issues
HP	EliteBook 820	*Potential battery issues
HP	EliteBook 820	*Potential battery issues
HP	EliteBook 820	*Potential battery issues
Dell	Latitude E5540	*Used - No hard drive*
Dell	Latitude D830	HSZ2YD1 *Used - No hard drive*
Dell	Latitude E5550	CPOX662 *Used - No hard drive*

### iPads

iPad Air 2	Wifi	**Used - w case**
iPad Air 2	Wifi	**Used- no case**

### Tablets

Make	Model	Serial #
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## Auction Items 2023 - IT

### Cables/Adapters/Cords

#### Cords

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
28	C13 Power cords	*Some New/Some Used*

#### Cables

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
8	VGA Male to Male	*Used*
1	DVI Male to DisplayPort Male	*Used*
11	USB 3.0 Cable A to B - Male to Male	*Some new/some used*
1	USB 2.0 Cable A to B - Male to Male	*Used*
1	VGA Female to DisplayPort Male	*Used*
2 Boxes	Misc. Network Cables	*Some new/some used*

#### Adapters

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
5	VGA Female to DP Male	*Used*

# Auction Items 2023 - IT

## Computer Accessories

### Mice

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
7	Dell USB Mice	**Used**

### Keyboards

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
7	Dell USB Keyboards	**Used**
1	Logitech Wireless Keyboard	**Used**

### Monitors

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
1	Dell 1907FPt	**Used**
1	Dell E2210f	**Used - No Base**
1	HP Monitor	**Used**
2	Dell PP2217 Monitors	**Used/No Base**
1	Dell PP2213t Monitor	**Used/No Base**
1	Dell PP217	**Used**
1	Dell E2211Hb	**Used**
1	Misc. Dell	**Used**

### Monitor Bases

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
5	Dell Monitor Bases	**Used**

### Speakers

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
2	Dell Speakers	**Used**

### Drives

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
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### Miscellaneous

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
1	Planar Quad Mount w/Dell Monitors	**Used**
2	Dell Dual Mount w/Dell Monitors	**Used**

# Auction Items 2023 - IT

## Networking Equipment

### Cable Management

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
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### Wireless Equipment

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
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### Switches

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
2	Dell Force 10 S25	**Used**
1	Cisco Catalyst 2960	**Used**
3	Enterasys B5G124-48P2	**Used**
1	Enterasys B5G124-24P2	**Used**
1	Cisco MS320-48LP	**Used**

### Servers

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
1	Dell PS6100	**Used-No Drives**
1	Dell R410	**Used-No Drives**
1	Dell E01S	**Used-No Drives**
1	Mitel PS1	**Used-No Drives**
1	Dell E16S	**Used-No Drives**
2	Dell PowerEdge R620	**Used-No Drives**

### Miscellaneous

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
1	Mitel HX Controller	**Used**
1	Cisco ASA 5510	**Used**
1	Barracuda Backup Server 690	**Used**
1	Barracuda Web Filter 310	**Used**
1	Cisco Meraki MX80 Firewall	**Used**
3	Cisco Meraki MX60 Firewalls	**Used**

## Auction Items 2023 - IT

### Miscellaneous

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
1	HP CP2025 Printer	**Used**
1	HP CC530A Cartridge	**New**
1	HP CC531A Cartridge	**New**
1	HP CC532A Cartridge	**New**
1	HP CC533A Cartridge	**New**
1	Microboards Model QD-DVD-125-03 DVD burner	**Used**
1	Meraki MX60 Firewall	**Used**
1	Microsoft optical desktop receiver	**Used**
1	Symphonic TV with VCR	**Used**
1	Bundle of Misc. Server Rack Rails	**Used**
1	Vizio TV	**Used**
1	Dell PowerEdge T320	**Used-No Hard Drives**
2	HP CE285A Cartridge	**New**
1	HP CE505D	**New**
10	Miscellaneous Video Cards	**Used**
7	Samsung S49A95U Monitor Mounts - NO TV	**New**
10	Pelco CCTV Cameras	**Used**
1	Pelco MCS16-10SB Power Supply	**Used**
2	Verizon MiFi 4G Jetpacks	**Used**
1	iPad Stand	**Used**

## Auction Items 2023 - IT

### Rec Center

<u>Qty</u>	<u>Type</u>	<u>Comments</u>
1	Acer Monitor	**Used**
3	Dell Monitors	**Used**
1	Optiplex 755	**Used/No Hard Drive**
17	Dell Keyboards	**Used**
5	Sets of Server Rack Rails	**Some Old/New**
2	Sets of Speakers	**Used**
1	Network Cable	**Used**
5	Mice	**Used**
22	C13 Power Cords	**Used**
2	DVI to DP Cables	**Used**
1	VGA Cable	**Used**
1	Mini KVM Switch	**Used**
7	Credit Card Readers	**Used**
2	Misc. Mice	**Used**

## Medina Rec Center

### 2023 Auction Items

DEPT.	ITEM	QUANTITY	SERIAL NUMBER
Rec Center	table ball clamps	3	
Rec Center	badminton Nets	9	
Rec Center	large ball cages	2	
Rec Center	tennis hoppers	2	
Rec Center	Boxes of File folders and binders	10 boxes	
Rec Center	Old Equipment Pads	2 boxes	
Rec Center	sound Rack	1	Model # 1265-42LD
Rec Center	tascam CD-200i		311291
Rec Center	Denon CD/Cassette Combi Deck		2111500534
Rec Center	Audiovox Compact Disc Player		R0130DC010335
Rec Center	Sony CD-R/RW Playback CFD-S300		Model# CFD-5300
Rec Center	SonyCFS-B11		Model # CFS-B11
Rec Center	Aurora Shredder - runs, doesn't shred		AS1002MSB
Rec Center	Flo Jet Bottle Water Dispenser		2396280

### Small Items from Lost and Found

Item Number	Description
1	1 gold color earring
2	1 silver color earring
3	Pink kids tablet
4	Amazon Kindle
5	black ear buds
6	Rhinstone Bracelet
7	"I love you more" - necklace
8	silver color wedding band
9	silver color bracelet
10	black apple watch
11	black phone
12	black phone
13	ear buds with flower case
14	white earbuds with no case
15	ear buds with w case





## ITEMS FOR AUCTION

Item	Medina Police Department Property (Auction - 2023)	Quantity
1	2014 Ford Explorer, 1FM5K8AR5EGA92065 (mileage - 109,398)	1
2	2014 Ford Explorer, 1FM5K8AR9EGA92067 (mileage -115,099)	1
3	2018 Ford Explorer, 1FM5K8AR7JGB00094 (mileage - 130,126)	1
4	2016 Toyota Corolla S, 2T1BURHE3GC634355 (mileage - 83,881)	1
5	Portable plug in lights	3
6	NIKON Camera, s/n:3750803 in Case	1
7	Dumb Bells, Weights and Weight Bench	1

ITEMS FOR AUCTION

Medina PD Property #	Description of Property	Forfeiture Order #
* Found Property@DESTRUX	1937 Mercury Dime	2241-002
15-007689-005	Thermaltake computer tower (*hard drive removed)	2341-001
15-007689-008	lenovo computer tower (*hard drive removed)	2341-001
15-007689-010	ASUS laptop (*hard drive removed)	2341-001
18-025187-003	Diamond Sterling Silver Bracelet	2241-002
18-025187-004	Earrings, Ring, Necklace	2241-002
18-025187-005	Earrings, Ring, Necklace	2241-002
18-025920-001	Baseball Cards	2241-002
20-000246-001	Dell Dimension Computer Tower (*hard drive removed)	2341-001
20-001604-001	Scateboard	2241-002
21-002381-001	1933 Gold Double Eagle Proof (copy) 2003	2341-001
21-002821-001	Flashlight	2341-001
21-003048-001	Fuji Camera	2341-001
21-003433-001	Activity Tracker	2341-001
22-002303-001	Sun Glasses	2341-001

## ITEMS FOR AUCTION

Medina PD Property #	Description of Property	Forfeiture Order #
22-002516-001	Wedding Ring	2341-001
22-002619-001	Necklace	2341-001
22-002803-001	Kent Bayside Bicycle	2341-002
22-002871-001	BMX Style Bicycle	2341-002
22-002872-001	White Bicycle	2341-002
22-003165-001	Racing Style Bicycle	2341-002
22-003800-001	Raleigh Bicycle	2341-002
22-003956-001	Wipeout Bicycle	2341-002
22-004242-001	18 Speed Roadmaster Bicycle	2341-002
22-005024-001	X Elite Bicycle w/Pump	2341-002
22-005213-001	Raleigh Bicycle	2341-002
23-000110-001	BMX Style Bicycle	2341-002
23-001340-001	Mongoose Bicycle	2341-002
23-001656-001	6 - military bayonets	2341-001
23-001656-005	Wooden Military Box containing various weapon accessories	2341-001
23-001947-001	Child Bicycle Trailer	2341-002



## **CITY AUCTION ITEMS – 2023 – PUBLIC BUILDINGS**

Miscellaneous chairs/office furniture

Miscellaneous tools

2013 Chevrolet Impala (Old Court Car) - VIN 2G1WD5E30D125309 – Mileage 130,851

Portable Dehumidifier (not working at 100%)

Wooden Cane

## **AUCTION ITEM – 2023 – VEHICLE MAINTENANCE**

Tool box top and bottom

## **AUCTION ITEM – 2023 – SANITATION**

2002 International Paystar Roll-Off Hook Truck -- VIN 1HTXHAET22J029001 – Mileage 371,519

**ORDINANCE NO. 144-23**

**AN ORDINANCE WAIVING THE SPECIAL ASSESSMENT FEES FOR SIDEWALKS FOR CERTAIN PARCEL NUMBERS ON PROSPECT STREET AND WEST SMITH ROAD.**

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

**SEC. 1:** That the Finance Director is hereby authorized to waive special assessment charges for sidewalk replacements for certain properties on Prospect Street and West Smith Road.

**SEC. 2:** That a list of the parcel numbers having sidewalk program fees waived is marked Exhibit A, attached hereto and incorporated herein.

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

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

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

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

**President of Council**

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

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

**Clerk of Council**

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

**Mayor**

Sidewalk Program  
Potential Fee Waives

August, 2023

Obj. 144-33 Exh. A

PARCEL ID	SERVICE LOCATION	BUSINESS NAME	MAILING ADDRESS	BALANCE	
<b>PROSPECT STREET</b>					
1	002819C05111	334 S PROSPECT ST	LANGWORTHY, MARK G	334 S PROSPECT STMEDINA, OH 44256	\$748.00
2	002819C05101	376 S PROSPECT ST	URBAN, DINA	376 S PROSPECT STMEDINA, OH 44256	\$384.40
3	002819C05098	384 S PROSPECT ST	WAGNER, KELLY	309 MIAMI STURBANA, OH 43078-2026	\$294.83
4	002819C05096	400 S PROSPECT ST	KIRSTEIN, KENNETH F	400 S PROSPECT STMEDINA, OH 44256	\$170.00
5	002819C05095	414 S PROSPECT ST	HERMANN, DAN & VIRGINIA	2019 REMSEN RDMEDINA, OH 44256	\$167.28
6	002819C05008	333 S PROSPECT ST	PATERSON, MICHAEL C	333 S PROSPECT STMEDINA, OH 44256	\$377.87
7	002819C05028	427 S PROSPECT ST	TAYLOR, BRIAN R	427 S PROSPECT STMEDINA, OH 44256	\$170.00
8	002819C05029	431 S PROSPECT ST	FITZGERALD, ALICIA	431 S PROSPECT STMEDINA, OH 44256	\$507.28
9	002819C05030	439 S PROSPECT ST	WALKUSH, DEREK	27905 KNICKERBOCKER RDBAY VILLAGE, OH 44001	\$2,527.16
<b>TOTAL- Prospect Street</b>					\$5,346.82
<b>WEST SMITH</b>					
1	002819C05123	310 W SMITH RD	DAVIS, JOSEPH	310 W SMITH RDMEDINA, OH 44256	\$1,096.50
2	002819C05121	322 W SMITH RD	VANDERPOOL, BRIAN	741 BEECHWOOD DRMEDINA, OH 44256	\$204.00
3	002819C04105	538 W SMITH RD	WOLFORD, MARK	538 W SMITH RDMEDINA, OH 44256	\$340.00
4	002819C04010	650 W SMITH RD	620 CORPORATION	620 E SMITH RDMEDINA, OH 44256	\$544.00
5	002819C04138	710 W SMITH RD	MEDINA COUNTY AGRI SOCIETY	720 W SMITH RDMEDINA, OH 44256	\$170.00
6	002819A21323	507 W SMITH RD	SCOTT, STEPHANIE	507 W SMITH RDMEDINA, OH 44256	\$433.50
7	002819A21324	515 W SMITH RD	ESTES, KIMBERLY	315 N ELMWOOD AVEMEDINA, OH 44256	\$50.83
8	002819A20052	539 W SMITH RD	WINKLER, ANDREW	4010 SUNSET DRMEDINA, OH 44256	\$408.00
<b>TOTAL- West Smith Road</b>					\$3,246.83

**GRAND TOTAL \$8,593.65**

Total number of properties: 17

**ORDINANCE NO. 145-23**

**AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR TO WAIVE CERTAIN UNCOLLECTIBLE UTILITY ACCOUNTS.**

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

**SEC. 1:** That the Finance Director is hereby authorized to waive certain utility accounts that are deemed to be uncollectible as identified on Exhibit A, attached hereto and incorporated herein.

**SEC. 2:** That the Board of Control is hereby authorized to accept partial payment or waive payment in lieu of full payment for those accounts.

**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**



Change of Owner / Under \$50.00

ORD. 145-23  
EXH. A

DISPLAY NAME	LANDLORD NAME	SERVICE LOCATION	BALANCE
<b>2013</b>			
00337-001 (SWARTZ, ARTHUR)	HENRY, DALE	600 PLEASANT VALLEY DR	\$ 57.63
00469-001 (SIMMONS, CARL)	HESTIA HOME RENTAL	625 GUILFORD BLVD	\$ 39.85
00479-001 (SHIELDS, STEVEN J*)	MALONE, MELISSA	675 GUILFORD BLVD	\$ 98.98
00774-001 (ALLGOR, ANDREW)	HOOVER, RONALD L	599 S COURT ST #A	\$ 39.36
00812-001 (ROBERTS, PAUL)		801 S COURT ST	\$ 18.38
00834-001 (CRAINE, CHUCK)		919 S COURT ST	\$ 182.78
00931-001 (BAUER, TOMICHA)		861 S COURT ST	\$ 67.30
01034-001 (EPPOLITO, REBECCA)		821 RIDGEVIEW DR	\$ 82.88
01274-001 (NAIDZNSKI, DOLORES)	LANE, JEFFREY	1040 SALEM CT	\$ 49.54
01391-001 (MAXWELL, DOUG)		1032 BRIMFIELD DR	\$ 77.63
01471-001 (ANDERSON, GWEN)		700 TWIN OAKS BLVD	\$ 160.29
02543-001 (MCMILLAN, JOE)		885 LAUREL GLENS DR	\$ 43.70
03223-001 (BEHLER, JOSEPH P)		1121 STURBRIDGE DR	\$ 30.41
03773-001 (BRASCH, BEN F)	JMG ASSET MGMT GR	1025 LAKE RD	\$ 51.56
03816-001 (COOPER, RANDY S)		720 LAFAYETTE RD	\$ 7.62
03833-001 (BLACKBURN, RYAN R)	MEDINA CREATIVE HO	766 LAFAYETTE RD #A	\$ 19.66
04224-001 (COBURN, CHRISTOPHER)		948 OAK ST	\$ 43.00
04262-001 (POWELL, BENJAMIN)		522 PINE ST	\$ 45.84
04421-001 (ROBERTS, SAMANTHA)		528 S ELMWOOD AVE	\$ 251.36
04562-001 (MAKSE, JOHN T)	SHAFFER, STAN	459 BAXTER ST	\$ 7.99
04604-001 (ELLIOTT, JEFFREY S)	METEK, EUGENE V	507 W MILL ST	\$ 13.82
04737-001 (LICHTENBERG, MARY)	CAMPEA, GAETANO	300 W SMITH RD #A	\$ 17.36
05206-001 (COLLYER, ELIZABETH)	RUDY, DONALD M	327 WESTGROVE CT	\$ 87.95
06004-001 (ALBERT, JOHN)		35 RICHARD DR	\$ 76.99
06486-001 (CUTLIP, TIMOTHY)		1220 WATERBURY DR	\$ 93.97
06810-001 (LILLY, DEBRA)		80 HIGH POINT DR #66	\$ 50.04
07333-001 (FLOOD, LISA)	ZORN-WEST, ANNARO	725 SARATOGA TR	\$ 69.21
07520-001 (FRANICK, NICOLAS)		1161 WARWICK CT	\$ 169.23
07631-001 (WATTS, JASON)		277 HALIFAX LN	\$ 1.54
07784-001 (BACHNER, PETER)		628 STRATTON DR	\$ 120.28
08411-001 (LEWIS, DANNY)		734 WEYMOUTH RD	\$ 63.65
08776-001 (PARKER, JIMMIE)		248 MEDINA ST 2	\$ 305.30

**Change of Owner / Under \$50.00**

08848-001 (EPPS, DOMINICK)	LYON, JOSEPH	219 W NORTH ST	\$	169.25
08982-001 (GRAY, DANA)		343 E FRIENDSHIP ST	\$	71.76
09037-001 (PEZZUTI, VICTOR J)		310 E NORTH ST	\$	154.85
09065-001 (FEESLER, TONI)		240 N EAST ST	\$	137.34
09437-001 (STEEPLETON, CHUCK)	HOMLONG, ELLEN	238 FREDERICK ST	\$	131.31
09455-001 (KIRKWOOD, DAWNELL)	METZ, DIANN	560 N BROADWAY ST	\$	49.09
09620-001 (INGRAM, ROXIE)	DORSEY, CRISTINA	703 N BROADWAY ST	\$	298.03
09623-001 (FULLER, JUMISHA)	DORSEY, CRISTINA	701 N BROADWAY ST	\$	168.44
09688-001 (DAVIDSON, RICK)	DAVIDSON, RICK	398 N HARMONY ST	\$	49.89
09744-001 (CHRISTENSEN, NAOMI)	SCHAEFER, NATHAN	453 N HARMONY ST	\$	13.19
09894-001 (FOSTER, BRIAN)		500 HARDING ST	\$	238.96
10228-001 (THOMAS, LOWELL)		365 HIGHLAND DR	\$	139.85
10402-001 (SLANEC, FRANK)		588 BIRCH HILL DR	\$	162.87
10980-001 (LEWANDOWSKI, STANLEY)		315 BRENTON LN	\$	1.17
11130-001 (HULVEY, DIANE)		347 BELLA ROSA CT	\$	84.46
11250-001 (KURY, LORETTA)	BOULDER CREEK VENT	321 NORTHLAND DR	\$	188.73
11313-001 (DILON, HEATHER)	CAPRETTA SR, ALBERT	339 BROOKLAND DR	\$	89.11
11392-001 (DAVIS, JESSICA)		344 ARBOR CROSSING	\$	38.93
11665-001 (LUZZO, MARIO)		716 N COURT ST	\$	352.79
				<b>\$ 4,985.12</b>

**2014**

DISPLAY NAME	LANDLORD NAME	SERVICE LOCATION	BALANCE
00670-001 (WILKINSON, DAVID)		224 GRANT ST	\$ 6.30
01074-001 (MYERS, LINDSEY M)		844 GAYER DR	\$ 33.23
01320-001 (CROSSROADS REO)		1026 BROOKFIELD DR	\$ 88.80
02164-001 (DILLARD, LILA)		437 WOODLAKE DR	\$ 199.93
03377-001 (NATIONAL CITY BANK)		121 N BROADWAY ST	\$ 17.25
03448-001 (MARCELLUS, LAURA)		136 KOONS AVE	\$ 53.93
03834-001 (BARSIC, DAMEIN)	MEDINA CREATIVE HO 766 LAFAYETTE RD #B		\$ 31.41
05318-001 (HURST, KEVIN)		220 S PROSPECT ST	\$ 104.21
06058-001 (MADACHIK, DAVID)		250 WOODLAND DR	\$ 83.74
06491-001 (MATOZZO, CAROL)		1196 WATERBURY DR	\$ 121.61

Change of Owner / Under \$50.00

06697-001 (SILVERBERG, DAVID)		1193 BRIDGEPORT DR	\$	34.66	
06727-001 (DIPAOLLO, LISA)		60 HIGH POINT DR #13	\$	81.58	
07081-001 (POGORILY, KATHLEEN J)		940 DAWN CT	\$	26.26	
07424-001 (DORCO, KELLY)	WORKMAN, KELLY	959 CHADWICK LN	\$	82.79	
07425-001 (JOHNSON, BRITNEY)	WORKMAN, KELLY	959 CHADWICK LN	\$	71.86	
07996-001 (SELDERS, DAVID)		261 GUILFORD BLVD	\$	92.00	
08283-001 (SCHWENDLER, ELIZABETH)		199 GLENSHIRE LN	\$	110.74	
08331-001 (BRANDOW, MICHAEL)		4902 FOOTE RD #17	\$	72.32	
08849-001 (BROWN, MARIA)	LYON, JOSEPH	219 W NORTH ST	\$	235.48	
08976-001 (GAULT, TRISHA)		415 E FRIENDSHIP ST	\$	22.84	
09091-001 (HOWARD HANNA REAL ESTATE)		240 N HARMONY ST	\$	1.05	
09365-001 (GILES, KELLY A)	CARRINO, KELLY	302 N BROADWAY ST	\$	83.37	
09507-003 (VARNEY, SCOTT)	VARNEY, SCOTT	230 E HOWARD ST	\$	30.03	
09738-002 (NORTH COAST PROPERTIES)	SCHAEFER, NATHAN	463 N HARMONY ST	\$	72.97	
09813-001 (JACOB, JACQUELINE)	LAVERY, JAMES	616 E UNION ST	\$	28.48	
10199-001 (LAFAIRE, CHRISTINA M)	RUPPELL, LINDA	830 WALTER RD	\$	19.04	
10440-001 (LARCOMB, JUDY)	PLEVA, SEAN	440 BIRCH HILL DR	\$	34.82	
10978-001 (MAREK, JENNIFER)	MAREK, JENNIFER	307 BRENTON LN	\$	34.33	
11666-001 (LITTLE ITALY RISTORAUINTE)		716 N COURT ST	\$	513.87	
12210-001 (SHACKELTON, DOUG)		7547 SUMMER RIDGE DR	\$	6.00	
12399-001 (LEGACY CONSTRUCTION)		5923 WOOSTER PIKE RD	\$	33.54	
12490-001 (COOLEY, JEFFREY)		4185 NICHOLS RD	\$	46.20	

\$ 2,474.64

2015

DISPLAY NAME	LANDLORD NAME	SERVICE LOCATION	BALANCE
03669-001 (GORFIDO, BREANA)	LAPINA JR, ALBERT J	343 LAFAYETTE RD	\$ 157.78
04431-001 (HEIDUK, HEATHER)		140 LAFAYETTE RD 2	\$ 52.11
04470-001 (FREEMAN, LINDA)		229 W SMITH RD	\$ 185.71
05909-001 (SAVEL, MITCH)		514 W LIBERTY ST	\$ 52.27
07273-001 (CLEVELAND REAL ESTATE PROS)		841 SAVANNAH TR	\$ 87.13
07791-001 (BUTLER, MARY)		1052 CONTINENTAL DR	\$ 107.62
07854-001 (GANG, BRIAN W)		1268 FREEPORT DR	\$ 153.88
09781-001 (ESTES, JOHN)		535 RIDGE DR	\$ 174.19
09782-001 (CROSSROADS REO)		535 RIDGE DR	\$ 55.95

**Change of Owner / Under \$50.00**

11665-002 (LIUZZO, MARIO)		716 N COURT ST	\$	91.37	
11970-001 (MARIOS BEAUTY SALON INC)	APE MEDINA LLC	740 N COURT ST	\$	728.11	
00815-001 (KESLAR, JACOB)		805 S COURT ST	\$	31.14	
05925-001 (POLIC, MARINA)	POLIC, MARINA	310 W LIBERTY ST	\$	49.10	
06826-001 (MAHOVLICH, MARK)		70 HIGH POINT DR #77	\$	36.26	
07900-001 (BILINOVICH, JOSEPH M)		1302 DOVER DR	\$	5.48	
08647-001 (MESZAR, MARLA)	MESZAR, MARLA	314 W FRIENDSHIP ST	\$	7.84	
08655-001 (BARR, OLIVIA)		232 W FRIENDSHIP ST	\$	44.16	
09215-001 (CAVANAUGH, BRIAN)	WANG, XIAOLONG	623 N COURT ST	\$	43.29	
09959-001 (BRICK, MICHELLE M)	PULLEN, ROGER	460 HEATHER LN	\$	38.21	
10723-001 (BUGNER, ELIZABETH)		1005 LAKESHORE WALK	\$	46.97	
12008-001 (MEDINA TAP HOUSE)		1120 N COURT ST	\$	47.14	
					<b>\$ 2,195.71</b>

**2016**

DISPLAY NAME	LANDLORD NAME	SERVICE LOCATION	BALANCE	
02447-001 (BERTHOLD, NATALIE)		530 FALLING OAKS DR	\$	61.29
03937-001 (CULP, DEBRA J)		901 YESTERDAY LN	\$	87.06
04203-001 (GREGORY, SHERRY)	GREGORY, SHERRY	613 CEDAR ST	\$	111.18
06363-001 (D'ABATO, ANTHONY)		675 W STURBRIDGE DR	\$	94.58
07673-001 (SCHAR, DOUGLAS)		1212 DOVER DR	\$	206.03
08401-001 (ADAMS, SCOTT A)		522 E LIBERTY ST	\$	179.68
08959-001 (BUCCIO, VERONICA)		231 N SPRING GROVE ST APT: 1	\$	227.22
09475-001 (MACK, BYRON)		329 E HOMESTEAD ST	\$	81.34
09745-001 (LANGDON, DAMIEN)	SCHAEFER, NATHAN	453 N HARMONY ST	\$	80.70
10089-001 (PUTO, LISA)		925 BEECHWOOD DR	\$	65.87
11014-001 (RABIN, NATHANIEL)		1150 CHAPMAN LN #5	\$	96.30
00079-001 (POWELL, BRENDA)	MADRILEGOS, ALICIA	738 E SMITH RD	\$	38.21
00740-003 (MO MI LTD)	TRURIDGE HOLDINGS	277 S COURT ST	\$	41.79
00744-002 (WASHINGTON PROPERTIES)	MRR PROPERTIES LLC	13 PUBLIC SQ	\$	27.58
00744-004 (WASHINGTON PROPERTIES)		28 PUBLIC SQ	\$	33.09
00780-001 (OBERACKER, R / DUBETZ A)	GRELLA, DENNIS	601 S COURT ST	\$	41.56
04621-001 (POLINSKI, JASON)	METEK, EUGENE	515 W MILL ST	\$	30.82
04756-001 (MEDINA MUFFLER)		895 W LIBERTY ST	\$	46.45
04793-001 (DILEONARDO, JERI)	TRURIDGE HOLDINGS	988 W LIBERTY ST #B	\$	16.67

Change of Owner / Under \$50.00

04986-001 (ODONNELL, DIANE)		895 REVERE CIR	\$	9.10
05178-001 (MORRIS, KELLY)	LAVERY, JAMES D	393 ABBEVILLE RD	\$	9.18
06716-001 (JONES, LANDON)		66 HIGH POINT DR #6	\$	42.43
06759-002 (BEHE, LAURA)		94 HIGH POINT DR #33	\$	33.17
09356-001 (LINDEN PARTNERSHIP)		145 N COURT ST	\$	37.51
09404-001 (VASEL, GALE)		304 E UNION ST	\$	14.70
10294-001 (COVELL, DOUGLAS)		415 LONGVIEW RD	\$	45.08
10855-001 (MILLER, ERMA M)		1168 N JEFFERSON ST 9	\$	33.99
11331-001 (WOLLENZIER, GAYLE)	CAREY, CHRIS	336 NORTHLAND DR	\$	31.03
11753-001 (WASHINGTON SQUARE)		740 E WASHINGTON ST	\$	46.08
11989-001 (E B GAMES - 5172)		1104 N COURT #C	\$	15.47
11999-001 (HELDERMAN, PHIL)		270 N STATE RD	\$	12.60

2017

DISPLAY NAME	LANDLORD NAME	SERVICE LOCATION	BALANCE	BALANCE
00276-001 (PHILLIPS, CHRISTINA)		11 PARKVIEW DR	\$	55.89
06375-001 (METZ, DARLA)		613 W STURBRIDGE DR	\$	51.95
04427-001 (GALES, MIKE)		118 SOUTH DR	\$	88.43
08168-001 (PETTITO, B)		272 BROKEN FENCE DR	\$	137.69
09741-001 (BURROWS, BETH)	SCHAEFFER, NATHAN	455 N HARMONY ST	\$	168.63
10907-001 (INDOE, TERRY E)		1168 N JEFFERSON ST 40	\$	79.29
10976-001 (BAINBRIDGE, ROSAMPARO)		1102 HILLVIEW WAY	\$	88.43
00307-001 (SOHOL, HARDEEP)	SOHAL, HARDEEP	827 WADSWORTH RD	\$	27.50
00656-001 (WRIGHT, DWAYNE)		650 S BROADWAY ST	\$	35.50
01192-001 (HANEBERG, KURT)		1008 WEST ABBEY DR	\$	23.11
02847-001 (SCHULLER, CHRIS)		1184 PENNYROYAL CIR	\$	42.82
03227-002 (STEEP, MICHAEL)	FILINA, ROBERT & JOA	1111 STURBRIDGE DR	\$	37.19
05665-001 (ENSOR, WILLIAM T)		150 WALNUT DR	\$	38.60
08643-001 (KLOTZ, GAYLENE)	KALINA, CHRISTOPHER	320 W FRIENDSHIP ST	\$	45.69
09166-001 (GEORGE, LARRY J)		628 N COURT ST	\$	0.40
09297-001 (CAVANAUUGH, SUZANNE)	JENKINS, ANDREW	222 W UNION ST	\$	32.02
09683-002 (MCCOURT, RICHARD)	VANDERWYST, KEITH	400 BIRCH HILL DR	\$	3.89
09864-001 (POWERS, LISA)		124 HARDING ST	\$	25.21
11300-001 (TODD, CECILIA A)	BOULDER CREEK VENT	304 BROOKLAND DR	\$	40.01
				\$ 1,897.76

Change of Owner / Under \$50.00

DISPLAY NAME	LANDLORD NAME	SERVICE LOCATION	BALANCE	
<b>2018</b>				
00784-001 (MUSTACCHIO, MICHELLE)	GRELLA, DENNIS	601 1/2 S COURT ST	\$ 22.55	
01167-001 (RIZZO JR, JAMES)		210 MONTVIEW DR	\$ 99.01	
02400-001 (POULTNEY, MEGAN & JOSHUA)		911 LANCASTER DR	\$ 57.67	
03319-001 (JARVIS, MOLLIE)		1056 WADSWORTH RD	\$ 8.62	
03574-009 (ORLANDI, ELAINE)	ORLANDI, ELAINE	211 FREDERICK ST	\$ 16.22	
03588-001 (KOONTZ, LISA)		805 LAWRENCE ST	\$ 87.19	
04758-001 (JOE'S ALL TUNE & LUBE LLC)		895 W LIBERTY ST	\$ 37.03	
04764-001 (LANE, MATTHEW)		915 W LIBERTY ST	\$ 167.53	
04833-001 (HILLEGAS, LINDSEY)		952 W LIBERTY ST #2	\$ 150.63	
05373-001 (BROOKS, STEVE)	JENKINS, LARRY	216 W WASHINGTON ST	\$ 76.11	
05688-001 (CONSTANZA, MISAEI)		901 DAMON DR	\$ 62.95	
05969-001 (CRISE, THOMAS J)		421 ROSHON DR	\$ 55.93	
06371-001 (MALISE, GARY R)		633 W STURBRIDGE DR	\$ 107.45	
06756-001 (PIEH, SHANNON)		90 HIGH POINT DR #32	\$ 45.74	
08799-003 (REED, EDWARD SCOTT)		420 BRONSON ST	\$ 272.39	
08837-001 (PARAS, KRISTEN)	DIETER, JAMES	131 W NORTH ST	\$ 72.53	
09094-001 (KUEHN, ANDREW)	KUEHN, ANDREW	252 N HARMONY ST	\$ 69.56	
09408-001 (RUIJ, JULIE)	RUIJ, JULIE	318 E UNION ST	\$ 63.30	
09559-001 (MICHALOVICH, WENDY)	KUHARIK, RON	264 JACKSON ST	\$ 15.13	
09669-001 (TD & CD PROPERTIES)	TD & CD PROPERTIES	237 N BROADWAY ST	\$ 23.03	
09721-001 (SHORT, KAREN)		560 N HARMONY ST	\$ 185.23	
09736-001 (KEMP, ALEX)		465 N HARMONY ST	\$ 77.27	
09742-001 (ROBERTSON, CAROLYN)	SCHAEFER, NATHAN	455 N HARMONY ST	\$ 2.83	
09777-002 (WEBB, COLLEEN)		546 RIDGE DR	\$ 37.11	
10201-001 (BUGHIO, DIN)	RUPPELLI, LINDA.	830 WALTER RD	\$ 39.03	
11264-001 (HENSLEY, AMANDA)	BOULDER CREEK VENT	343 NORTHLAND DR	\$ 102.17	
08800-001 (SUNDE, KEVIN)		420 BRONSON ST	\$ 35.19	
12205-001 (MARIOS BEAUTY SALON)		716 N COURT ST	\$ 162.20	SIDEWALK
<b>DISPLAY NAME</b>	<b>LANDLORD NAME</b>	<b>SERVICE LOCATION</b>	<b>BALANCE</b>	<b>\$ 2,151.60</b>

\$ 1,022.25

2019

Change of Owner / Under \$50.00

01356-001 (CARTER, JEREMY)		265 STURBRIDGE DR	\$	171.85
02834-001 (HUSBANDS, MARY)		1200 GOLD CREST DR	\$	83.23
03472-001 (RADESIC, BETH)		321 W PARK BLVD	\$	247.19
03512-001 (SIMS, AARON)		523 W PARK BLVD	\$	64.77
03517-001 (EDWARDS, DAWN)		530 W PARK BLVD	\$	79.37
03555-001 (S&P PROPERTY MGMT LLC)		326 W PARK BLVD	\$	108.39
03670-001 (REES, BRIANNA)	LAPINA JR, ALBERT J	343 LAFAYETTE RD	\$	257.62
04753-001 (NICHY, CHRISTINE)	ENGASSER, LEO	891 W LIBERTY ST	\$	71.67
05307-001 (HOTZ, TYLER)		523 BLAKE AVE	\$	54.68
06793-001 (JUGOV, VICTORIA)		120 HIGH POINT DR #55	\$	103.73
07727-001 (ZIEBRO, ROBERTA)		1196 NEWELL LN	\$	146.03
08118-001 (KNIGHT, BROOKE)	KNIGHT, ANDREW	289 TIMBER TR	\$	68.75
08740-001 (MC LEAN, SHANNON)	MEDINA METRO HOUS	515 BRONSON ST	\$	176.81
09864-002 (POWERS, LISA)		124 HARDING ST	\$	77.07
11554-001 (MEDINA PLATING CORP)		910 LAKE RD	\$	3,523.47
00617-001 (HURLEY, AMANDA)		577 S BROADWAY ST	\$	27.18
01663-001 (BOHAN, CHARLES)		940 CONCORD DR	\$	40.12
04439-001 (WILLIAMS, TONISHIA)		140 LAFAYETTE RD 3	\$	30.02
07539-001 (KOMARA, LESLIE)		1168 WARWICK CT	\$	29.87
07903-001 (WARD, JOHN & MEGAN)		1306 DOVER DR	\$	47.11
08198-001 (BLACKWELL, LUCIEN)		267 BROKEN FENCE DR	\$	18.25
08424-001 (DIEKER, CHRISTOPHER)		830 WEYMOUTH RD	\$	31.25
08891-001 (RIBLEY, MELISSA)	RIBLEY, MELISSA	119 N EAST ST	\$	0.32
09385-001 (FODOR, STAN)		420 N JEFFERSON ST	\$	46.45
11554-003 (MEDINA PLATING CORP)		930 LAFAYETTE RD	\$	4.89
12522-001 (ABDEL-KARIM, JAMAL)		BULK WATER STATION	\$	15.16

2020

DISPLAY NAME	LANDLORD NAME	SERVICE LOCATION	BALANCE
00269-001 (21-23 PARKVIEW DR LLC)		21-23 PARKVIEW DR	\$ 85.13
00407-001 (MICHAELS JR, ROBERT)		850 DEERWOOD DR	\$ 133.60
00495-001 (LIBENGOOD, A R)		730 BROOKLEDGE DR	\$ 65.59
00703-002 (BAKER, FRANKIE)		321 N ELMWOOD AVE	\$ 132.81
01262-001 (KIRKBY, TODD)		1060 SALEM CT	\$ 93.07
			\$ 5,525.25

Change of Owner / Under \$50.00

01315-001 (NOLAN, BRIAN)		1042 BROOKFIELD DR	\$	94.03
02339-001 (MATZ, TAMMY)		1011 E SMITH RD	\$	78.81
03432-001 (HENNEGES, MABEL I)		292 WREN WAY	\$	69.40
03682-001 (LADE, MICHAEL)	JONES, PHYLLIS L	36 GUNNISON CT	\$	76.87
04492-001 (KASSE CORPORATION)		535 W SMITH RD	\$	57.44
04846-001 (PECULIS, MICHAELA)		916 W LIBERTY ST	\$	94.81
04948-001 (PEEBLES, STEVEN)		446 ABBEVILLE RD	\$	124.11
06334-001 (ROBARGE, SHAWN)	LETO JOSEPH	622 SEELEY DR	\$	160.52
07558-001 (WISE, STEPHEN)		381 HALIFAX LN	\$	51.31
09890-001 (O'CALLAGHAN, NOVA)		328 HARDING ST	\$	73.09
00002-001 (VINTILA, VOCHITA)	RICKBRODT, TOM	120 E SMITH RD	\$	39.57
00543-001 (EVANS, REBECCA)	HESTIA HOME RENTAL	700 SMOKERISE DR	\$	22.62
00773-001 (BROWN, DOUGLAS)	HOOVER, RONALD	599 S COURT ST #C	\$	25.24
01075-001 (GATESMAN, VINCENT)		844 GAYER DR	\$	48.81
02084-001 (MINISSALE, JERRY)	MINISSALE, JERRY	970 WIMBLETON DR	\$	31.96
03408-001 (PATEL, DIPAMKUMAR)	PATEL, DIPAMKUMAR	315 CARDINAL DR	\$	37.86
03647-001 (FRANKS, DEE)	KALINA, CHRISTOPHER	415 S HUNTINGTON ST	\$	45.06
03694-001 (SANICKY, JOSHUA)	SANICKY, JOSHUA	45 GUNNISON CT	\$	36.60
04012-001 (SULIKS, WILLIAM)		978 NORWEGIAN WOOD DR	\$	25.32
04193-001 (HARRIS, PERRY)	VIVACE ENTERPRISES I	640 CEDAR ST	\$	0.78
04556-001 (BEACH, BREANNA)		433 BAXTER ST	\$	47.47
04823-001 (LAWSON, NOAH)	LAWSON, NOAH	958 W LIBERTY ST 1	\$	44.90
04925-001 (RITZENTHALER, DAWN)	RITZENTHALER, DAWN	983 BRANCH RD	\$	5.13
05313-001 (GRAHAM, SARA)		221 S PROSPECT ST	\$	44.27
05341-001 (ALFERIO, JUSTIN)	DAVIS, THOMAS A	238 S VINE ST	\$	15.56
06159-001 (GOWE, STACEY)		458 W STURBRIDGE DR-	\$	41.12
06472-001 (WING, JORDAN)		1265 WATERBURY DR	\$	40.88
07691-001 (HUGHES, CHARLES)		1163 NEWELL LN	\$	6.07
07726-002 (ZIEBRO, ADAM)		1196 NEWELL LN	\$	48.86
08725-001 (THOMPSON, JOSEPH C)		135 N HUNTINGTON ST	\$	33.91
08768-001 (MILLHORN, KAITLYN)		356 FOUNDRY ST	\$	31.73
08902-001 (DOVENBARGER, DONALD)	WAITE, ANDREW M	126 N EAST ST	\$	2.47
09233-001 (TAYLOR, RAY H)		615 N ELMWOOD AVE	\$	44.27
09557-001 (SANCHEZ-GONZALES, MAYRA)		238 JACKSON ST	\$	5.13



**Change of Owner / Under \$50.00**

10204-001 (MILLSOP, JACLYN)	RUPPELL, LINDA	830 WALTER RD	\$	11.03
10300-001 (RICCIO, MARY ANN)		890 TANGLEWOOD DR	\$	44.00
11359-001 (EMMETT, LIZ)		399 QUAIL ROOST DR	\$	36.00
12567-002 (ALBERT J CAPRETTA SR)		223 N EAST ST	\$	23.96
12693-001 (HELEN STEPP)	STEPP, HELEN	244 E UNION ST	\$	29.20
12708-001 (BAYLESS, JAKE)		226 N EAST ST	\$	49.78
				<b>\$ 2,310.15</b>

DISPLAY NAME	LANDLORD NAME	SERVICE LOCATION	BALANCE
<b>2021</b>			
01304-003 (RADER, EUGENE)		122 WOODLAND DR	\$ 69.97
02071-001 (RYANT, DALE G)		923 WIMBLETON DR	\$ 74.16
03974-001 (BERRY, TYLER)		890 LAFAYETTE RD 10	\$ 74.16
05187-001 (KOVACH III, CHARLES J)		332 ABBEVILLE RD	\$ 90.86
09221-001 (ALBANO, THOMAS)		111 BRADWAY ST	\$ 141.87
12775-001 (TXS PROPERTY SERVICES)		226 N EAST ST	\$ 73.06
00683-001 (JASON, JOANNA)		251 GRANT ST	\$ 37.61
00715-001 (HOWINGTON, TONI)	BATCHELDER, ALICE M	538 S BROADWAY ST	\$ 45.04
03106-001 (SPENCER, LUKE)		1015 BROOKPOINT DR	\$ 7.86
03663-001 (CRIBB, JADZIA)	LAPINA, ALBERT	337 LAFAYETTE RD	\$ 46.72
05335-001 (ROBERTS, TIFFANY)		246 S VINE ST	\$ 49.57
08491-004 (ARNISH PROPERTIES LLC)	ARNISH PROPERTIES L	604 E UNION ST	\$ 37.08
09668-001 (TUCKER, KRISTINA)	TD & CD PROPERTIES	243 N BROADWAY ST	\$ 23.88
09867-001 (PETERSON, JOHN R)	POWERS, LISA	126 HARDING ST	\$ 19.44
12618-001 (JULIE GARRITANO PHILLIPS)	GARRITANO PHILLIPS,	539 WADSWORTH RD	\$ 36.53
12838-001 (STREBELOW, SHERI)		3508 LAKE RIDGE DR	\$ 1.50
13103-001 (SIMON, JACOB)	SIMON, JACOB	247 E FRIENDSHIP ST	\$ 37.08
13139-001 (BENKO, CRYSTAL)	MITTLER, DANIELLE	232 WESTBRANCH DR	\$ 6.76
			<b>\$ 873.15</b>

DISPLAY NAME	LANDLORD NAME	SERVICE LOCATION	BALANCE
<b>2022</b>			
00950-002 (VANDERGRIF, MICHAEL)	SCHULTZ, CONNIE	38 GUNNISON CT	\$ 0.60
03662-002 (LAPINA, ALBERT J JR)	LAPINA JR, ALBERT J	345 LAFAYETTE RD	\$ 29.09

Change of Owner / Under \$50.00

09276-001 (BEDNAR, REAGAN)	139 W UNION ST	\$	40.46	
12819-001 (EASTWOOD, DAVID)	3566 GRANGER RD	\$	28.27	
			\$	98.42
		\$	23,534.05	\$ 23,534.05

**ORDINANCE NO. 146-23**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH OC-SMA LLC, OWNER OF MEDINA SUPPLY, TO ALLOW FOR PUBLIC PARKING ON PERMANENT PARCEL NOS. 028-19D-01-021 AND 028-19D-01-018, AND DECLARING AN EMERGENCY.**

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

**SEC. 1:** That the Mayor is hereby authorized and directed to enter into an Agreement with OC-SMA LLC, owner of Medina Supply located at 230 East Smith Rd., aka Shelly Materials, to allow for public parking on Permanent Parcel Nos. 028-19D-01-021 and 028-19D-01-018.

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

**SEC. 3:** That the funds to cover the agreement, in the amount of \$7,221.00 are available in Account Number 001-0410-52215.

**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 considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason that the parking can be utilized immediately; 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**

AGREEMENT

ORD. 146-23  
EXH. A

This Agreement is hereby entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2023, by and between the **CITY OF MEDINA**, an Ohio Municipal Corporation, located at 132 North Elmwood Avenue, Medina, Ohio 44256, (hereinafter referred to as “the City”) and **OC-SMALLC**, an Ohio Limited Liability Company, now known as Shelly Materials, Inc., an Ohio Corporation located at 2301 Progress Street, Dover, OH 44622 (hereinafter referred to as “Shelly Materials, Inc.”).

**WITNESSETH:**

**WHEREAS**, Shelly Materials, Inc. is the owner of property located on South Broadway Street, Medina, Ohio, known as Permanent Parcel No. 028-19D-01-021 and property located at 230 East Smith Road, Medina, Ohio, known as Permanent Parcel No 028-19D-01-018; and

**WHEREAS**, the City of Medina desires to use at grade hard surfaces for a parking lot area located on Permanent Parcel No. 028-19D-01-021 and Permanent Parcel No 028-19D-01-018, (hereinafter referred to as “Parking Lot”); and

**WHEREAS**, the existing 7,200 sq. ft. building located on Permanent Parcel No. 028-19D-01-021, (hereinafter referred to as “Building”) will not be accessed, utilized, or maintained by the City of Medina; and

**WHEREAS**, the City agrees to maintain the Parking Lot for the term of this Agreement;

**NOW, THEREFORE**, in consideration of the mutual covenants, promises, and agreements herein contained, the parties, the City and the Shelly Materials, Inc., their successors and assigns, hereby covenant, promise, and agree as follows:

**I. PREMISES**

Shelly Materials, Inc grants to the City the nonexclusive use and occupancy of the at grade hard surfaces for public parking purposes located on South Broadway Street, Medina, Ohio, known as Permanent Parcel No. 028-19D-01-021 and 230 East Smith Road, Medina, Ohio, known as Permanent Parcel No 028-19D-01-018. The extent of the premises is indicated in “Exhibit A”.

The City shall use the Properties for public parking, and the Properties shall not be used for any other purposes whatsoever. Use of the Properties for a purpose not expressly permitted in this paragraph shall constitute a material breach of this Agreement. Shelly Materials, Inc. makes no representations that the Properties are suitable, in whole or in part, for the City’s intended use. The City shall be solely responsible for assuring that the Properties are suitable for the City’s intended purposes.

## II. SITE ALTERATIONS

The City hereby agrees to be solely responsible to install a six (6) foot tall chain link fence along the east side of the Parking Lot and is authorized to remove fencing on the west side of the Parking Lot as shown in "Exhibit B".

The City agrees to be solely responsible to stripe the Parking Lot for designated parking spaces as approximately shown in Exhibit B, subject to necessary adjustments.

The City shall be permitted to install signage to identify the lot and provide traffic control and exterior lighting on existing utility poles.

No additional alterations shall be made to the property except as required for purposes of maintenance and as set forth in this Agreement unless mutually agreed upon by the City and Shelly Materials, Inc.

## III. MAINTENANCE

The City hereby agrees to be solely responsible for all maintenance of the Parking Lot, including adjacent sidewalk areas, so as to keep the property in good condition during the term of this Agreement. Shelly Materials, Inc shall not be responsible for any maintenance needs with respect to the Parking Lot if they should occur. The City's obligation to maintain the Parking Lot includes, but is not limited to, snow removal, deicing, crack repair, resurfacing, and striping of parking spaces.

The City represents and warrants that prior to entering into this Agreement it had an opportunity to inspect the Property and conduct any due diligence it desires with regard to the Property, and the City finds the Property suitable for its purposes. **THE CITY ACCEPTS THE PROPERTY AS OF THE DATE OF POSSESSION, "AS-IS", "WHERE IS", AND "WITH ALL FAULTS"**.

Shelly Materials, Inc hereby agrees to be solely responsible for all maintenance of the Building.

## IV. TERM

The term of this Agreement shall be valid commencing on the date of full execution of this Agreement and end on the date two (2) years from the date of full execution of this Agreement.

This Agreement shall be extended with mutual agreement of both the City and Shelly Materials, Inc within six (6) months from the end of this Agreement.

## V. UTILITIES

The City of Medina shall be responsible for all utility costs with respect to the Parking Lot. Shelly Materials, Inc shall be responsible for all utility costs with respect to the Building.

## **VI. REAL ESTATE TAXES**

Shelly Materials, Inc agrees to remain solely responsible for the payment of real estate taxes on the subject property pursuant to the terms of the Land Installment Contract.

## **VII. RISK OF LOSS AND INSURANCE**

The City agrees to primary responsibility for damage and/or injury to person or property proximately caused by use of the subject parking lot property during the term of this Agreement. The City shall maintain, during the entire term of this Agreement, liability insurance coverage covering the City's use of the subject property in the amount of One Million Dollars (\$1,000,000). To the extent permissible under Ohio law and to the extent of the City's insurance liability coverage, the City agrees to indemnify, hold harmless, and defend the Shelly Company from and against any and all liability, losses, damages, costs, and expenses, including reasonable attorneys' fees, incurred in connection with any claim, suit, proceeding, inquiry, or investigation based upon or relating to any use of the Parking Lot after the commencement date of this Lease and while the City is in possession of or has the right to possession of the Parking Lot pursuant to this Lease.

The City understands and agrees that any vehicles parked or stored by the City, or others with the City's permission, on the Property are stored at the City's own risk. Shelly Materials, Inc. cannot and does not ensure the safety of items stored by the City or others as permitted by the City. The City assumes the risk of loss to the City's property or the property of others as permitted by the City due to vandalism, theft, malicious mischief, unauthorized use, fire, collision, natural elements, acts of God or any other cause whatsoever. Shelly Materials, Inc. has provided no security against risks of loss to the City's property, or the property of others, against injury to the person of the City or the City's employees, agents, invitees, and guests. Thus, Shelly Materials, Inc. shall not be liable for any injury or damage to the City or any person or to any property at any time on the Property from any cause whatsoever. The City expressly assumes the risk of any loss to the City's property from any of the causes whatsoever and the City understands and agrees that lack of security shall not be deemed negligence on the part of Shelly Materials, Inc. Further, the City hereby releases Shelly Materials, Inc. from any such liability for damages and hereby waives any claim for damages arising out of the use of the Property and agrees to hold harmless Shelly Materials, Inc. from any claim or demand arising out of the use of the Property, including but not limited to costs of investigation, settlement, litigation, attorney fees, and expert witness fees, whether such claim involves an allegation of Shelly Materials, Inc.'s negligence in whole or in part. The City assumes the responsibility for and will undertake to secure its property from all risks.

## **VIII. TERMINATION**

This Agreement may only be terminated by any party for reasons of just cause or as agreed upon by the parties or as agreed upon by a court of law should the matter of termination be an issue that is not agreed upon as between the parties. In any event, this Agreement shall terminate at the expiration of the term described herein above in Section IV.

## **IX. NOTICES**

All notices which may be proper and necessary to be served hereunder shall be in writing and shall be served by personal delivery or by certified mail. Any such correspondence shall be sent to the following addresses:

**To the City:**

Office of the Mayor  
City of Medina  
132 North Elmwood Avenue  
Medina, OH 44256

**To Shelly Materials, Inc:**

Shelly Materials, Inc  
ATTN: Dustin Miller  
2301 Progress Street  
Dover, OH 44622

## **X. FORCE MAJEURE**

Neither City nor Shelly Materials, Inc shall be deemed to be in breach of this Agreement by reason of failure to perform any of its obligations hereunder if, while and to the extent that such failure is due to strikes, boycotts, labor disputes, embargoes, shortages of materials, acts of God, acts of the public enemy, acts of government authority, weather conditions, floods, riots, rebellion, sabotage, or any other circumstance for which it is not responsible and which are not within its control; provided that this provision shall not prevent either party from exercising its right of termination under this agreement.

Signed in the presence of:

**CITY OF MEDINA,  
an Ohio Municipal Corporation**

\_\_\_\_\_  
\_\_\_\_\_

By: \_\_\_\_\_  
DENNIS HANWELL, Mayor

STATE OF OHIO            )  
                                  )ss:  
COUNTY OF MEDINA    )

Before me, a Notary Public in and for said County and State, personally appeared the above-named City of Medina, an Ohio municipal corporation, by Dennis Hanwell, its Mayor, who executed the foregoing instrument in my presence and acknowledged the same to be the voluntary act of said City and his voluntary act individually and as such officer.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal at Medina, Ohio, this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
NOTARY PUBLIC



Signed in the presence of:

**OC-SMALLC, an Ohio Limited Liability Company, now known as Shelly Materials, Inc, an Ohio Corporation**

\_\_\_\_\_  
\_\_\_\_\_

By: \_\_\_\_\_  
DUSTIN MILLER, Vice President and General Manager

STATE OF OHIO            )  
                                  )  
COUNTY OF MEDINA    )ss:

Before me, a Notary Public in and for said County and State, personally appeared the above-named Shelly Materials, Inc by Dustin Miller, its Vice President and General Manager, who executed the foregoing instrument in my presence and acknowledged the same to be the voluntary act of said company and his voluntary act individually and as such officer.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal at Medina, Ohio, this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
NOTARY PUBLIC

Document & Form Approved by:

\_\_\_\_\_  
GREGORY A. HUBER, Law Director  
City of Medina

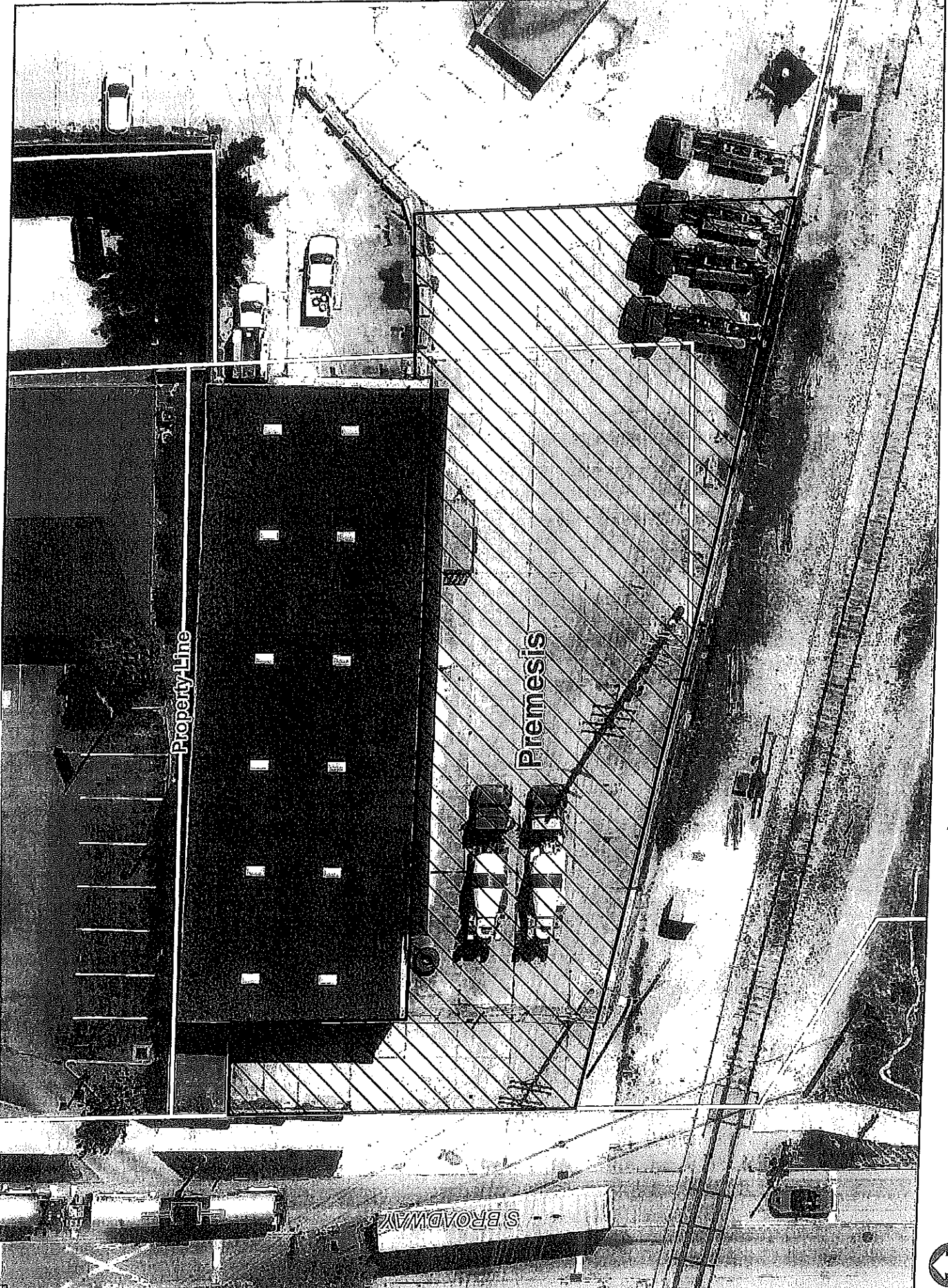


Exhibit A

0 10 20 30 40 Feet



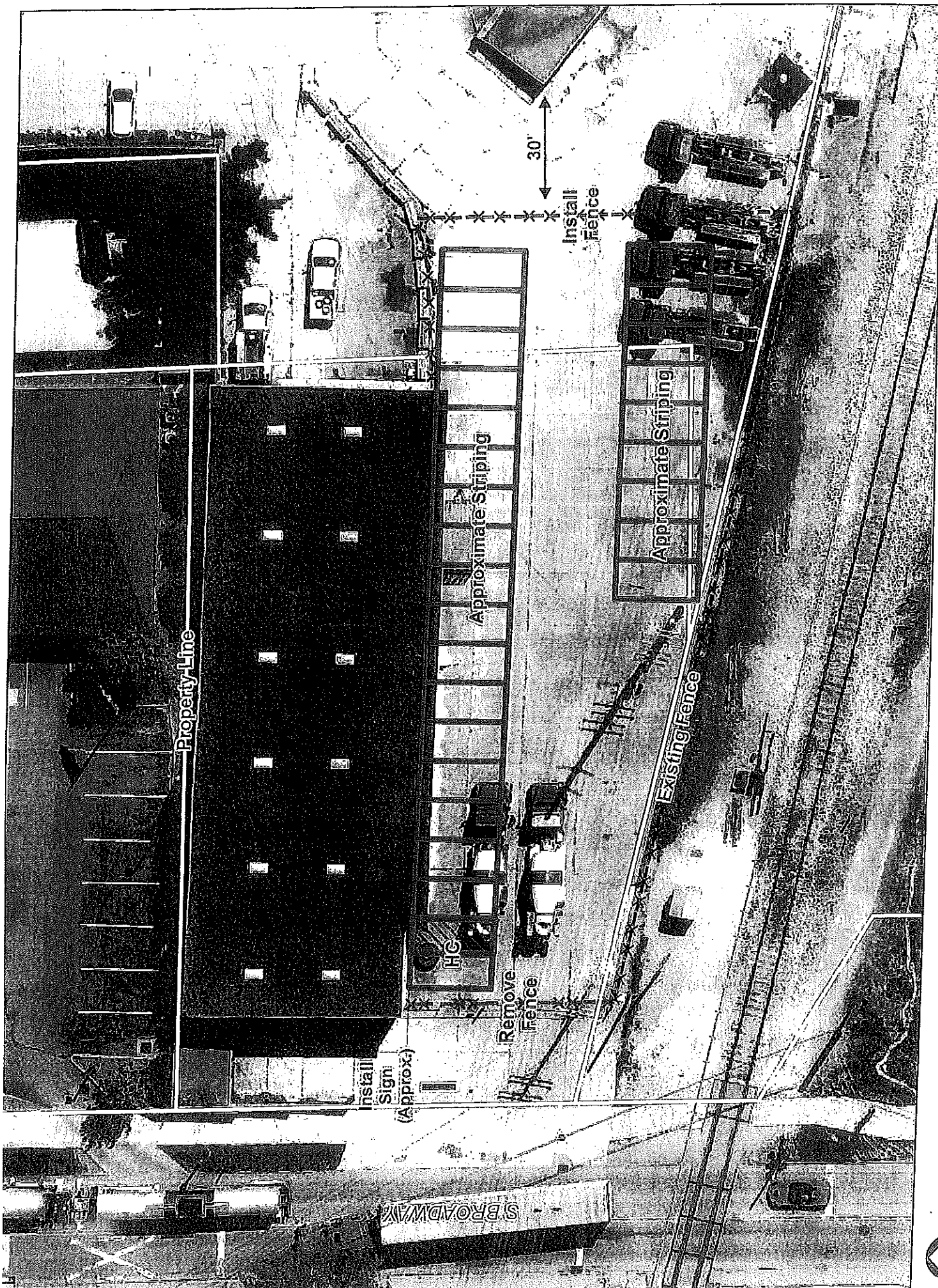


Exhibit B



**ORDINANCE NO. 147-23**

**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>
001-0707-56615	100,000.00 *
821-0230-54412	120,000.00 *

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

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

\* - new appropriation

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

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

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

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

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

**ORDINANCE NO. 148-23**

**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:

- \$100,000 from General Fund (#001) to Cemetery Improvement Fund (#821) (Columbarium project)

**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**