

**CITY OF MEDINA
AGENDA FOR COUNCIL MEETING**

September 26, 2022
Medina City Hall – Council Rotunda
7:30 p.m.

Public Hearing.

To consider amending Sections 1137.02 and 1137.04 of the Planning and Zoning Code regulating Principally Permitted Uses and Conditionally Permitted Uses in the C-3 (General Commercial) zoning district.

The proposed amendment removes “Wholesale Establishment” from Principally Permitted Uses allowed in Section 1137.02. The amendment also adds Wholesale Establishments as a Conditionally Permitted Use when smaller than 10,000 sq. ft. in size in Section 1137.04.

Call to Order.

Roll Call.

Reading of minutes. (September 12, 2022)

Reports of standing committees.

Requests for council action.

Reports of municipal officers.

Confirmation of Mayor’s appointments.

Historic Preservation Board – Matt Weiderhold (1st Alternate) – term 12/31/22 – 12/31/26
Kevin Hutchinson (2nd Alternate) – term 12/31/22 – 12/31/26

Notices, communications and petitions.

Unfinished business.

Introduction of visitors.
(speakers limited to 5 min.)

Introduction and consideration of ordinances and resolutions.

Motion to suspend the Rules requiring three readings on the following ordinances and resolutions: Res. 170-22, Res. 171-22, Ord. 172-22, Ord. 173-22, Res. 174-22, Ord. 175-22, Ord. 176-22, Ord. 177-22, Ord. 178-22

Medina City Council
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Res. 170-22

A Resolution donating used City of Medina Mitel phones and hardware to the Medina County Sheriff's Office.

Res. 171-22

A Resolution donating used City of Medina Dell Optiplex PC's to the Medina City Schools.

Ord. 172-22

An Ordinance authorizing the purchase of one (1) 2023 Ford F150 Pickup Truck from National Auto Fleet Group for the Parks Department.

(emergency clause requested)

Ord. 173-22

An Ordinance amending Section 31.07 of the Salaries and Benefits Code of the City of Medina, Ohio adopting the revised Job Description for the Economic Development and Marketing Manager.

Res. 174-22

A Resolution authorizing the Forestry Department to file an application for the Urban Canopy Restoration Grant Program through the Ohio Department of Natural Resources, Division of Forestry.

(emergency clause requested)

Ord. 175-22

An Ordinance authorizing the Mayor to solicit Requests for Proposals (RFP's) for Drug Screening and Associated Professional Services for the employees of the City of Medina.

Ord. 176-22

An Ordinance authorizing the Mayor to execute Consent Legislation with the Ohio Department of Transportation (ODOT) to implement the Municipal Bridge Inspection Program.

(emergency clause requested)

Ord. 177-22

An Ordinance authorizing the reimbursement of \$344,265.00 to Medina Hospital, A Cleveland Clinic Hospital, for an over-charge for rubbish containers.

Ord. 178-22

An Ordinance establishing an Information Technology Fund (#688) for IT and related issues.

Ord. 179-22

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

Ord. 180-22

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

Council comments.

Adjournment.

REQUEST FOR COUNCIL ACTION

No. RCA 23-178-8/22
Committee: Finance

FROM: Andrew Dutton
DATE: 7/21/22
SUBJECT: Code Amendment – Wholesale Use

SUMMARY AND BACKGROUND:

Sections 1137.02 and 1137.04 of the Planning and Zoning Code regulate Principally Permitted Uses and Conditionally Permitted Uses in the C-3 (General Commercial) zoning district.

The proposed amendment removes "Wholesale Establishments" from Principally Permitted Uses allowed in Section 1137.02. The amendment also adds Wholesale Establishments as a Conditionally Permitted Use when smaller than 10,000 sq. ft. in size in Section 1137.04.

The amendment has been requested as large-scale Wholesale Establishments, as defined, are similar to warehousing and distribution centers and are more appropriate for industrial areas. Wholesale Establishments continue to be a Principally Permitted Use in the I-1 (Industrial) zoning district.

Per Section 1107.06(c), the Planning Commission must make a recommendation to City Council regarding amendments to the Planning and Zoning Code. The Planning Commission reviewed the proposed amendment at their regular meeting on July 14, 2022, and unanimously recommended approval.

Per Section 1107.06(d), the proposed amendment will require a public hearing before City Council.

*Set public Hrg. Publish on 8-27
Hearing on 09.26*

Estimated Cost: -

Suggested Funding: -

- sufficient funds in Account No.
- transfer needed from Account No. to Account No.
- NEW APPROPRIATION needed in Account No.

Emergency Clause Requested: No

Reason: -

COUNCIL USE ONLY:

Committee Action/Recommendation:

Council Action Taken: *8/22/22 JS/DS 7-0
8/25/22 - Pub Hrg Set for 9.26.22*

Ord./Res.
Date:

Medina County Gazette - Legal Advertising
Please publish once: August 27, 2022

NOTICE OF PUBLIC HEARING

Medina City Council will hold a public hearing Monday, September 26, 2022 at 7:30 p.m. in the Council Rotunda of the Medina City Hall located at 132 North Elmwood Avenue, Medina, Ohio.

The public hearing is to amend Sections 1137.02 and 1137.04 of the Planning and Zoning Code regulating Principally Permitted Uses and Conditionally Permitted Uses in the C-3 (General Commercial) zoning district.

The proposed amendment removes "Wholesale Establishments" from Principally Permitted Uses allowed in Section 1137.02. The amendment also adds Wholesale Establishments as a Conditionally Permitted Use when smaller than 10,000 sq. ft. in size in Section 1137.04.

Interested persons are requested to appear and voice their opinions thereto.

By order of the Council of the City of Medina, Ohio.

Kathy Patton, CMC, Clerk of Council
City of Medina



CITY OF MEDINA
Community Development Department
132 N. Elmwood Ave. Medina, OH 44256
Phone: 330-722-9056 Fax: 330-764-4385

MEMORANDUM

DATE: July 7, 2022
TO: Planning Commission
FROM: Andrew Dutton, Community Development Director
SUBJECT: Amendments to Sections 1137.02 and 1137.04

Attached with this memo are proposed amendments to Sections 1137.02 and 1137.04 of the City of Medina Codified Ordinances. The sections regulate principally permitted uses and conditionally permitted uses in the C-3 (General Commercial) zoning district.

The purpose of the amendments is to require that Wholesale Establishments in the C-3 zoning district, as defined below, must be approved through the conditional permitted use review process, per Chapter 1153. In addition, the amendments limit Wholesale Establishments to less than 10,000 sq. ft. in area in the C-3 zoning district.

1105.0168 Wholesale Establishment - "Wholesale establishment" means an establishment engaged in selling merchandise to retailers; industrial, commercial, institutional or professional business users; to other wholesalers; or acting as agents or brokers and buying merchandise for, or selling merchandise to, such individuals or companies.

To staff's knowledge, there is currently one Wholesale Establishment operating in the C-3 zoning district. The use is small in scale, under 2,000 sq. ft., and is located in a rear tenant space of a multi-tenant building. To note, Wholesale Establishments are a principally permitted use in the I-1 (Industrial) zoning district, which is the appropriate zoning district for large-scale Wholesale Establishments.

Please let me know if you have any questions regarding the proposed amendments.

CHAPTER 1137
C-3 General Commercial District

1137.02 PRINCIPALLY PERMITTED USES.

The following uses shall be permitted in the C-3 General Commercial District:

Residential	Public/Semi-Public	Commercial
...
		Retail less than 80,000 square feet in size
		Veterinary Office or Hospital in Enclosed Building
		Wholesale Establishments














1137.04 CONDITIONALLY PERMITTED USES.

The following uses shall be permitted as conditionally permitted uses in the C-3 General Commercial District subject to the requirements of Chapter 1153, Conditional Uses. Numerical identification after each item corresponds to specific standards in Section 1153.04, Conditionally Permitted Use Regulations.

Residential	Public/Semi-Public	Commercial
...
		Retail larger than 80,000 square feet in size
		Sexually Oriented Business ³⁶
		<i>Wholesale Establishments smaller than 10,000 square feet in size</i>

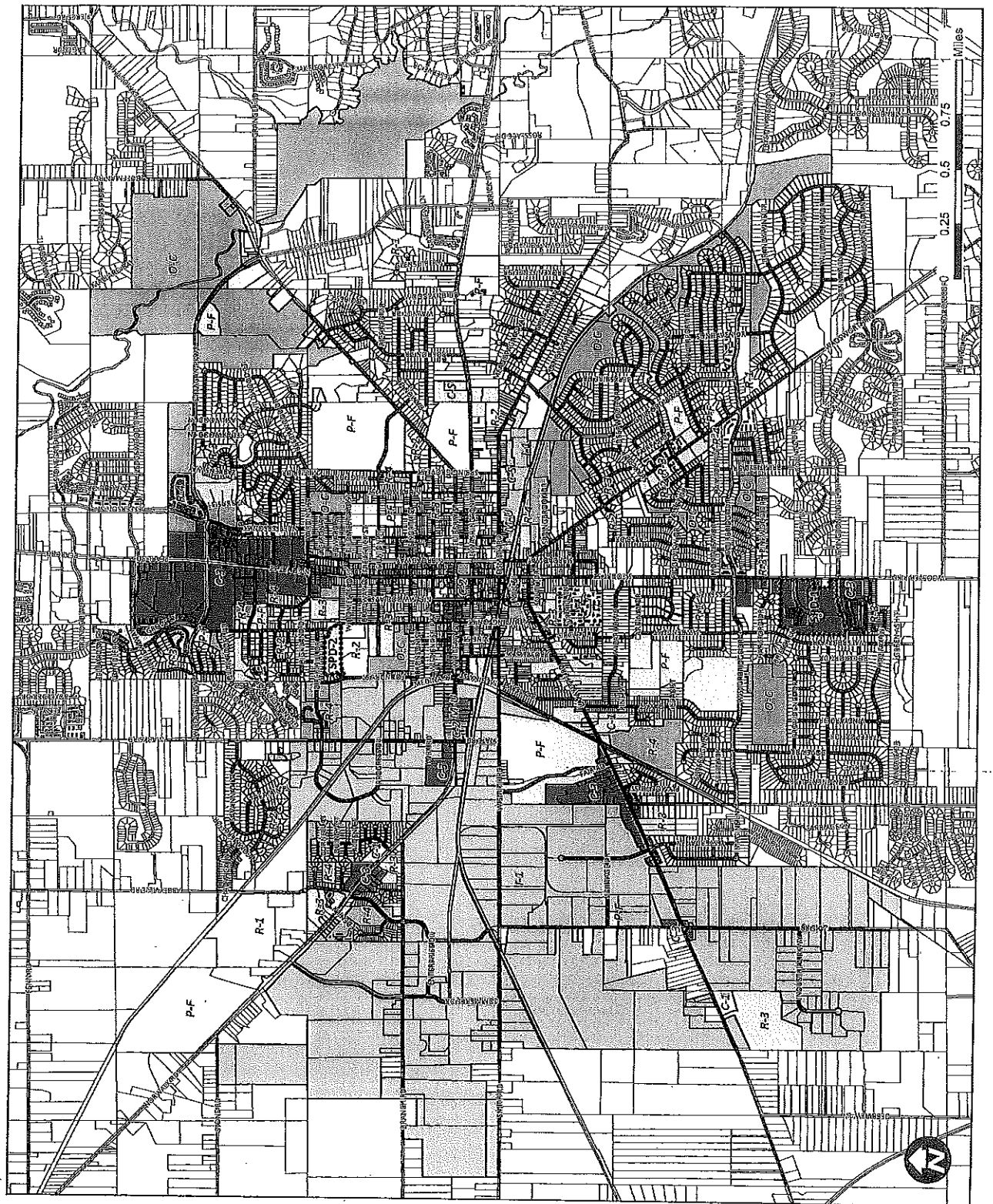
City of Medina Official Zoning Map

Zoning District

-  O-C (Open Space Conservation)
-  R-1 (Low Density Residential)
-  R-2 (Medium Density Residential)
-  R-3 (High Density Urban Residential)
-  R-4 (Multi-Family Residential)
-  M-U (Multi-Use)
-  P-F (Public Facilities)
-  C-S (Commercial Services)
-  C-1 (Local Commercial)
-  C-2 (Central Business)
-  C-3 (General Commercial)
-  I-1 (Industrial)
-  Special Planning District



Effective: 7/13/22
(Ordinance 93-22)



MEDINA CITY COUNCIL
Monday, September 12, 2022

6:45 PM Mayor Dennis Hanwell Presented – State of the City Address

Call to Order:

Medina City Council met in regular session on Monday, September 12, 2022 at Medina City Hall. The meeting was called to order at 7:30 p.m. by Council President John Coyne III who led in the Pledge of Allegiance.

Roll Call:

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

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

Minutes:

Mr. Shields moved that the minutes from the regular meeting on Monday, August 22, 2022, as prepared and submitted by the Clerk be approved, seconded by Mr. Simpson. The roll was called with the yeas of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire.

Reports of Standing Committees:

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

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

Public Properties Committee: Mr. Shields had no report.

Special Legislation Committee: Mr. Lamb had no report.

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

Water & Utilities Committee: Mrs. Hazeltine was not present.

Emerging Technologies Committee: Mr. Rose had no report.

Requests for Council Action:

Finance Committee

- 22-194-9/12 – CHIP Grant Rehab Payment – 172 Normandy Dr. Brunswick
- 22-195-9/12 – Budget Amendments
- 22-196-9/12 – Repayment of Over-Charge to Hospital
- 22-197-9/12 – Donate Used Mitel Phones to Medina County Sheriff's Office
- 22-198-9/12 – Donate Used PC's to Medina City Schools
- 22-199-9/12 – Create New Internal Service Fund for IT & Related Issues
- 22-200-9/12 – Purchase 2023 Ford F-150 – Parks
- 22-201-9/12 – Modify ED & Marketing Manager Job Description

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22-202-9/12 – Expenditure Over \$15,000 – C&J Noble Construction
22-203-9/12 – Grant Application, Urban Canopy Restoration Grant Program
22-204-9/12 – RFP’s Drug Screen and Related Professional Services
22-205-9/12 – ODOT Consent Legislation – Bridge Inspection Program
22-206-9/12 – Expenditure – Cattman Co. Inc. – Rotunda Flooring (ARPA)

Reports of Municipal Officers:

Dennis Hanwell, Mayor, had no report.

Keith Dirham, Finance Director, stated there are a couple of items on the agenda that originated with Finance and he will address them as they go.

Greg Huber, Law Department, had no report.

Chief Kinney, Police Department, had a couple personnel updates with some promotions. Brian Wagner has been promoted to lieutenant, Officer Raven Ory has been promoted to Sergeant, and Officer Jim Tighe will be the new resource officer at Claggett Middle School, congratulations to all 3 of them.

Chief Walters, Fire Department, had no report.

Kimberly Marshall, Economic Development Director, this Friday, September 16th ribbon cutting events are: 11 a.m. – Stockman Learning Center Business expansion project at 620 E. Smith Rd., 4 p.m. – Medina Center for Dance Art (20th anniversary celebration)

Jansen Wehrley, Parks and Recreation Director, as of September 6th the outdoor pool and both splashpads are closed for the season. He thanked everyone for their support. He also thanked the American Legion Post #202, Sherwin Williams Protective Coatings and Marine Division as well as Armor Light Coatings for restoring our cannon in the square.

Dan Gladish, Building Official, had no report.

Nino Piccoli, Service Director, had no report.

Patrick Patton, City Engineer, the Concrete Street Repair Program is underway and expected to last another 8 weeks. Ray Mellert Park – parking lot and dog park is continuing and should be completed in about 3 weeks. Started repainting of the South Court elevated water tank and should last about 30 days. They will be bidding the West Smith Road Phase 4 Project, bidding next Wednesday, September 21st.

Mr. Toth, LST Director, Life Support Team had three members retire and those positions have been filled. For the month of August, they did 358 ambulance calls to the City of Medina which brings the year to date total of 2,356.

Andrew Dutton, The Historic Preservation Board, Planning Commission and Board of Zoning

Medina City Council
September 12, 2022

Appeals will hold a work session regarding the proposed hotel on South Court Street on Tuesday, September 20th at 6 p.m. in the Rotunda and is open to the public.

Cindy Lastuka, Municipal Court – No report.

Notices, communications and petitions:

There are none.

Unfinished Business:

There was none.

Introduction of Visitors:

In attendance were residents that both spoke for and against the deer culling ordinance.

Introduction and Consideration of Ordinances and Resolutions:

Mr. Shields moved to suspend the rules requiring three readings on the following ordinances and resolutions, seconded by Mr. Simpson. Res. 155-22, Ord. 156-22, Ord. 157-22, Ord. 158-22, Ord. 159-22, Ord. 160-22, Res. 161-22, Ord. 162-22, Res. 163-22, Ord. 164-22, Ord. 165-22, Ord. 166-22, Ord. 167-22, Ord. 168-22, & Ord. 169-22. The roll was called and the motion passed with the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire. B. Lamb cast a nay vote.

Res. 155-22:

A Resolution authorizing the adoption of the 2022 Comprehensive Plan Update for the City of Medina, Ohio. Mr. Shields moved for the adoption of Ordinance/Resolution No. 155-22, seconded by Mr. Simpson. Mr. Dutton stated this is to update the most recent Comprehensive Plan. It has been a long process directed by our consultant for the project. Guided by a steering committee of 26 members, which included Councilmen Rose and Lamb. It has passed through the Planning Commission and Finance Committee. There was a slight revision on page 20 with a minor correction concerning background housing values. Mr. Lamb was pleased with OHM. Mr. Rose was pleased with the number and variety of age of people. Mr. Coyne stated this comprehensive plan gives council and administration the guidance in what direction and the vision we want for the city. The roll was called and Ordinance/Resolution No. 155-22 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, B. Lamb, and P. Rose.

Ord. 156-22:

An Ordinance establishing a OneOhio Opioid Settlement Fund #153 for the City of Medina. Mr. Shields moved for the adoption of Ordinance/Resolution No. 156-22, seconded by Mr. Simpson. Mr. Dirham stated they are required to create this fund to account for the money they get from this. The roll was called and Ordinance/Resolution No. 156-22 passed by the yea votes of D. Simpson, J. Coyne, R. Haire, B. Lamb, P. Rose, and J. Shields.

Ord. 157-22:

An Ordinance authorizing the Mayor to advertise for the auction, sale or disposal of city equipment and vehicles no longer in use. Mr. Shields moved for the adoption of Ordinance/Resolution No. 157-22, seconded by Mr. Simpson. Mr. Piccoli stated this is scheduled

for Saturday, October 22nd at the city garage located 781 West Smith Road with auction starting at 10 a.m. and preview is at 9 a.m. Numerous police vehicles, tools, items from the park and rec center and court will be auctioned off. The roll was called and Ordinance/Resolution No. 157-22 passed by the yea votes of J. Coyne, R. Haire, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 158-22:

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the South Court Street Curb Replacement Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 158-22, seconded by Mr. Simpson. Mr. Patton stated this will replace curbs on South Court Street starting south of Lafayette Rd. heading south. Several trees will have to be removed in order to complete this project. They will reach out to all the property owners and advise them ahead of time of the tree situations. Mr. Lamb mentioned this being a 2-part program working in conjunction with the Sidewalk program. Mr. Patton stated that any trees that have to be removed will be replaced after the project. The roll was called and Ordinance/Resolution No. 158-22 passed by the yea votes of R. Haire, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 159-22:

An Ordinance authorizing the Job Creation Grant payments to Carlisle Brake & Friction / Friction Products. Mr. Shields moved for the adoption of Ordinance/Resolution No. 159-22, seconded by Mr. Simpson. Mrs. Marshall stated the payment is in the amount of \$51,750.06 for two job creation grants that were expansion projects. The roll was called and Ordinance/Resolution No. 159-22 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire.

Ord. 160-22:

An Ordinance authorizing the Job Creation Grant payments to Sandridge Food Corporation. Mr. Shields moved for the adoption of Ordinance/Resolution No. 160-22, seconded by Mr. Simpson. Mrs. Marshall stated the payment is in the amount of \$36,875.00 for two job creation grants. Both were for expansion projects. Regi Haire will abstain from voting due to this being her employer. The roll was called and Ordinance/Resolution No. 160-22 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, and B. Lamb. R. Haire abstained.

Res. 161-22:

A Resolution authorizing the Mayor to approve and receive grant assistance from the Ohio Criminal Justice Services Grant for reimbursement for Coronavirus pandemic associated expenses for the Medina Municipal Court. Mr. Shields moved for the adoption of Ordinance/Resolution No. 161-22, seconded by Mr. Simpson. Cindy Lastuka stated due to the COVID pandemic the Municipal Court has a backlog on warrants and these funds will help offset any payroll costs to get those caught up. The roll was called and Ordinance/Resolution No. 161-22 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, B. Lamb, and P. Rose.

Ord. 162-22:

An Ordinance amending Section 505.11 of Chapter 505 of the Codified Ordinances of the City of Medina authorizing a nuisance abatement initiative for both short-term control and

long-term control and reduction of the white-tailed deer population in coordination with the Ohio Department of Natural Resources and contiguous, adjoining, political subdivisions that opt for a similar plan for nuisance abatement. Mr. Shields moved for the adoption of Ordinance/Resolution No. 162-22, seconded by Mr. Simpson. Mr. Wehrley reviewed the municipal deer control permit information sheet they have as part of the packet including additional rules and regulations. Chief Kinney reiterated that hunting is by permit only once all the program requirements are fulfilled. Hunting will only take place on private property with permission from the property owner. All hunting locations will be inspected by police officers signed off by him. Inspections will be conducted through a lens of public safety and very restrictive. Hunter check-ins are required before and after hunting. Any violations of the rules of the program will result in revocation of any permits that were issued and possible criminal charges. Violation of this ordinance is a 1st degree misdemeanor punishable up to 6 months in jail and \$1,000 fine. No hunter is permitted to trespass on any property that they don't have written permission to be on. Hunters who violate this are also subject to revocation of their permit and potential charges for criminal trespass. Criminal Trespass in the State of Ohio is a 4th degree misdemeanor, up to \$250.00 fine and jail for 30 days.

Bill Lamb made a motion to table the current proposal for further review and consideration of measures and limitations that would provide for better safety through more specific regulations. Motion died for lack of a second.

Mr. Lamb made a motion to amend the ordinance by limiting the hours of hunting for those permitted to those hours that school students are not traveling to and from school or likely to be at a school bus stop. Motion died for lack of a second.

Mr. Lamb made a third motion to amend the ordinance to exclude hunting on residential property, property of public or private schools, churches, cemeteries and locations frequented by the public and adjacent properties. Motion died for lack of second.

Mr. Lamb proposed a fourth motion to amend the ordinance to include all properties adjacent to properties granted a permit for hunting, that those properties must be notified in writing prior to the issuance of a permit. Motion died for lack of second.

Mr. Lamb made a fifth motion to table the ordinance, mail a hard copy of this ordinance to every resident, and then put the issue on the ballot in order to let the proposal stand or fall by a vote. Motion died for lack of second.

John Coyne added that from his observations, he has been involved from the beginning from Mr. Lamb's Special Legislation meetings, and even prior to that, going all the way back to the ward meetings. We've heard different things and different opinions from various sides such as the ordinance should have additional provisions added to it and his understanding or take on it is that he has listened to everybody and have read the ordinance, there is a provision in the ordinance that he thinks is important and he feels it has not drawn enough attention in Section 3 of the ordinance revised that we are going to implement a non-lethal program together with the culling program. He stated he believes that Mr. Bill Lamb is working on that, and we should have more information

on that to adopt something that is more comprehensive from a non-lethal perspective. Culling alone is not the solution to the deer problem in our community it is going to take everything we have in our tool box to make sure we investigate and do all that is possible to provide the safety of residents and the safety of the deer. This is going to take years to develop. If people think we are going to cull this year and it's going to solve the problem that is not going to happen.

This ordinance may pass tonight and Mr. Coyne stated he feels comfortable enough listening to the Police Chief and Parks Director with all the rules and regulations, with the implementation of this ordinance, that we have done with the utmost safety in mind and he also feels that the deer that will be harvested throughout this process hopefully will be done in the utmost respectful manner by the hunters. He has a belief that this can be accomplished in a way we want this to occur and has confidence and trust in the administration for the implementations. The roll was called and Ordinance/Resolution No. 162-22 passed by the yeas votes of D. Simpson, J. Coyne, R. Haire, P. Rose, and J. Shields. Bill Lamb cast a nay vote.

Res. 163-22:

A Resolution authorizing a loan application with the State of Ohio, Ohio Public Works Commission relative to a water system improvement project. Mr. Shields moved for the adoption of Ordinance/Resolution No. 163-22, seconded by Mr. Simpson. Mr. Patton stated every year they apply for and usually accept a grant from the Ohio Public Works Commission. In addition to the grant program, they have a loan program and are requesting to participate in it. This would be a \$510,000.00 loan, it's a 20-year 0% interest loan and will be used to improve our water system on West Washington Street and South Elmwood. The roll was called and Ordinance/Resolution No. 163-22 passed by the yeas votes of J. Coyne, R. Haire, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Mr. Huber took the floor and raised a question on the deer ordinance stating he may have missed it, but he didn't hear a motion to adopt the ordinance and did not hear a second. Do we have that in the minutes because he did not catch it.

Mr. Coyne asked Clerk of Council, Kathy Patton if there was a motion and a second. Kathy stated yes.

Mr. Huber asked who made motion and who seconded it, because he didn't hear it and suggested council make a motion and second to adopt the ordinance.

Mr. Coyne stated they did make the motion and seconded it. John stated every time they do an ordinance Mr. Shields moves to approve that ordinance and Mr. Simpson seconds it and then John asks for discussion and that is exactly how it happened.

Mr. Huber asked if that was before the discussion, and Mr. Coyne stated yes that is correct and he is 100% positive. Mr. Coyne suggested looking at the tape again before the end of the meeting.

Ord. 164-22:

An Ordinance authorizing the Mayor to enter into an agreement between the Medina County

Commissioners and the City of Medina, Ohio pertaining to the operation and maintenance of the City's sanitary sewer system. Mr. Shields moved for the adoption of Ordinance/Resolution No. 164-22, seconded by Mr. Simpson. Mr. Patton stated in 1972 the city and county entered into an agreement whereas the county would operate and maintain the city sanitary sewer system and that was a 50-year agreement which expires on December 31st of this year, and in anticipation of that Mayor Hanwell, Greg Huber and himself met with the county and the county prosecutor's office to craft a new agreement. It essentially is the same as the old one with some minor changes and it is an additional 50-year agreement.

Mr. Huber suggested this be passed subject to his approval because there is one issue he would like to talk to the prosecutor about before this is signed. Mr. Shields moved to amend his motion to include subject to the final approval of the Law Director, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 164-22 passed by the yea votes of R. Haire, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Council President John Coyne asked Matt Tomek from Medina TV to go back and check to see if Ordinance 162-22 had a motion and was seconded, so they can alleviate Mr. Huber's concern about the adoption of Ordinance 162-22.

Ord. 165-22:

An Ordinance amending Ordinance No. 120-22, passed June 8, 2022, relative to the contract for the emergency SR 18 waterline extension. Mr. Shields moved for the adoption of Ordinance/Resolution No. 165-22, seconded by Mr. Simpson. Mr. Patton stated in conjunction with the ODOT project and SR18 after a number of significant breaks, Council authorized an emergency replacement waterline on SR18 in the area of the Hospital. At that time the estimated cost was just an estimate because we had not figured the total extent of the repair. \$80,000 was approved and the final cost was a little over \$138,000.00, which is why we are asking for the addition right now. The roll was called and Ordinance/Resolution No. 165-22 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire.

Ord. 166-22:

An Ordinance authorizing the purchase of various fitness equipment from Design2Wellness for the Medina Community Recreation Center. Mr. Shields moved for the adoption of Ordinance/Resolution No. 166-22, seconded by Mr. Simpson. Mr. Wehrley stated this is to purchase several pieces of fitness equipment through the Matrix/Johnson Health Tech North America on the National Cooperative Purchasing Alliance Contract #08-23 through the dealer Design2Wellness. Jansen stated they are also requesting to apply a used equipment trade of \$6,200.00. This equipment purchase will upgrade existing equipment in the free weight area. Total amount purchase is for \$51,021.93 and they are purchasing this using carryforward funds. The roll was called and Ordinance/Resolution No. 166-22 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire, and B. Lamb.

Ord. 167-22:

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

moved for the adoption of Ordinance/Resolution No. 167-22, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 167-22, seconded by Mr. Simpson. Chief Walters stated this is to bring some of the fire fighters back into date. The majority of their gear is beyond or approaching the 10-year NFPA guideline. The vendor agreed to hold the beginning of the years price point if we could get this through. Additionally this was taken to our attorney that manages the ARPA funds, and they did agree this was an approved purchase. The emergency clause is for the price hold. 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, B. Lamb, and P. Rose. The roll was called and Ordinance/Resolution No. 167-22 passed by the yea votes of D. Simpson, J. Coyne, R. Haire, B. Lamb, P. Rose, and J. Shields.

Ord. 168-22:

An Ordinance authorizing the payment to C & J Noble Construction for the Private Home Rehabilitation at 172 Normandy Dr., Brunswick, as part of the PY20 CHIP Grant Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 168-22, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 168-22, seconded by Mr. Simpson. Mr. Dutton stated the request amount is for \$72,000, which is a few hundred over the contractor's estimate. Emergency is for the contractor to get the project started. The roll was called on adding the emergency clause and was approved by the yea votes of J. Coyne, R. Haire, B. Lamb, P. Rose, J. Shields, and D. Simpson. The roll was called and Ordinance/Resolution No. 168-22 passed by the yea votes of R. Haire, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 169-22:

An Ordinance amending Ordinance No. 201-21, passed December 13, 2021. (Amendments to 2022 Budget). Mr. Shields moved for the adoption of Ordinance/Resolution No. 169-22, seconded by Mr. Simpson. Mr. Dirham stated this is the ARPA Funds and the increase in appropriations for fuel for all the departments to buy fuel. The roll was called and Ordinance/Resolution No. 169-22 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and R. Haire.

Mr. Coyne asked Mr. Tomak if he had an answer after reviewing the tape. Matt stated in order to do that, council would have to take a quick break, because in order for him to go back on a tape he has to stop the recording.

Council Comments:

Mr. Simpson stated that tonight has been a long night, it's been a long several months. Everyone here has listened to comments on both sides of the culling issue. Dennie stated he has never been a hunter and does not even own a gun and if he had to kill what he had to eat, he would be a vegetarian. He does believe there is a problem and he is confident that the ordinance that was passed tonight with the direction from the Police Chief and the Parks Director, that safety is going to be of the utmost concern. We can always amend as we move forward if there is a problem that arises, and he is not talking a safety problem, he is talking about any other problem that occurs with any ordinance that we pass. He feels this has been vetted very thoroughly. Debate is a positive thing.

Medina City Council
September 12, 2022

It doesn't matter what side of the issue you are on, and it doesn't matter what political affiliation, just be kind to one another. Hate has no place in this city.

Ms. Haire stated we are not going to agree on everything, but that is why there are seven on council. She respects opinions and respects her coworkers as they are and their opinions but thinks collectively they could do this in a safe manner.

Mr. Shields stated on a high note for the Police Department, he is excited for the three promotions. Jim stated he will miss Sergeant Ory at Claggett Middle School, she did a great job! Jim said he is very thankful for the SRO Program in the school system and is looking forward to Officer Tighe being there, and also excited for Lt. Wagner, he has always known him to be a fine member of the Medina Police Department.

Jim thanked everyone for attending tonight's meeting and appreciates everyone's input and thoughts and especially appreciates people that had good appropriate conversations and tried to keep this respectful and professional. We do care and we do want to listen and we will continue to do those things. We will tweak this program if it needs to be tweaked. Jim apologized on behalf of the Ward 3 & Ward 4 meeting if somebody thinks that we were being disrespectful, he was trying to keep things moving that night and making sure the residents of ward 3 & 4 which the ward meetings are designed for, had a chance to speak. There was already a ward 1 & 2 meeting earlier this year where we did listen to residents from wards 1 & 2.

Mr. Rose congratulated the officer promotions. Mr. Rose mentioned the "Stop Government Waste Committee" and their total is at \$92,000.00 in wasted government money for all the lawsuits brought against the city in which the city has won 4 out of the 5 so far with one still in process, all with creating some false hysteria.

Mr. Lamb stated this isn't actually about let's all be positive or let's all get a long well or let's be kind, what this is really about to him is we are not supposed to make decisions based on the size of the crowd or the survey that ODNR took. We make decisions on what we have deemed to be the very best thing we can do for this community. Mr. Lamb feels this was all pieced together outside of the Special Legislation Committee. He stated what bothers him the most about this whole thing has absolutely nothing to do with the deer, it's all about the behavior, not the behavior of the people in the audience but the behavior here.

Presidents John Coyne checked with Matt from Medina TV on the adoption of Ordinance 162-22 and he did not hear any motion or second.

Mr. Coyne stated he would entertain a motion to reconsider Ordinance 162-22, and be put back on the floor for discussion.

Mr. Shields motioned to reconsider the adoption of Ordinance/Resolution No. Ord. 162-22, seconded by Mr. Simpson. The roll was called to reconsider Ordinance/Resolution No. 162-22 and the motion passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, R. Haire, and B. Lamb.

Medina City Council
September 12, 2022

Ord. 162-22:

An Ordinance amending Section 505.11 of Chapter 505 of the Codified Ordinances of the City of Medina authorizing a nuisance abatement initiative for both short-term control and long-term control and reduction of the white-tailed deer population in coordination with the Ohio Department of Natural Resources and contiguous, adjoining, pollical subdivisions that opt a similar plan for nuisance abatement. Mr. Shields moved for the adoption of Ordinance/Resolution No.162-22, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 162-22 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, and P. Rose. Mr. Lamb cast a nay vote.

There being no further business, the meeting adjourned at 9:54 p.m.

Kathy Patton, Clerk of Council

John M. Coyne, President of Council

RESOLUTION NO. 170-22

**A RESOLUTION DONATING USED CITY OF MEDINA
MITEL PHONES AND HARDWARE TO THE MEDINA
COUNTY SHERIFF'S OFFICE.**

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

- SEC. 1:** That City Council hereby approves the donation of used Mitel 5330e phones and hardware to the Medina County Sheriff's Office.
- SEC. 2:** That a list of the used equipment is marked Exhibit A, attached hereto, and incorporated herein.
- SEC. 3:** That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.
- SEC. 4:** That this Resolution shall be in full force and effect at the earliest period allowed by law.

PASSED: _____

SIGNED: _____
President of Council Pro-Tem

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Acting Mayor

MCSO Phone Donation

Res. 170-22

- 1 – New Mitel 5330e Phone (Wired)
- 11 – Used Mitel 5330e Phones (Wired)
- 7 – Used Mitel 5330e Phones (Wireless)
- 1 – Used Wireless Headset Conversion Kit
- 1 – New Wireless Headset Conversion Kit
- 1 – New Wired Handset
- 6 – Used Wireless Handsets
- 7 – Used Phone Headset Cords

RESOLUTION NO. 171-22

**A RESOLUTION DONATING USED CITY OF MEDINA
DELL OPTIPLEX PC'S TO THE MEDINA CITY SCHOOLS.**

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

- SEC. 1:** That City Council hereby approves the donation of used Dell Optiplex PC's to the Medina City Schools.
- SEC. 2:** That a list of the used equipment is marked Exhibit A, attached hereto, and incorporated herein.
- SEC. 3:** That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.
- SEC. 4:** That this Resolution shall be in full force and effect at the earliest period allowed by law.

PASSED: _____

SIGNED: _____
President of Council Pro-Tem

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Acting Mayor

Res. 171-22

Make	Model	Serial #
Dell	Optiplex 7050	93TXQP2
Dell	Optiplex 7040	J148HB2
Dell	Optiplex 7040	J15CHB2
Dell	Optiplex 7040	8FWRHH2
Dell	Optiplex 7040	8FYLHH2
Dell	Optiplex 7040	8FZNHH2
Dell	Optiplex 7040	HTKFJV2
Dell	Optiplex 7040	8FXQHH2
Dell	Optiplex 7040	8FZMHH2
Dell	Optiplex 7040	8FXMHH2
Dell	Optiplex 7040	8G0LHH2
Dell	Optiplex 7070	J15DHB2
Dell	Optiplex 7050	3M4Z8N2
Dell	Optiplex 7050	3MFW8N2
Dell	Optiplex 7050	HTJDJV2
Dell	Optiplex 7040	HTMBJV2

ORDINANCE NO. 172-22

**AN ORDINANCE AUTHORIZING THE PURCHASE OF ONE
(1) 2023 FORD F150 PICKUP TRUCK FROM NATIONAL
AUTO FLEET GROUP FOR THE PARKS DEPARTMENT,
AND DECLARING AN EMERGENCY.**

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) 2023 Ford F-150 XL 4WD Regular Cab Truck through the Sourcewell (formerly known as NJPA) Purchasing Contract #091521-NAF (Member #29417) and National Auto Fleet Group, is hereby authorized for the Parks Department.

SEC. 2: That the funds to cover this purchase, in the amount of \$43,653.44, are available in Account No. 104-0301-54417.

SEC. 3: That this Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason to secure current pricing; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: _____

SIGNED: _____
President of Council Pro-Tem

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Acting Mayor

ORDINANCE NO. 173-22

AN ORDINANCE AMENDING SECTION 31.07 OF THE SALARIES AND BENEFITS CODE OF THE CITY OF MEDINA, OHIO, ADOPTING THE REVISED JOB DESCRIPTION FOR THE ECONOMIC DEVELOPMENT AND MARKETING MANAGER.

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

SEC. 1: In accordance with Section 31.07 of the Salaries and Benefits Code of the City of Medina, Ohio the job description for the position of Economic Development and Marketing Manager is hereby adopted, marked Exhibit A, attached hereto and incorporated herein.

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

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

PASSED: _____

SIGNED: _____
President of Council Pro-Tem

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Acting Mayor

Proposed

IV-55

THE CITY OF MEDINA
JOB DESCRIPTION

ORD. 173-22
Exh. A

TITLE: Economic Development and Marketing Manager

REPORTS TO: Economic Development Director

DEPARTMENT/DIVISION: Community and Economic Development

CIVIL SERVICES STATUS: Unclassified

JOB STATUS: Full-Time

EXEMPT STATUS: Exempt

CLASSIFICATION FEATURES: The Economic Development and Marketing Manager works with the city's Economic Development Director, to perform a full range of tasks related to this offices' management of major projects and initiatives, business assistance, resource development, and marketing.

ESSENTIAL JOB FUNCTIONS & SPECIAL PROJECTS:

- ~~On occasion~~, Assist with application and administration of state and federal grants including compilation of grant application materials, monitoring, reports, and budgets for multiple departments.
- ~~Create and~~ Maintain a user-friendly website database of available city properties and potential redevelopment properties on city, TeamNEO and LOIS websites. Assist in the marketing of the sites to private and public entities for investment and development
- Create and distribute weekly city economic development newsletter
- Maintain social media & updates to City's Facebook and LinkedIn Business Pages.
- Assist with the city print marketing materials
- Prepare Press Releases and photos for all departments at Department Heads and Mayor/Safety Director request – city awards, new hires and promotions, and other city news.
- Assist with updating the Economic Development website pages, including Ribbon Cutting Ceremonies.
- Provide outreach services to local businesses as a representative of the city.
- ~~Assist in the preparation of project budgets for state and federal economic development programs~~
- Prepare reports and recommendations for public meetings. Attend public meetings as instructed by director.
- Undertake project management responsibilities and perform related duties as assigned.
- ~~Assist with scheduling~~, Attend and document Ribbon Cutting Ceremonies using city camera and create DVD for new provide photos to businesses
- ~~Contact businesses to schedule Business, Retention, & Expansion (BR&E) Visits~~
- ~~Assist all Departments with Press Releases and Promotional Articles~~
- ~~Manage BR&E visitation to retail and services businesses~~
- Assist in research and analysis of business programs and policies (i.e. Job Creation Grant)
- Assist with some administration of the city's business incentive programs, including the CRA, CEDA, and JEDD
- Able to perform physical demands that include but are not limited to being able to sit continuously at a computer terminal, desk or work station. Able to spend time walking, standing, bending, stooping, crawling, squatting, lifting, kneeling and reaching throughout the work day.
- Other duties as assigned

REQUIRED EDUCATION, TRAINING AND EXPERIENCE:

A post-secondary education degree or certificate in Planning, Marketing, Public Administration, Business Administration, or Real Estate Development along with a minimum of 3-5 years of responsible working experience in planning, public administration, business administration, or real estate development preferred, or any equivalent combination of acceptable education and experience that provides the required skill set to perform essential functions of the job.

License:

Valid driver's license issued by the State of Ohio and must remain insurable under the City of Medina's vehicle insurance plan.

QUALIFICATIONS:**Knowledge of:**

- Business finance, real estate development, and city planning;
- Economic development finance;
- Marketing strategies and public relations;
- Applicable federal and state laws, regulations and principles related to economic development.

Skilled in:

- Personal computer use with an emphasis in Microsoft Office applications, Photoshop, and web-based tools & Social Media Applications;
- Excellent written and verbal communications;
- Excellent organizational and project management skills;
- High levels of professionalism, customer service, personal maturity, and integrity;
- Reading and writing reports, correspondence and instructions.

Ability to:

- Communicate well with business owners, community leaders, bankers and government officials;
- Handle information confidentially;
- Work effectively within a group as well as independently;
- Establish and maintain good working relationships with City employees, other governmental agencies and the general public.

ENVIRONMENTAL ELEMENTS:

This position requires the employee to spend part of each working day in the office at a desk or computer station and at meeting sites and facilities. The position includes a high incidence of interaction with citizens, government officials, and other City employees, occasionally under stressful conditions.

WORKING CONDITIONS:

May be required to work outside normal business hours, including weekends, evenings and holidays.

EQUIPMENT USED: Personal computer, fax machine, phones, copy machines, printers, digital camera

ADDITIONAL REQUIREMENTS: The above information on this description has been designed to indicate the general nature and level of work performed by employees within this classification. It is not designed to contain or be interpreted as a comprehensive inventory of all duties, responsibilities and qualifications required of employees assigned to this job. Employee understands that conditions may require the City to modify this Job Description and that the City reserves the right to exercise its discretion to make such changes.

EMPLOYEE ACKNOWLEDGMENT: _____

DATE: _____

Current

**THE CITY OF MEDINA
JOB DESCRIPTION**

IV-55

TITLE: Economic Development and Marketing Manager

REPORTS TO: Economic Development Director

DEPARTMENT/DIVISION: Community and Economic Development

CIVIL SERVICES STATUS: Unclassified

JOB STATUS: Full-Time

EXEMPT STATUS: Exempt

CLASSIFICATION FEATURES: The Economic Development and Marketing Manager works with the city's Economic Development Director, to perform a full range of tasks related to this offices' management of major projects and initiatives, business assistance, resource development, and marketing.

ESSENTIAL JOB FUNCTIONS & SPECIAL PROJECTS:

- Create and maintain a user-friendly website database of available properties and potential redevelopment properties in the city. Assist in the marketing of the sites to private and public entities for investment and development
- Assist with the marketing and administration of the city's business incentive programs, including the CRA, CEDA, and JEDD
- Provide outreach services to local businesses as a representative of the city.
- Assist in the preparation of project budgets for state and federal economic development programs
- Prepare reports and recommendations for public meetings. Attend public meetings as instructed by director
- Undertake project management responsibilities and perform related duties as assigned
- Assist with scheduling, attending and documenting Ribbon Cutting Ceremonies using city camera and create CD for new business
- Contact businesses to schedule Business, Retention, & Expansion (BR&E) Visits
- Assist with updating the Economic Development website pages
- Create and distribute economic development newsletter
- Assist all Departments with Press Releases and Promotional Articles
- Manage BR&E visitation to retail and services businesses
- Maintain social media & updates to City's Facebook and LinkedIn Business Page
- Assist in research and analysis of business programs and policies (i.e. Job Creation Grant)
- On occasion, assist with application and administration of grants including compilation of grant application materials
- Able to perform physical demands that include but are not limited to being able to sit continuously at a computer terminal, desk or work station. Able to spend time walking, standing, bending, stooping, crawling, squatting, lifting, kneeling and reaching throughout the work day.
- Other duties as assigned

REQUIRED EDUCATION, TRAINING AND EXPERIENCE:

A post-secondary education degree or certificate in Planning, Marketing, Public Administration, Business Administration, or Real Estate Development along with a minimum of 3-5 years of responsible working experience in planning, public administration, business administration, or real estate development preferred, or any equivalent combination of acceptable education and experience that provides the required skill set to perform essential functions of the job.

License:

Valid driver's license issued by the State of Ohio and must remain insurable under the City of Medina's vehicle insurance plan.

QUALIFICATIONS:**Knowledge of:**

- Business finance, real estate development, and city planning;
- Economic development finance;
- Marketing strategies and public relations;
- Applicable federal and state laws, regulations and principles related to economic development.

Skilled in:

- Personal computer use with an emphasis in Microsoft Office applications, Photoshop, and web-based tools & Social Media Applications;
- Excellent written and verbal communications;
- Excellent organizational and project management skills;
- High levels of professionalism, customer service, personal maturity, and integrity;
- Reading and writing reports, correspondence and instructions.

Ability to:

- Communicate well with business owners, community leaders, bankers and government officials;
- Handle information confidentially;
- Work effectively within a group as well as independently;
- Establish and maintain good working relationships with City employees, other governmental agencies and the general public.

ENVIRONMENTAL ELEMENTS:

This position requires the employee to spend part of each working day in the office at a desk or computer station and at meeting sites and facilities. The position includes a high incidence of interaction with citizens, government officials, and other City employees, occasionally under stressful conditions.

WORKING CONDITIONS:

May be required to work outside normal business hours, including weekends, evenings and holidays.

EQUIPMENT USED: Personal computer, fax machine, phones, copy machines, printers, digital camera

ADDITIONAL REQUIREMENTS: The above information on this description has been designed to indicate the general nature and level of work performed by employees within this classification. It is not designed to contain or be interpreted as a comprehensive inventory of all duties, responsibilities and qualifications required of employees assigned to this job. Employee understands that conditions may require the City to modify this Job Description and that the City reserves the right to exercise its discretion to make such changes.

EMPLOYEE ACKNOWLEDGMENT: _____

DATE: _____

RESOLUTION NO. 174-22

A RESOLUTION AUTHORIZING THE FORESTRY DEPARTMENT TO FILE AN APPLICATION FOR THE URBAN CANOPY RESTORATION GRANT PROGRAM THROUGH THE OHIO DEPARTMENT OF NATURAL RESOURCES, DIVISION OF FORESTRY, AND DECLARING AN EMERGENCY.

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

SEC. 1: That the Parks/Forestry Department is hereby authorized to file an application for the Urban Canopy Restoration Grant Program, through the Ohio Department of Natural Resources, Division of Forestry.

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

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

SEC. 4: That this Resolution shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason the application is due no later than October 14, 2022; wherefore, this Resolution shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: _____

SIGNED: _____
President of Council Pro-Tem

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Acting Mayor

ORDINANCE NO. 175-22

AN ORDINANCE AUTHORIZING THE MAYOR TO SOLICIT REQUESTS FOR PROPOSALS (RFP's) FOR DRUG SCREENING AND ASSOCIATED PROFESSIONAL SERVICES FOR THE EMPLOYEES OF THE CITY OF MEDINA.

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

SEC. 1: That the Mayor is hereby authorized and directed to solicit Requests for Proposals (RFP's) for drug screening and associated professional services for the employees of the City of Medina.

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

SEC. 3: That this Ordinance shall be considered 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. 176-22

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE CONSENT LEGISLATION WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO IMPLEMENT THE MUNICIPAL BRIDGE INSPECTION PROGRAM, AND DECLARING AN EMERGENCY.

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

- SEC. 1:** That the Mayor be and is hereby authorized and directed to execute Consent Legislation with the Ohio Department of Transportation (ODOT) for the Municipal Bridge Inspection Program in the City of Medina.
- SEC. 2:** That a copy of said Consent Legislation 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 considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason the legislation is due by the end of September, 2022; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: _____

SIGNED: _____

President of Council Pro-Tem

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Acting Mayor

LEGISLATION CONSENT

Ord. 176-22
Exh. A
Rev. 8/5/2022

Ordinance/Resolution #: 176-22

ODOT Project Title: Municipal Bridge Inspection Program

The following is a/an Ordinance enacted by the City of Medina of Medina
(Ordinance/Resolution) (Local Public Agency)
County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION I – Project Description

WHEREAS the (LPA) has determined the need for the described project:

Bridge Inspection Program Services, including, but not limited to routine inspections, element level inspections, critical findings report, fracture critical member inspections, load rating calculations and reports, weight limits posting sign recommendations, scour assessments, scour plan of actions, development of fracture critical plans, and underwater dive inspection reports if needed.

NOW THEREFORE, be it ordained by the City of Medina of Medina County, Ohio.
(LPA)

SECTION II – Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION III – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above-described project as follows:

The State shall assume and bear 100% of all the cost for Bridge Inspection Program Services requested by the City and agreed to by the State. Eligible Bridge Inspection Services are described in the Consultant's Scope of Services Task Order Contract (Exhibit A).

The LPA agrees to pay 100% of the cost of those features which are not included in Exhibit A. Those features may include but not limited to the purchasing and erecting the recommended weight limits postings signs, the implementation of critical findings reports such as partial or total bridge closures, the implementation of the scour plan of actions. When recommendations affect public safety, ODOT expects full implementation by the municipality As of October 2019, FHWA requires installing weight limits posting signs within 30 days from the official date of the approved recommendations. Timely implementation is essential to the success of this program.

SECTION IV – Utilities and Right-of-Way Statement

The LPA agrees that all right-of-way required for the described project will be made available in accordance with current State and Federal regulations.

SECTION V – Project Duration and Consent Applicability

The Project is based on the available funds provided by ODOT aimed at assisting the LPA in reaching compliance with State and Federal laws and policies for bridge inspection. The Project specifics (program duration, PID number, and consultant scope of services (Exhibit A)) shall be provided to the designated LPA Contractual Agent via email sent by ODOT Office of Structural Engineering (OSE).

ODOT will seek additional funds to renew the project in future years. If such funds are allocated, ODOT will send an email with the Project specifics to the designated LPA Contractual Agent seeking approval for the new Project. ODOT will not proceed with any Project that does not have written authorization via email from the designated LPA Contractual Agent.

SECTION VI – Authorization of Project

The Mayor of the City of Medina is hereby empowered on behalf of the
(Contractual Agent – Designated Position) (LPA)
the City to provide written authorization via email to the Director of Transportation to
(LPA)
complete the above-described project and any renewals.

Passed: _____, 2_____.
(Date)

Attested: _____
(Clerk)

Dennis Hanwell, Mayor
(Contractual Agent of LPA – title)

Attested: _____
(Title)

(President of Council) John M. Coyne

The Ord. 176-22 is hereby declared to be an emergency measure to expedite the highway project and
(Ordinance/Resolution)
to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

CERTIFICATE OF COPY
STATE OF OHIO

City of Medina of Medina County, Ohio
(LPA)

I, Kathy Patton, as Clerk of the City of Medina
(LPA)

of Medina County, Ohio, do hereby certify that the foregoing is a true and correct copy of
Ord. 176-22 adopted by the legislative Authority of the said
(Ordinance/Resolution)

City of Medina on the _____ day of _____, 2022.
(LPA)

That the publication of such Ord. 176-22 has been made and certified of record according to
(Ordinance/Resolution)

Law; that no proceedings looking to a referendum upon such Ord. 176-22 have been taken;
(Ordinance/Resolution)

and that such Ord. 176-22 and certificate of publication thereof are of record in 2022,
Page _____ (Ordinance/Resolution)
(Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable,
this _____ day of _____ 2022.

(Clerk)

(CITY SEAL)

City of Medina of Medina County, Ohio
(LPA)

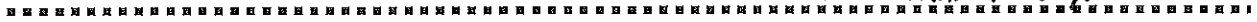
(If the LPA is designated as a City then the "City Seal" is required. If no Seal, then a letter stating "No Seal is required to accompany the executed legislation.)

The foregoing is accepted as a basis for proceeding with the project herein described.
For the City of Medina of Medina County, Ohio.
(LPA)

Attested: _____

Date _____

(Contractual Agent) Dennis Hanusell-Mayor



For the State of Ohio

Attested: _____

Date _____

(Director, Ohio Department of Transportation)

ORDINANCE NO. 177-22

AN ORDINANCE AUTHORIZING THE REIMBURSEMENT OF \$344,265.00 TO MEDINA HOSPITAL, A CLEVELAND CLINIC HOSPITAL FOR AN OVER-CHARGE FOR RUBBISH CONTAINERS.

WHEREAS: It was deemed appropriate by the Finance Committee on September 12, 2022 to reimburse expenses incurred by Medina Hospital, a Cleveland Clinic Hospital, due to an over-charge for rental charges and rubbish removal for three (3) 6 cy containers that had long-since been removed in 2009.

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

SEC. 1: That the reimbursement of \$344,265.00 is hereby authorized to Medina Hospital, a Cleveland Clinic Hospital, for expenses incurred due to an oversight in the Service Department.

SEC. 2: That the funds to cover this reimbursement are available in Account No. 514-0541-56612 and shall be disbursed as follows:

- \$172,265.00 at the next City check-write after final approval of this Ordinance;
- \$86,000.00 at the City's mid-August 2023 check-write;
- \$86,000.00 at the City's mid-August 2024 check-write.

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

PASSED: _____

SIGNED: _____
President of Council Pro-Tem

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Acting Mayor

Effective date:

ORDINANCE NO. 178-22

AN ORDINANCE ESTABLISHING AN INFORMATION TECHNOLOGY FUND (#688) FOR INFORMATION TECHNOLOGY AND RELATED ISSUES.

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

- SEC. 1:** That the Finance Director of the City of Medina, Ohio is hereby authorized to establish a new Information Technology Fund, #688, for Information Technology and related issues, in accordance with Section 5705.12 of the Ohio Revised Code.
- SEC. 2:** That the Clerk of Council is hereby authorized to forward a certified copy of this Ordinance to the Auditor of the State of Ohio.
- 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 Pro-Tem

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Acting Mayor

ORDINANCE NO. 179-22

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:

- \$75,000.00 from (001) General Fund to (688) Information Technology Fund

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

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

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

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

ORDINANCE NO. 180-22

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

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

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

<u>Account No./Line Item</u>	<u>Additions</u>
104-0310-52215 (9/11 Memorial)	2,408.85 *
161-0705-51131 (Uniforms-Probation Services)	5,000.00 *
159-0705-53315 (Probation Services-Case Management)	1,725.00 *
514-0541-56612 (Sanitation-Hospital Refund)	344,265.00 *
688-0714-50111 (New IT Fund)	50,000.00 *
688-0714-53315 (New IT Fund)	25,000.00 *
001-0707-56615 (Adv. Out – IT Fund)	75,000.00 *
139-0460-52215	48,720.00
171-0110-53313	33,660.00
171-0610-54411	58,300.00
547-0650-50111	5,000.00
547-0650-50112	2,000.00
547-0650-51121	1,000.00
547-0650-52214	500.00

SEC. 2: That Ordinance No. 201-21, passed December 13, 2021, shall be amended by the following reductions:

<u>Account No./Line Item</u>	<u>Reductions</u>
139-0460-50111	48,720.00
171-0743-52214	33,660.00
171-0743-52214	58,300.00
547-0650-52214	5,000.00
547-0650-52214	2,000.00
547-0650-52214	1,000.00
547-0650-52214	500.00

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