

**CITY OF MEDINA  
AGENDA FOR COUNCIL MEETING**

November 25, 2024  
Medina City Hall – Council Rotunda  
7:30 p.m.

**Call to Order.**

**Roll Call.**

**Reading of minutes.** (November 12, 2024)

**Reports of standing committees.**

**Requests for council action.**

**Reports of municipal officers.**

**Confirmation of Mayor’s 2024 committee appointments.**

Melanie Kasten Krause – Uptown Park Advisory Committee – Exp. 12/31/27  
Stephanie Mueller – Uptown Park Advisory Committee – Exp. 12/31/27  
Tony Cerny – Board of Building Code Appeals – Exp. 12/31/28  
Bruce Bauer – Board of Building Code Appeals - Exp. 12/31/28  
Teresa Merkle – Cemetery Commission – Exp. 12/31/28  
Theresa Laffey – Cemetery Commission – Exp. 12/31/28  
Sam Pietrangelo – Economic Development Committee – Exp. 12/31/28  
Rebekah Knaggs – Historic Preservation Board – Exp. 12/31/28  
Monica Russell – Planning & Zoning Commission – Exp. 12/31/28  
Robert Thompson – Planning & Zoning Commission – Exp. 12/31/28  
Richard Kirby – Utility Rate Review Commission – Exp. 12/31/27  
Christopher Gates -Utility Rate Review Commission – Exp. 12/31/27  
Dave Mueller – Utility Rate Review Commission – Exp. 12/31/27

**Confirmation of Council’s 2024 appointment.**

Dennie Simpson – Board of Building Code Appeals (Council Rep.) – Exp. 12/31/28

**Notices, communications and petitions.**

**Unfinished business.**

**Ord. 187-24 (THIRD READING & PASSAGE)**

An Ordinance to clarify and unify the Codified Ordinances of the City of Medina, Ohio by amending various sections of Part II – Planning and Zoning Code.

**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. 209-24, Res. 210-24, Ord. 211-24, Ord. 212-24, Ord. 213-24, Ord. 214-24, Ord. 215-24, Ord. 216-24, Ord. 217-24

Ord. 209-24

An Ordinance to make appropriations for current expenses and other expenditures of the City of Medina, Ohio for the fiscal year ending December 31, 2025.

Res. 210-24

A Resolution adopting a five-year budget for the City of Medina, Ohio for the period beginning January 1, 2025 through December 31, 2029.

Ord. 211-24

An Ordinance amending Sections 161.13 (C)(5) and 161.13 (C)(6) of the codified ordinances of the City of Medina, Ohio relative to Allocation of Income Tax Funds.

Ord. 212-24

An Ordinance authorizing the Mayor to enter into an Agreement with the Cleveland Clinic Medina Hospital Life Support Team for the purpose of providing 9-1-1 Dispatch Services.

Ord. 213-24

An Ordinance authorizing the Mayor to enter into an Agreement with Medina Township for the purpose of providing 9-1-1 Emergency Police Dispatch and Communication Services on behalf of the residents of the township.

Ord. 214-24

An Ordinance authorizing the Mayor to enter into an Agreement with Montville Township for the purpose of providing 9-1-1 Emergency Police Dispatch and Communication Services on behalf of the residents of the township.

Ord. 215-24

An Ordinance authorizing the Mayor to solicit Requests for Proposals (RFP's) / Requests for Qualifications (RFQ'S) for Permitting and Code Enforcement Software for the Community Development Department.

Ord. 216-24

An Ordinance authorizing the Job Creation Grant Agreement for Famous Supply Co.

Ord. 217-24

An Ordinance amending Ordinance No. 190-23, passed November 28, 2023. (Amendments to 2024 Budget.

**Adjournment.**

MEDINA CITY COUNCIL  
Tuesday, November 12th, 2024

**Call to Order:**

Medina City Council met in regular session on Tuesday, November 12th, 2024 at Medina City Hall. The meeting was called to order at 7:30 p.m. by President of Council John M. Coyne III, who led in the Pledge of Allegiance.

**Roll Call:**

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

Also present were the following members of the Administration: Mayor Hanwell, Greg Huber, Keith Dirham, Nino Piccoli, Patrick Patton, Lt. Marcum, Kathy Patton, Kimberly Marshall, and Andrew Dutton.

**Minutes:**

Mr. Shields moved that the minutes from the regular meeting on Monday October 28th, 2024, as prepared and submitted by the Clerk be approved, seconded by Mr. Simpson. The roll was called and approved with the yea votes of R. Haire, J. Hazeltine, P. Rose, J. Shields, D. Simpson, J. Coyne, and N. DiSalvo.

**Reports of Standing Committees:**

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

**Public Properties Committee:** Mr. Shields had no report.

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

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

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

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

**Emerging Technologies Committee:** Ms. DiSalvo stated they held a meeting on November 7<sup>th</sup> and discussed some new options on the city website. Jarrod Fry to touch on the subject shortly.

**Requests for Council Action:**

Finance Committee

24-223-11/12 – Repay Advance / Fund Advance

24-224-11/12 – Rollover Advances

24-225-11/12 – Budget Amendments

24-226-11/12 – Dispatch & Communications Agreement w/Medina Hospital Life Support Team

24-227-11/12 – Dispatch & Communications Agreement w/ Medina Township

24-228-11/12 – Dispatch & Communications Agreement w/ Montville Township

24-229-11/12 – RFP/RFQ's Permitting & Code Enforcement Software – Comm. Development

24-230-11/12 – Job Creation Grant for Famous Supply Co.

**Reports of Municipal Officers:**

Medina City Council  
November 12th, 2024

**Dennis Hanwell, Mayor**, Dennis spoke on some up coming events on the square:

40<sup>th</sup> annual Candlelight Walk – Friday, November 22<sup>nd</sup>, 2024 at 7pm.

Holiday Parade of Lights – Saturday, November 23<sup>rd</sup>, 2024 at 5:30pm. Parade starts at the High School and proceeds down Liberty St. and around the square. Fireworks to follow on the square at roughly 6:30pm. Medina TV will share each of these events.

The odd Fellows will have their annual Christmas Tree Sales as a fund raiser 8am – 6pm from November 29 through December 1<sup>st</sup>, 2024. Then December 7<sup>th</sup> & 8<sup>th</sup> and 14<sup>th</sup> & 15<sup>th</sup>.

Thanked the public for passage of Medina City School Levy and the Life Support Levy renewal. Thank you to all our veterans who have served or currently are serving to provide the freedoms we all enjoy.

**Keith Dirham, Finance Director**, Grateful the LST Levy renewal passed.

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

**Kimberly Marshall, Economic Development Director**, stated they rolled out the Medina Talent search News Letter as a way to help get employers connected to job seekers and able to highlight anywhere from 4 and 5 businesses or companies that are hiring in the City of Medina.

**Lt. Marcum, Police Department**, had no report.

**Jarrod Fry, Medina TV**, Jarrod stated they looked to gather input from the Emerging Technologies Committee as to which design was favored so we could begin the redesign process.

**Chief Walters, Fire Department**, Chief was absent.

**Jansen Wehrley, Parks and Recreation Director**, Jansen was absent.

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

**Nino Piccoli, Service Director**, Nino stated they are picking up leaves and are asking for folks to be patient. Rake them out to the curb but not into the streets.

**Patrick Patton, City Engineer**, Patrick stated East Reagan rehabilitation project started about two weeks ago and will continue for another 2 weeks. Pretty happy with the results so far.

Still in the public comment period with the US42 resurfacing and public square safety enhancements project, check Medina City website.

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

**Notices, communications and petitions.**

Liquor Permit:

Mr. Shields moved not to object to the issuance of a new C permit to Hemmingways LLC, dba Hemmingways Underground, 236 S. Court Street., Seconded by Mr. Simpson. Motion passed with the yea votes of J. Hazeltine, P. Rose, J. Shields, D. Simpson, J. Coyne, N. DiSalvo, and R. Haire.

**Unfinished business.**

**Ord. 187-24 (Second Reading)**

**An Ordinance to clarify and unify the Codified Ordinances of the City of Medina, Ohio by amending various sections of Part II – Planning and Zoning Code.**

Mr. Dutton explained that these are miscellaneous amendments to the Zoning Code modifications, processes regarding zoning amendments, variances, site plans and conditional zoning certificates, changes to fencing requirements allowing a height exception to be granted by the Planning Commission on corner lots, adjustments to allow roof porches to project ten feet into the rear setback, revisions to parking lot lighting requirements to provide more reasonable regulations concerning lighting coverage and height and creation of general regulations for short term rentals permitting them in areas around uptown Medina in which they currently exist. Reviewed by Planning Commission and recommended for approval. Public hearing was already held.

**Introduction of visitors.**

Tammy Kirby resides at 246 W. Friendship St. concerned with sharing the sidewalks with electric powered bikes. John Coyne replied that there is an ordinance that prohibits motorized bikes from being ridden on sidewalks.

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

Mr. Shields motioned to suspend the Rules requiring three readings on the following ordinances and resolutions: Ord. 201-24, Ord. 202-24, Ord. 203-24, Ord. 204-24, Ord. 205-24, Ord. 206-24, Ord. 207-24, Ord. 208-24. Seconded by Mr. Simpson. Motion passes by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, N. DiSalvo, R. Haire, and J. Hazeltine.

**Ord. 201-24**

**An Ordinance authorizing the increase of the expenditure to Rocco Masonry for the Service Department.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 201-24, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 201-24, seconded by Mr. Simpson. Mr. Piccoli stated there are several locations on and around the square where sandstone is failing and there have been some claims. Emergency clause is needed due to weather changing.

Mayor Hanwell stated that is not the original sandstone, they are not historic, the original sandstone could not be preserved to cut the pieces needed to fit into the 2 x 2. The intention was to reflect the sandstone that was originally there. The roll was called on adding the emergency clause and was approved by the yea votes of J. Shields, D. Simpson, J. Coyne, N. DiSalvo, R. Haire, J. Hazeltine, and P. Rose. The roll was called and Ordinance/Resolution No. 201-24 passed by the yea votes of D. Simpson, J. Coyne, N. DiSalvo, R. Haire, J. Hazeltine, P. Rose, and J. Shields.

**Ord. 202-24**

**An Ordinance amending Ordinance No. 77-24, passed April 9, 2024, relative to the Agreement with American Structurepoint, Inc. for the US 42 Resurfacing Project.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 202-24, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 202-24, seconded by Mr. Simpson. Patrick stated they were able to get a \$500,000.00 ODOT Safety Fund

Grant to increase the scope of the project to include the pedestrian improvements around the square. Emergency is due because of time restraints. The roll was called on adding the emergency clause and was approved by the yea votes of J. Coyne, N. DiSalvo, R. Haire, J. Hazeltine, P. Rose, J. Shields, and D. Simpson. The roll was called and Ordinance/Resolution No. 202-24 passed by the yea votes of N. DiSalvo, R. Haire, J. Hazeltine, P. Rose, J. Shields, D. Simpson, and J. Coyne.

**Ord. 203-24**

**An Ordinance accepting the appraisals (Fair Market Value Estimates) for the West Smith Road Water Line Bore.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 203-24, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 203-24, seconded by Mr. Simpson. Mr. Patton stated they have to finish the waterline replacement on West Smith Rd. Have to acquire four easements from adjacent property owners and will cost \$14,000.00. Emergency clause is due because the existing line is about 80 years old. The roll was called on adding the emergency clause and was approved by the yea votes of R. Haire, J. Hazeltine, P. Rose, J. Shields, D. Simpson, J. Coyne, and N. DiSalvo. The roll was called and Ordinance/Resolution No. 203-24 passed by the yea votes of J. Hazeltine, P. Rose, J. Shields, D. Simpson, J. Coyne, N. DiSalvo, and R. Haire.

**Ord. 204-24**

**An Ordinance amending Ordinance No. 36-24, passed February 26, 2024, relative to the Management Agreement with Cold Stream Air Services for the Medina Municipal Airport.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 204-24, seconded by Mr. Simpson. Mr. Huber stated they entered into a lease agreement with Cold Stream Air Services last year for operations at the airport. Things have been handled well and Cold Stream Air Services has asked to extend the lease agreement for another 3-year term with a two-year option after the three years for a total of 5 years. This ordinance and the next which is for the management for the FBO. Greg recommends passage of these ordinances. The roll was called and Ordinance/Resolution No. 204-24 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, N. DiSalvo, R. Haire, and J. Hazeltine.

**Ord. 205-24**

**An Ordinance amending Ordinance No. 37-24, passed February 26, 2024, relative to the Fixed Base Operation Lease for the Medina Municipal Airport.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 205-24, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 205-24 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, N. DiSalvo, R. Haire, J. Hazeltine, and P. Rose

**Ord. 206-24**

**An Ordinance authorizing the Finance Director to make certain Fund Advances.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 206-24, seconded by Mr. Simpson. Mr. Dirham stated these are advances for the downtown redevelopment TIFF Fund. The roll was called and Ordinance/Resolution No. 206-24 passed by the yea votes of D. Simpson, J. Coyne, N. DiSalvo, R. Haire, J. Hazeltine, P. Rose, and J. Shields.

**Ord. 207-24**

**An Ordinance authorizing the Finance Director to rollover certain Fund Advances.**

Mr. Shields moved for the adoption of Ordinance/Resolution No. 207-24, seconded by Mr. Simpson. Mr. Dirham stated that advances are a loan from one fund to another. The bulk of these are for grants. The roll was called and Ordinance/Resolution No. 207-24 passed by the yea votes of J. Coyne, N. DiSalvo, R. Haire, J. Hazeltine, P. Rose, J. Shields, and D. Simpson.

**Ord. 208-24**

**An Ordinance amending Ordinance No. 190-23, passed November, 28, 2023. (Amendments to 2024 Budget)**

Mr. Shields moved for the adoption of Ordinance/Resolution No. 208-24, seconded by Mr. Simpson. Mr. Dirham stated the bulk of these are to cover all the advances. The roll was called and Ordinance/Resolution No. 208-24 passed by the yea votes of N. DiSalvo, R. Haire, J. Hazeltine, P. Rose, J. Shields, D. Simpson, and J. Coyne.

**Council Comments:**

Mr. Simpson stated to please remember to be kind to one another.

Mr. Rose stated he has noticed a lot of cyclist do not pay attention to traffic signals or pedestrians. Traffic rules are for everybody. Thanked the Veterans.

Ms. DiSalvo acknowledged PFC Samuel DiSalvo 1987-1989 and Sgt. Kyle DiSalvo 2012-2014 in honor of Veterans Day.

**Adjournment**

There being no further business, the City Council meeting adjourned at 7:58 p.m.

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Kathy Patton, Clerk of Council

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John M. Coyne, III, President of Council

**ORDINANCE NO. 187-24**

**AN ORDINANCE TO CLARIFY AND UNIFY THE CODIFIED ORDINANCES OF THE CITY OF MEDINA, OHIO BY AMENDING VARIOUS SECTIONS OF PART 11 – PLANNING AND ZONING CODE.**

**WHEREAS:** The majority of the proposed amendments are related to a variety of topics including review procedures, fence regulations, open porch setbacks, lighting, and short-term rentals; and

**WHEREAS:** The Planning Commission, at its July 11, 2024, meeting approved the recommendations.

**WHEREAS:** The public hearing relative to these Planning and Zoning Code amendments was duly held October 15, 2024.

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

**SEC. 1:** That the amendments as set forth by the Planning Commission in the memo from the Community Development Director dated July 15, 2024, are hereby adopted, marked Exhibit A, attached hereto, and incorporated herein.

**SEC. 2:** That a clean copy of the amendments as set forth by the Planning Commission in the memo from the Community Development Director dated July 15, 2024, are hereby adopted, marked Exhibit B, 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** *Pro-Tem*

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

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

First Reading: October 28, 2024

Effective date:



## Zoning Code Update – Council 10-15-24

### GENERAL

- Planning Commission recommended approval – 7/11/24
- Recently reviewed by Mr. Huber – No changes

### REVIEW PROCESSES

- Modifications to the Zoning Amendment, Variance, Site Plan, & Conditional Zoning Certificate Review process to provide consistency on when applications must be forwarded to the Board/Commission and the time allotted for review
- Clarification on when Site Plan review is needed by the Planning Commission

### FENCING

- Initiated by the Planning Commission
- Changes to fence height on corner lots and when a lot has double frontage (2 streets)

### ROOFED PORCHES

- Change allowing roofed porches to project 10 ft. into the rear setback
- Necessary due to a number of approved variances

### PARKING LOT LIGHTING

- Specific illumination levels were removed, which are very difficult to achieve
- Increase the permitted lighting height in commercial, mixed use, and MF zoning districts
- Necessary as the existing maximum height is 10 ft., which is not effective

### FITNESS FACILITIES

- Currently located in the definition for “Personal or Personal Services” which includes uses such as barber shops, banks, and laundromats.
- Fitness facilities were provided their own definition and allowed in the C-3 district as a permitted use and in the C-1, C-2, and I-1 districts as a conditionally permitted use
- This was necessary due to the nature of fitness facilities, which increasingly are located in Industrial areas

### SHORT TERM RENTALS

- Short term rentals currently exist within and around Medina’s Historic District
- City currently has no regulations for STR’s
- Other cities have a variety of methods for addressing STR’s, including complex formal registration programs
- General regulations have been proposed which:
  - Allow STR’s as a permitted use in the C-2 and M-U districts and a conditionally permitted use in the R-2 and R-3 districts
  - When located within 4,000 ft. of the uptown park  
(All existing STR’s are currently in this area)
  - Regulations also provides a parking minimum, set a maximum occupancy based on bedrooms, and prohibit events at STR’s



## **MEMORANDUM**

**DATE:** July 15, 2024  
**TO:** City Council  
**FROM:** Andrew Dutton, Community Development Director  
**SUBJECT:** Zoning Code Amendments

### **Overview**

The following are proposed amendments to the Zoning Code, found in Part 11 of the City of Medina Codified Ordinances. The amendments address a variety of topics including review procedures, fence regulations, open porch setbacks, lighting, and short term rentals.

### **Zoning Amendment, Variance, Site Plan, and Conditional Zoning Certificate Review (p. 1 - 4)**

The review processes for Zoning Amendments, Variances, Site Plans, and Conditional Zoning Certificates have been revised to:

- Provide a consistent review process.
- Require that the Planning Director forward complete applications to the Board of Zoning Appeals or Planning Commission within 30 days.
- Require that the Board of Zoning Appeals and Planning Commission make a decision within 45 days of their initial meeting.

The Site Plan section (1109.01) has also been revised to clarify when a Site Plan must go to the Planning Commission and when a Site Plan can be reviewed administratively by the Planning Director.

### **Fencing (p. 5)**

Standards for fencing have been amended per the following:

- "Areas" has been replaced with "Districts". Areas is not a defined term and is unclear in locations with a mix of uses.
- Exception <sup>4</sup> has been revised to allow fences in the front yard with a side street lot line (corner lots) to be up to 6 ft. in height within 15 ft. of the right-of-way with Planning Commission approval.
- Fences in the O-C or P-F districts may have a height of 8 ft. in the front yard with a side street lot line and barbed wire.
- Lots with double frontage, which have public rights-of-way to the front and rear of the lot, have two front yards, by definition. There are numerous such lots in the city, particularly backing up to Reagan Pkwy. Exception <sup>5</sup> allows a 6 ft. fence adjacent to the yard located opposite the building's front facade.

### **Roofed Porch Setbacks (p. 6)**

Due to several recently granted variances and to allow existing homeowners to expand their homes in a reasonable manner, an amendment has been proposed allowing open roofed porches to extend 10 ft. into the rear setback.

### Parking Lot Lighting (p. 6 - 7)

Existing parking lot lighting regulations have been revised per the following:

- Illumination Levels – Numerical illumination levels throughout a site are difficult to design, comply with, and measure. Specific lighting levels have been replaced with more general requirements. A maximum light level of 1 footcandle at a residential lot line remains unchanged.
- Luminaire Height – Lighting height is currently limited to 10 ft. in all districts except for the C-3 and I-1. A lighting height of 10 ft. is not practical and increases the number of lights needed. Height has been increased in residential districts to 15 ft. and other districts to 20 ft.
- Lighting Plan Submission – Clarification has been provided indicating that a photometric plan is needed when a site is adjacent to a residential zoning district or use.

### Fitness Facility (p. 8 - 12)

A "Fitness Facility" has been removed from the "Personal or Professional Service" definition, defined separately, allowed as a permitted use in the C-3 district, and allowed as a conditional use in the C-1, C-2, and I-1 districts.

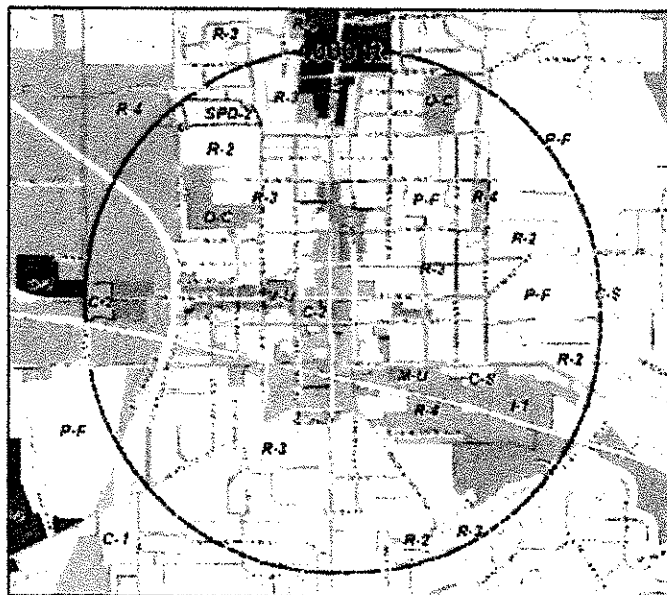
### Short Term Rentals (p. 13 - 16)

The city does not have any current regulations regarding short term rentals. The use does not fit well into existing use definitions and may be classified as a residential dwelling unit, hotel, motel, or bed and breakfast.

Short term rentals currently exist in the city within and around the Historic District. Though there have not been any documented complaints regarding short term rentals, staff receives regular inquiries regarding applicable regulations.

Other cities regulate short term rentals in a variety of ways ranging from general regulations to formal registration programs in communities which have many tourists and visitors. The proposed amendments aim to provide general regulations:

- Short term rentals are a permitted use in the C-2 and M-U districts and a conditional use in the R-2 and R-3 districts.
- A parking minimum was provided, however, approximately half of the area where short term rentals are permitted is within the parking exempt district.
- Events are not permitted at short term rentals and there is a maximum occupancy based on bedrooms.
- Short term rentals are only allowed within 4,000 ft. of the Uptown Park as shown below. This encompasses the entire C-2 and M-U districts and R-2 and R-3 areas near the Historic District.



**Proposed Amendments to  
the Zoning Code:  
Part Eleven of the  
City of Medina Codified  
Ordinances**

**7/15/2024**

**Key**

~~Deleted Text~~

*Added Text*

## Zoning Amendment, Variance, Site Plan, and Conditional Zoning Certificate Review

### -Chapter 1107 – Administration and Enforcement-

#### **1107.06 ZONING ORDINANCE AMENDMENT APPLICATION.**

A proposed amendment to the text or map of this Ordinance may be recommended or requested by the Planning Commission, Council, the Administration or any other citizen or property owner of Medina. The application for such amendment shall be submitted in accordance with the following procedures:

- (c) Review and Action by the Planning Commission. *Within thirty (30) days of receiving a complete application, the Planning Director shall forward the application, along with any supporting materials and plans, to the Planning Commission.* The Planning Commission shall review the proposed amendment at one or more of its regular meetings, and within forty-five (45) days after the date of the ~~submission of the proposed amendment~~ *Commission's initial meeting*, recommend to Council the approval, approval with modification, or disapproval of the proposed amendment. *If a request made by the applicant to continue the review of the application at a subsequent meeting is granted, the Commission shall approve, approve with modification, or disapprove the application within forty-five (45) days after the date of such subsequent meeting.*

#### **1107.08 APPEALS AND VARIANCES.**

- (e) Review by the Board. *Within thirty (30) days of receiving a complete application, the Planning Director shall forward the application, along with any supporting materials and plans, to the Board.* Notice of the hearing shall be published in a newspaper of general circulation in the City at least ten (10) days prior to the date of the hearing, and sent by mail or personal delivery to the owners of property for which a variance request is being considered, and to all owners of property adjacent to and directly across the street from the property in question. At the hearing, a party may appear in person or by agent or by attorney.
- (f) Decision by the Board. The concurring vote of three (3) members of the Board shall be necessary to reverse an order, requirement, decision, or determination of the Planning Director, or to decide in favor of the applicant any matter upon which they are required to pass judgment. The Board may reverse or affirm, wholly or partly, or may modify the order, requirement, decision, or determination, in accordance with the guidelines set forth herein. *The Board shall render a decision within forty-five (45) days of the Board's initial meeting. If a request made by the applicant to continue the review of the application at a subsequent meeting is granted, the Board shall approve, approve with modification, or disapprove the application within forty-five (45) days after the date of such subsequent meeting.*

To that end, the Board shall have all the powers of the officer or body from whom the appeal was taken and may issue or direct the issuance of a permit. With an affirmative decision, the Board may impose conditions. The decision of the Board shall be final, but the City, with approval by the Council, or any person having an interest affected by a decision of the Board, may appeal to the Court of Common Pleas, and to any Court of final jurisdiction.

**-Chapter 1109 – Site Plan-**

**1109.01 PURPOSE.**

Before the issuance of a zoning certificate or conditional zoning certificate for any proposed multi-family, mobile home park, public facility, business or industrial use as provided for in Chapters 1115 to 1141, the Planning Commission or Planning Director shall review and approve site plans for such uses as identified below.

- ~~(a) A review by the Commission shall also be required when:
    - ~~(1) There is an increase in the number of dwelling units for multi-family;~~
    - ~~(2) The floor area of a nonresidential building is increased;~~
    - ~~(3) The use of an existing building is changed to a use which requires the addition of more off-street parking facilities than currently exist on the site;~~~~
  - ~~(b) The following Minor Developments may be finally approved by the Planning Director in lieu of action by the Planning Commission. Any improvement which is not in compliance with this Chapter or is determined by the Planning Director to be beyond the scope of a minor building development will be forwarded to the Planning Commission for review.
    - ~~(1) New construction of one single-family dwelling that will not require off-site construction of any new street or road; or~~
    - ~~(2) Renovations, alterations, or expansions to an existing building or site up to 5,000 square feet for land uses other than single-family dwellings and 10,000 square feet for I-1 zoned properties; or~~
    - ~~(3) Expansion of an existing parking lot up to thirty percent (30%) of existing spaces; or~~
    - ~~(4) Facade alterations which do not alter the existing architectural character.~~~~
- (a) Site plan review by the Planning Commission shall be required for the following:*
- (1) New Construction or Initial Development. New construction of a principal building or initial development of a site, with the exception of a single-family residential use or two-family residential use;*
  - (2) Floor Area Increase - Major. An increase in floor area of a principal nonresidential building by more than five thousand (5,000) square feet for properties not located in the I-1 zoning district or more than ten thousand (10,000) square feet for properties located in the I-1 zoning district;*
  - (3) Nonresidential Accessory Building - Major. New construction or increase in floor area of a nonresidential accessory building with a floor area greater than two thousand five hundred (2,500) square feet or fifty percent (50%) of the principal structure's floor area, whichever is less;*
  - (4) Outdoor Use - Major. Establishment or expansion of a nonresidential outdoor use of more than five thousand (5,000) square feet for properties not located in the I-1 zoning district or more than ten thousand (10,000) square feet for properties located in the I-1 zoning district;*
  - (5) Parking Lot - New or Major Expansion. Establishment of a parking lot or the expansion of an existing parking lot of more than thirty percent (30%) of the existing spaces;*
  - (6) Facade Alterations - Major. Facade alterations to a multi-family residential or nonresidential building which alter the building's existing architectural character;*
  - (7) Multi-Family Dwelling Unit Increase. An increase in the number of dwelling units for a multi-family residential use; or*
  - (8) New Street Construction. Any development that requires off-site construction of a new street or road.*

- (b) *Site plans for the following may be reviewed and approved by the Planning Director. If the Planning Director determines that the project is beyond the scope of a minor development, he/she shall forward the site plan to the Planning Commission for review and approval.*
- (1) *Single or Two-Family Residential Uses. New construction or an increase in floor area of a principal building with a single-family residential use or two-family residential use;*
  - (2) *Floor Area Increase - Minor. An increase in floor area of a nonresidential building by less than or equal to five thousand (5,000) square feet for properties not located in the I-1 zoning district or less than or equal to ten thousand (10,000) square feet for properties located in the I-1 zoning district;*
  - (3) *Accessory Building - Minor. New construction or increase in floor area of any residential accessory building or a nonresidential accessory building with a floor area less than or equal to two thousand five hundred (2,500) square feet or fifty percent (50%) of the principal structure's floor area, whichever is less;*
  - (4) *Outdoor Use - Minor. Establishment or expansion of a nonresidential outdoor use of less than or equal to five thousand (5,000) square feet for properties not located in the I-1 zoning district or more than ten thousand (10,000) square feet for properties located in the I-1 zoning district;*
  - (5) *Parking Lot - Minor Expansion. Expansion of an existing parking lot of less than or equal to thirty percent (30%) of the existing spaces; or*
  - (6) *Facade Alterations - Minor. Facade alterations to any single-family residential building or two-family residential building or facade alterations to a multi-family residential or nonresidential building which do not alter the existing architectural character.*

#### **1109.02 APPLICATION PROCEDURE.**

Any application for site plan review as provided for by this Zoning Ordinance shall be submitted in accordance with the following procedures:

- (c) *Review and Action by the Planning Commission. Within thirty (30) days of receiving a complete application, the Planning Director shall forward the application, along with any supporting materials and plans, to the Planning Commission. Notice of the application shall be sent by mail or personal delivery to the owners of property for which the application is being considered, and to all owners of property adjacent to and directly across the street from the property in question. The Planning Commission shall review the proposed site plan at one or more of its regular meetings, and within forty-five (45) days after the date of the ~~submission of the proposed site plan~~ *Commission's initial meeting*, approve, approve with modification, or disapprove the application. *If a request made by the applicant to continue the review of the application at a subsequent meeting is granted, the Board shall approve, approve with modification, or disapprove the application within forty-five (45) days after the date of such subsequent meeting.* The Planning Commission's review and action shall be based on the following standards:*

**-CHAPTER 1153 – Conditional Zoning Certificates-**

**1153.02 PROCEDURES FOR MAKING APPLICATION.**

Any application for a conditional zoning certificate for any land or structure permitted under this Zoning Ordinance shall be submitted in accordance with the following procedures:

- (c) Review by Planning Commission. ~~The Planning Commission shall review the proposed development, as presented on the submitted plans and specifications in terms of the standards established in this Zoning Ordinance. Such review by the Planning Commission shall be completed and made public within forty five (45) days of the date of submission.~~ *Within thirty (30) days of receiving a complete application, the Planning Director shall forward the application, along with any supporting materials and plans, to the Planning Commission. The Planning Commission shall review the proposed conditional zoning certificate at one or more of its regular meetings, and within forty-five (45) days after the date of the Commission's initial meeting, approve, approve with modification, or disapprove the application. If a request made by the applicant to continue the review of the application at a subsequent meeting is granted, the Commission shall approve, approve with modification, or disapprove the application within forty-five (45) days after the date of such subsequent meeting.*
  
- (g) Termination. *The conditional zoning certificate shall become void at the expiration of one (1) year after the date of issuance unless the conditionally permitted use has commenced for applications that do not include the construction of a new building. The conditional zoning certificate shall become void at the expiration of two (2) years after the date of issuance unless the conditionally permitted use has commenced for applications that include the construction of a new building.*



**Fencing**

**-Chapter 1155 – Supplemental Regulations-**

**1155.01 FENCES.**

(c) Permitted Fencing; Height Limits. Fencing may be permitted in any yard and along the edge of any yard not to exceed height limits set forth in the following table and exceptions thereto:

(1) Fence Height Limits and Exceptions.

Area District	Front Yard (height in feet)	Front Yard with Side Street Lot Line (height in feet)	Side Yard (height in feet)	Rear Yard (height in feet)
Residential R-1, R-2, R-3, and R-4 or M-U with a Residential Use	3 <sup>5</sup>	6 3 <sup>4</sup>	6 <sup>1</sup>	6 <sup>1</sup>
Commercial C-S, C-1, C-2, and C-3 or M-U with a Nonresidential Use	3 <sup>2</sup>	6 3 <sup>4</sup>	10 <sup>3</sup>	10 <sup>3</sup>
Industrial I-1	6 <sup>2,3</sup>	6 <sup>2,3-4</sup>	10 <sup>3</sup>	10 <sup>3</sup>
Public Facilities (parks, playgrounds, etc.) O-C and P-F	8 <sup>3</sup>	6 8 <sup>3-4</sup>	8 <sup>3</sup>	8 <sup>3</sup>
Exceptions:				
<sup>1</sup> Fence heights may be increased to eight (8) feet in height if the top two (2) feet are less than fifty percent (50%) opaque and is approved by the Planning Director.				
<sup>2</sup> Any fence set back fifty (50) feet or more from the street right of way may be eight (8) feet in height.				
<sup>3</sup> Barbed wire not to exceed twelve (12) inches in height may be added to the top of <i>the</i> fence.				
<sup>4</sup> <del>Fences shall be setback at least fifteen (15) feet from the side street lot line. Fences three (3) feet tall or less may be located on the side street lot line. Fences set back fifteen (15) feet or more from the side street lot line may be six (6) feet in height. Fences set back less than fifteen (15) feet from the side street lot line may be up to six (6) feet in height with approval from the Planning Commission if the Commission finds the fence does not obstruct pedestrian or vehicular visibility and is compatible with the surrounding area.</del>				
<sup>5</sup> For lots with double frontage, fence heights may be increased to six (6) feet in the yard located opposite the building's front facade.				

(d) Materials.

- (1) No fence, with the exception of fences used for agricultural purposes, shall contain an electric charge.
- (2) Barbed wire, razor wire, or any other type of anti-climbing wire shall only be permitted in ~~the industrial district I-1, O-C, and P-F districts.~~
- (3) Materials used for fences shall be of traditional fencing materials (wrought iron, chain link, pressure treated lumber, cedar, redwood, PVC, etc.) and shall be constructed of weather resistant materials or annually treated so that they are weather resistant and maintained in good condition.
- (4) The finished or most decorative side of the fence shall face away from the property erecting the fence.
- (5) All latches, hinges and other hardware shall be galvanized or painted so as to prevent or retard rust and degradation.

**Roofed Porch Setbacks**

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**-CHAPTER 1113 – Zoning Districts; General Regulations-**

**1113.05 GENERAL USE REGULATIONS.**

- (k) Projections into Yard Areas. Every part of a required yard shall be open to the sky unobstructed, except for accessory buildings in a rear yard, and except for the ordinary projections of skylights, sills, belt-courses, cornices and ornamental features projecting not to exceed twelve (12) inches.
- (1) Terraces, uncovered porches, platforms and ornamental features which do not extend more than three (3) feet above the level of the ground (first) story may project into a required side yard, provided these projections are distant at least two (2) feet from the adjacent lot line.
  - (2) The ordinary projections of chimneys or flues are permitted into the required side, rear and front yards.
  - (3) An open unenclosed porch or paved terrace may project into the required front and rear yard for a distance not to exceed ten (10) feet.
  - (4) *A roofed porch with walls that are fifty percent (50%) enclosed or less may project into the required rear yard a distance not to exceed ten (10) feet.*

**Parking Lot Lighting**

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**-CHAPTER 1145 – Off-Street Parking and Circulation-**

**1145.09 PARKING AREA DESIGN.**

- (c) Illumination of Parking Areas. Parking and circulation areas, pedestrian areas, and related outdoor areas shall be illuminated to provide safety and security to users of these areas, to provide security for property, and to maintain privacy for adjacent properties. Exterior lighting shall be designed, installed, and maintained according to the following standards:

- (1) Illumination levels. ~~Except as provided in subsection (c)(5)B. hereof, exterior lighting shall provide minimum maintained horizontal footcandle (fc) illumination as follows:~~

Activity Type	Maintained Footcandles
Parking and pedestrian area <sup>1</sup>	0.6 fc minimum
Property security only	0.2 fc minimum

<sup>1</sup> ~~Exterior lighting in these areas may be reduced to the property security level during hours when these areas are not in use.~~

*Illumination shall be consistent across the site and shall be designed so as not to generate dark spots that create safety issues in vehicular use and pedestrian areas.*

- ~~(2) Residential parking. The minimum illumination levels in subsection (c)(1) hereof shall not apply to residential or multi-family parking areas with ten (10) or fewer parking spaces. These areas shall be provided with appropriate residential type luminaries as shown on site plans approved by the Planning Commission.~~
- ~~(3) Uniformity ratio. Average illumination levels shall not exceed four (4) times the minimum level.~~

- (42) Light trespass. In order to maintain privacy, exterior lighting shall be designed and maintained to provide a maximum of one (1) horizontal footcandle illumination at side or rear property lines which are adjacent to a residential use or zoning district.
- (3) Measurement. Light levels shall be measured in footcandles with a direct reading, portable light meter. Measurements shall be taken along a horizontal plane at a height of three and one-half (3½) feet above the ground.
- (54) Luminaire height.
- A. The total height of exterior lights shall not exceed the following height regulations. Height shall be measured from the average grade surrounding each light pole or structure to the top of the light fixture:

District	Maximum Height
R-1, R-2, and R-3	15 feet
R-4, O-C, M-U, P-F, C-S, C-1, and C-2	20 feet
C-3 and I-1	25 feet

- ~~A. The maximum luminaire height in the C-3 and I-1 Districts shall be twenty-five (25) feet.~~
- ~~B. The maximum luminaire height in all other districts shall be ten (10) feet unless authorized by Planning Commission.~~
- CB. The Planning Commission may approve greater heights upon a showing by the applicant that the additional height complies with both of the following standards:
1. The additional height is necessary to efficiently illuminate outdoor areas; and
  2. The additional height will have no adverse effect on adjacent properties.
- (65) Glare. Exterior lighting shall be designed and maintained so that glare is not cast on adjacent properties, regardless of use, or on adjacent streets. All luminaries shall be cut-off types which includes shields or other devices which eliminate all light above an angle of eighty-five (85) degrees, as measured from the vertical axis of the light source. For the purpose of this subsection, "glare" means the brightness of a light source which causes eye discomfort.
- (76) Lighting plan submission. Site plans submitted to the Planning Commission shall include ~~data analyses~~ *an exterior lighting plan*, prepared by persons competent to do so, *illustrating* that the proposed exterior lighting system complies with the standards in this section. *A photometric plan shall be required when a multi-family residential use or a nonresidential use is proposed to be located adjacent to a lot located in a residential district or that is occupied by an existing residential use.*

## Fitness Facility

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### -CHAPTER 1105 – Definitions-

#### CHAPTER 1105

#### Definitions

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**1105.52 Fence.**

**1105.53 Financial institution.**

***1105.53-1 Fitness facility.***

**1105.54 Floor area.**

**1105.55 Frontage.**

**1105.56 Funeral home.**

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#### ***1105.53-1 FITNESS FACILITY.***

*"Fitness Facility" means a facility where patrons participate in exercise or similar activities designed to improve and preserve physical fitness, including a health club, gym, CrossFit center, or other similar facility. This definition shall not include a "Recreational Facility".*

#### **1105.122 PERSONAL OR PROFESSIONAL SERVICE.**

"Personal or professional service" means any for profit service enterprise or occupation involving the dispensation of a licensed service (excluding medical services) primarily to the general public such as: health club, day spa, ~~fitness facility~~, shoe repair, barber shop, beauty salon, bank or other federally insured financial institution, laundromat, *music studio*, real estate agency, bookkeeper, tax accountant, plumber or electrician. Personal or professional services do not include sexually oriented businesses.

**-CHAPTER 1133 – C-1 Local Commercial District-**

**1133.04 CONDITIONALLY PERMITTED USES.**

The following uses shall be permitted as conditionally permitted uses in the C-1 Local Commercial District subject to the requirements of Chapter 1153, Conditional Zoning Certificates. Numerical identification after each item corresponds to specific standards in Section 1153.04, Conditionally Permitted Use Regulations.

<b>Residential</b>	<b>Public/Semi-Public</b>	<b>Commercial</b>
Assisted Living Facility, Independent Living Facility, or Nursing Home <sup>1, 3, 5, 7, 9, 11, 13</sup>	Club <sup>9, 11, 13</sup>	Bar or Tavern
	Conservation Use	Bed and Breakfast Inn <sup>11, 13</sup>
	Educational Institution - Technical School, Vocational School, College, or University	Child Day Care Center or Nursery <sup>5, 9, 11, 13</sup>
	Publicly Owned or Operated Governmental Facility <sup>3, 7</sup>	<i>Fitness Facility</i>
	Public Utility <sup>1, 10, 11</sup>	Hospital <sup>1, 3, 7, 9, 11, 13</sup>
	Religious Place of Worship <sup>1, 3, 7, 11</sup>	Motor Vehicle Filling Station <sup>5, 7, 15, 21, 23</sup>
	Urban Garden	Personal or Professional Services with Drive Through <sup>2, 7, 15</sup>
		Research and Development Laboratory with No External Hazardous, Noxious, or Offensive Conditions
		Restaurant

**-CHAPTER 1135 – C-2 Central Business District-**

**1135.05 CONDITIONALLY PERMITTED USES.**

The following uses shall be permitted as conditionally permitted uses in the C-2 Central Business District subject to the requirements of Chapter 1153, Conditional Zoning Certificates. Numerical identification after each item corresponds to specific standards in Section 1153.04, Conditionally Permitted Use Regulations.

<b>Residential</b>	<b>Public/Semi-Public</b>	<b>Commercial</b>
Attached Single-Family Dwellings within a Mixed Use Building - Including Ground Level Residential Units in the Public Square Area <sup>24</sup>	Conservation Use	Bed and Breakfast Inn <sup>11, 13</sup>
Multi-Family Dwellings within a Mixed Use Building - Including Ground Level Residential Units in the Public Square Area <sup>24</sup>	Educational Institution - Technical School, Vocational School, College, or University	Child Day Care Center or Nursery <sup>5, 9, 11, 13</sup>
	Publicly Owned or Operated Government Facility <sup>3, 7, 8, 11</sup>	Conference Center, Banquet Facility, or Meeting Hall
	Public Utility <sup>1, 10, 11</sup>	<i>Fitness Facility</i>
	Religious Place of Worship <sup>1, 3, 7, 11</sup>	Hospital <sup>1, 3, 7, 9, 11, 13</sup>
	Urban Garden	Hotel or Motel
		Major or Minor Motor Vehicle Repair <sup>7, 15, 21, 23</sup>
		Mixed Use Building - Including First Floor Residential Units in the Public Square Area
		Motor Vehicle Filling Station <sup>5, 7, 15, 21, 23</sup>
		Motor Vehicle Sales <sup>15</sup>
		Museum
		Outdoor Dining <sup>28</sup>
		Personal or Professional Services with Drive Through <sup>2</sup>
		Research and Development Laboratory with No External Hazardous, Noxious or Offensive Conditions
		Restaurant with Drive Through or Drive-In <sup>2, 7, 15</sup>

**-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:

<b>Residential</b>	<b>Public/Semi-Public</b>	<b>Commercial</b>
None	Club	Bar or Tavern
	Passenger Transportation Agency and Terminal	Clinic
		Commercial Entertainment
		Commercial Recreation
		Convenience Retail
		<i>Fitness Facility</i>
		Funeral Home
		Hotel or Motel
		Mixed Use Building - Residential Excluded from Ground Level Floor
		Minor Motor Vehicle Repair
		Motor Vehicle Sales
		Off-Street Parking Lot, Garage or Deck
		Office
		Personal or Professional Services
		Plant Greenhouse
		Restaurant
		Retail Business less than or equal to 80,000 square feet in Size
		Veterinary Office or Hospital in an Enclosed Building
		Other Similar Uses as Determined by the Planning Commission

**-CHAPTER 1141 – I-1 Industrial District-**

**1141.04 CONDITIONALLY PERMITTED USES.**

The following uses shall be permitted as conditionally permitted uses in the I-1 Industrial District subject to the requirements of Chapter 1153, Conditional Zoning Certificates. Numerical identification after each item corresponds to specific standards in Section 1153.04, Conditionally Permitted Use Regulations.

<b>Residential</b>	<b>Public/Semi-Public</b>	<b>Commercial</b>
None	Conservation Use	Building Materials Sales Yard and Lumber Yard
	Educational Institution- Technical School, Vocational School, College, or University	Car Wash <sup>2</sup>
	Passenger Transportation Agency and Terminal	Commercial Entertainment
	Publicly Owned or Operated Government Facility <sup>3, 7, 8, 11</sup>	Commercial Recreation
	Wireless Telecommunication Facility	Contractor's Equipment Storage Yard - Must be Completely Enclosed if Facing a Residential District
		Crematorium
		<i>Fitness Facility</i>
		Heavy Manufacturing <sup>17, 26, 27</sup>
		Motor Vehicle Sales - Only including Rental and Minor Repair Work
		Recreation Facility
		Retail Business



## **Short Term Rentals**

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### **-CHAPTER 1105 – Definitions-**

#### **CHAPTER 1105**

#### **Definitions**

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#### **1105.134 Setback.**

#### **1105.135 Sexually oriented business.**

#### ***1105.135-1 Short term rental.***

#### **1105.136 Sign.**

#### **1105.137 Sign face.**

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#### **1105.09 BED AND BREAKFAST INN.**

"Bed and breakfast inn" means a structure in which paying guests are lodged on an overnight basis, and may be served breakfast in connection with their lodging. Meals shall be served only to guests. The owner or operator of a bed and breakfast inn shall live on the premises.

#### **1105.047 DWELLING UNIT.**

"Dwelling unit" means one or more rooms providing complete living facilities for one family, including equipment for cooking or provisions for the same, and including a room or rooms for living, sleeping and eating.

#### **1105.068 HOTEL.**

"Hotel" means a building in which lodging is provided and offered to the public for compensation and which is open to transient guests, as distinguished from a boarding house and/or a lodging house where all rooms are accessed through an inside lobby or interior corridor where additional ancillary services such as a restaurant, meeting rooms and fitness facilities may be provided. See "Motel".

#### **1105.99 MOTEL.**

"Motel" means any building or group of buildings containing sleeping rooms, with or without cooking facilities, designed as overnight sleeping quarters for tourists or transients, with garage attached or parking space conveniently located to each unit, including auto courts, motor lodges and tourists courts where each sleeping room is accessed from the exterior of the building. Additional accessory services such as restaurants, meeting rooms and fitness facilities may be an integral part of the motel facility.

#### ***1105.135-1 SHORT TERM RENTAL.***

*"Short term rental" means the rental of a single dwelling unit in which lodging is provided and offered to the public for compensation and which is open to transient guests. This definition shall not include a "Hotel", "Motel", or "Bed and Breakfast Inn".*

**-CHAPTER 1125 – R-2 Medium Density Urban Residential District -**

**1123.04 CONDITIONALLY PERMITTED USES.**

The following uses shall be permitted as conditionally permitted uses in the R- 2 Medium Density Urban Residential District subject to the requirements of Chapter 1153, Conditional Zoning Certificates. Numerical identification after each item corresponds to specific standards in Section 1153.04, Conditionally Permitted Use Regulations.

<b>Residential</b>	<b>Public/Semi-Public</b>	<b>Commercial</b>
Assisted Living Facility, Independent Living Facility, or Nursing Home <sup>1, 3, 5, 7, 9, 11, 13</sup>	Cemetery <sup>3, 7, 16</sup>	<del>None</del> <i>Short Term Rental</i>
Group Home up to 8 Individuals	Conservation Use	
In-Law Suite	Educational Institution - Pre-School, Kindergarten, and Elementary School <sup>1, 3, 5, 6, 11</sup>	
Two-Family Dwelling	Public or Quasi-Public Owned Park or Recreation Facility <sup>1, 3, 4, 5, 9, 11, 18, 19</sup>	
	Publicly Owned or Operated Government Facility <sup>3, 7, 8, 11</sup>	
	Religious Place of Worship <sup>1, 3, 7, 11, 12</sup>	

**-CHAPTER 1125 – R-3 High Density Urban Residential District-**

**1125.04 CONDITIONALLY PERMITTED USES.**

The following uses shall be permitted as conditionally permitted uses in the R-3 High Density Urban Residential District subject to the requirements of Chapter 1153, Conditional Zoning Certificates. Numerical identification after each item corresponds to specific standards in Section 1153.04, Conditionally Permitted Use Regulations.

<b>Residential</b>	<b>Public/Semi-Public</b>	<b>Commercial</b>
Assisted Living Facility, Independent Living Facility, or Nursing Home <sup>1, 3, 5, 7, 9, 11, 13</sup>	Cemetery <sup>3, 7, 16</sup>	<del>None</del> <i>Short Term Rental</i>
Group Home up to 8 Individuals	Conservation Use	
In-Law Suite	Educational Institution - Pre-School, Kindergarten, and Elementary School <sup>1, 3, 5, 6, 11</sup>	
<b>Manufactured Housing Park or Mobile Home Park</b> <sup>3, 5, 7, 8, 9, 10, 11, 13, 20, 22</sup>	Educational Institution - Junior High School, Middle School, Intermediate School, and High School <sup>1, 3, 5, 7, 11</sup>	
Two-Family Dwelling	Public or Quasi-Public Owned Park or Recreation Facility <sup>1, 3, 4, 5, 9, 11, 18, 19</sup>	
	Publicly Owned or Operated Government Facility <sup>3, 7, 8, 11</sup>	
	Religious Place of Worship <sup>1, 3, 7, 11, 12</sup>	

**-CHAPTER 1129 – M-U Multi-Use District-**

**1129.02 PRINCIPALLY PERMITTED USES.**

The following uses shall be permitted in the M-U Multi-Use District:

<b>Residential</b>	<b>Public/Semi-Public</b>	<b>Commercial</b>
Single-Family Attached Dwelling	None	Bed and Breakfast Inn
Single-Family Detached Dwelling		Convenience Retail
Two-Family Dwelling		Funeral Home
		Office
		Personal or Professional Services without a Drive Through
		<i>Short Term Rental</i>

**-CHAPTER 1135 – C-2 Central Business District-**

**1135.03 PRINCIPALLY PERMITTED USES.**

The following uses shall be permitted in the C-2 Central Business District:

<b>Residential</b>	<b>Public/Semi-Public</b>	<b>Commercial</b>
Attached Single-Family Dwellings within a Mixed Use Building - Not including Ground Level Residential Units in the Public Square Area	Club	Bar or Tavern
Multi-Family Dwellings within a Mixed Use Building - Not including Ground Level Residential Units in the Public Square Area	Passenger Transportation Agency and Terminal	Clinic
		Commercial Entertainment
		Commercial Recreation
		Convenience Retail
		Mixed Use Building - Not including Ground Level Residential Units in the Public Square Area
		Off-Street Parking Lot, Garage or Deck
		Office
		Personal or Professional Services
		Restaurant
		Retail Business
		<i>Short Term Rental</i>
		Other Similar Uses as Determined by the Planning Commission

**-Chapter 1145 – Off Street Parking and Circulation-**

**1145.04 SCHEDULE OF PARKING REQUIREMENTS AND STANDARDS.**

(a) Schedule of Parking Requirements. Accessory off-street parking spaces shall be provided not less than as set forth in the following schedule:

<b>Commercial Uses</b>	<b>Formula</b>
<b>Sexually Oriented Business</b>	One (1) space for each 200 square feet of gross floor area.
<i>Short Term Rental</i>	<i>One (1) space for each bedroom.</i>
<b>Veterinary Office or Hospital</b>	Two (2) spaces for each examination room + one (1) space per each 200 square feet of laboratory and office floor area.

**-Chapter 1155 – Supplemental Regulations-**

**CHAPTER 1155**

**Supplemental Regulations**

1155.01 Fences.

1155.02 Performance standards.

1155.03 Portable storage units.

1155.04 Outdoor vending machines and carrier service boxes.

1155.05 Dumpsters, recycling and donation boxes.

1155.06 Solar panels.

1155.07 Home occupation.

1155.08 Parking and occupancy of boats, camping vehicles, motor home/recreational vehicle, and trailers in residential districts.

1155.09 Parking of commercial vehicles, buses, trailers or trucks in residential districts.

1155.10 Regulations for drive-in, drive-through, or carry-out eating and drinking establishments.

1155.11 Outdoor storage and outdoor display of bulk goods in commercial and industrial districts.

1155.12 Outdoor storage in residential districts.

1155.13 In-law suites.

1155.14 Wind turbine and wind energy systems.

1155.15 Pedestrian connection.

1155.16 *Short term rentals.*

**1155.16 SHORT TERM RENTALS.**

(a) *The maximum overnight occupancy of a short term rental shall not exceed two (2) persons per bedroom, plus two (2) additional people.*

(b) *The hosting of events including, but not limited to, weddings, receptions, parties, or similar gatherings shall not be permitted at short term rentals.*

(c) *A short term rental shall only be permitted within four thousand (4,000) feet of the Medina Uptown Park which is bound by East Liberty Street, South Broadway Street, East Washington Street, and South Court Street.*

**Proposed Amendments to  
the Zoning Code:  
Part Eleven of the  
City of Medina Codified  
Ordinances**

**10/15/2024**

## Zoning Amendment, Variance, Site Plan, and Conditional Zoning Certificate Review

### **-Chapter 1107 – Administration and Enforcement-**

#### **1107.06 ZONING ORDINANCE AMENDMENT APPLICATION.**

A proposed amendment to the text or map of this Ordinance may be recommended or requested by the Planning Commission, Council, the Administration or any other citizen or property owner of Medina. The application for such amendment shall be submitted in accordance with the following procedures:

- (c) Review and Action by the Planning Commission. Within thirty (30) days of receiving a complete application, the Planning Director shall forward the application, along with any supporting materials and plans, to the Planning Commission. The Planning Commission shall review the proposed amendment at one or more of its regular meetings, and within forty-five (45) days after the date of the Commission's initial meeting, recommend to Council the approval, approval with modification, or disapproval of the proposed amendment. If a request made by the applicant to continue the review of the application at a subsequent meeting is granted, the Commission shall approve, approve with modification, or disapprove the application within forty-five (45) days after the date of such subsequent meeting.

#### **1107.08 APPEALS AND VARIANCES.**

- (e) Review by the Board. Within thirty (30) days of receiving a complete application, the Planning Director shall forward the application, along with any supporting materials and plans, to the Board. Notice of the hearing shall be published in a newspaper of general circulation in the City at least ten (10) days prior to the date of the hearing, and sent by mail or personal delivery to the owners of property for which a variance request is being considered, and to all owners of property adjacent to and directly across the street from the property in question. At the hearing, a party may appear in person or by agent or by attorney.
- (f) Decision by the Board. The concurring vote of three (3) members of the Board shall be necessary to reverse an order, requirement, decision, or determination of the Planning Director, or to decide in favor of the applicant any matter upon which they are required to pass judgment. The Board may reverse or affirm, wholly or partly, or may modify the order, requirement, decision, or determination, in accordance with the guidelines set forth herein. The Board shall render a decision within forty-five (45) days of the Board's initial meeting. If a request made by the applicant to continue the review of the application at a subsequent meeting is granted, the Board shall approve, approve with modification, or disapprove the application within forty-five (45) days after the date of such subsequent meeting.

To that end, the Board shall have all the powers of the officer or body from whom the appeal was taken and may issue or direct the issuance of a permit. With an affirmative decision, the Board may impose conditions. The decision of the Board shall be final, but the City, with approval by the Council, or any person having an interest affected by a decision of the Board, may appeal to the Court of Common Pleas, and to any Court of final jurisdiction.

**-Chapter 1109 – Site Plan-**

**1109.01 PURPOSE.**

Before the issuance of a zoning certificate or conditional zoning certificate, the Planning Commission or Planning Director shall review and approve site plans as identified below.

- (a) Site plan review by the Planning Commission shall be required for the following:
- (1) New Construction or Initial Development. New construction of a principal building or initial development of a site, with the exception of a single-family residential use or two-family residential use;
  - (2) Floor Area Increase - Major. An increase in floor area of a principal nonresidential building by more than five thousand (5,000) square feet for properties not located in the I-1 zoning district or more than ten thousand (10,000) square feet for properties located in the I-1 zoning district;
  - (3) Nonresidential Accessory Building - Major. New construction or increase in floor area of a nonresidential accessory building with a floor area greater than two thousand five hundred (2,500) square feet or fifty percent (50%) of the principal structure's floor area, whichever is less;
  - (4) Outdoor Use - Major. Establishment or expansion of a nonresidential outdoor use of more than five thousand (5,000) square feet for properties not located in the I-1 zoning district or more than ten thousand (10,000) square feet for properties located in the I-1 zoning district;
  - (5) Parking Lot - New or Major Expansion. Establishment of a parking lot or the expansion of an existing parking lot of more than thirty percent (30%) of the existing spaces;
  - (6) Facade Alterations - Major. Facade alterations to a multi-family residential or nonresidential building which alter the building's existing architectural character;
  - (7) Multi-Family Dwelling Unit Increase. An increase in the number of dwelling units for a multi-family residential use; or
  - (8) New Street Construction. Any development that requires off-site construction of a new street or road.
- (b) Site plans for the following may be reviewed and approved by the Planning Director. If the Planning Director determines that the project is beyond the scope of a minor development, he/she shall forward the site plan to the Planning Commission for review and approval.
- (1) Single or Two-Family Residential Uses. New construction or an increase in floor area of a principal building with a single-family residential use or two-family residential use;
  - (2) Floor Area Increase - Minor. An increase in floor area of a nonresidential building by less than or equal to five thousand (5,000) square feet for properties not located in the I-1 zoning district or less than or equal to ten thousand (10,000) square feet for properties located in the I-1 zoning district;
  - (3) Accessory Building - Minor. New construction or increase in floor area of any residential accessory building or a nonresidential accessory building with a floor area less than or equal to two thousand five hundred (2,500) square feet or fifty percent (50%) of the principal structure's floor area, whichever is less;
  - (4) Outdoor Use - Minor. Establishment or expansion of a nonresidential outdoor use of less than or equal to five thousand (5,000) square feet for properties not located in the I-1 zoning district or more than ten thousand (10,000) square feet for properties located in the I-1 zoning district;
  - (5) Parking Lot - Minor Expansion. Expansion of an existing parking lot of less than or equal to thirty percent (30%) of the existing spaces; or

- (6) Facade Alterations - Minor. Facade alterations to any single-family residential building or two-family residential building or facade alterations to a multi-family residential or nonresidential building which do not alter the existing architectural character.

**1109.02 APPLICATION PROCEDURE.**

Any application for site plan review as provided for by this Zoning Ordinance shall be submitted in accordance with the following procedures:

- (c) Review and Action by the Planning Commission. Within thirty (30) days of receiving a complete application, the Planning Director shall forward the application, along with any supporting materials and plans, to the Planning Commission. Notice of the application shall be sent by mail or personal delivery to the owners of property for which the application is being considered, and to all owners of property adjacent to and directly across the street from the property in question. The Planning Commission shall review the proposed site plan at one or more of its regular meetings, and within forty-five (45) days after the date of the Commission's initial meeting, approve, approve with modification, or disapprove the application. If a request made by the applicant to continue the review of the application at a subsequent meeting is granted, the Board shall approve, approve with modification, or disapprove the application within forty-five (45) days after the date of such subsequent meeting. The Planning Commission's review and action shall be based on the following standards:



**-CHAPTER 1153 – Conditional Zoning Certificates-**

**1153.02 PROCEDURES FOR MAKING APPLICATION.**

Any application for a conditional zoning certificate for any land or structure permitted under this Zoning Ordinance shall be submitted in accordance with the following procedures:

- (c) Review by Planning Commission. Within thirty (30) days of receiving a complete application, the Planning Director shall forward the application, along with any supporting materials and plans, to the Planning Commission. The Planning Commission shall review the proposed conditional zoning certificate at one or more of its regular meetings, and within forty-five (45) days after the date of the Commission's initial meeting, approve, approve with modification, or disapprove the application. If a request made by the applicant to continue the review of the application at a subsequent meeting is granted, the Commission shall approve, approve with modification, or disapprove the application within forty-five (45) days after the date of such subsequent meeting.
  
- (g) Termination. The conditional zoning certificate shall become void at the expiration of one (1) year after the date of issuance unless the conditionally permitted use has commenced for applications that do not include the construction of a new building. The conditional zoning certificate shall become void at the expiration of two (2) years after the date of issuance unless the conditionally permitted use has commenced for applications that include the construction of a new building.

**Fencing**

**-Chapter 1155 – Supplemental Regulations-**

**1155.01 FENCES.**

(c) Permitted Fencing; Height Limits. Fencing may be permitted in any yard and along the edge of any yard not to exceed height limits set forth in the following table and exceptions thereto:

(1) Fence Height Limits and Exceptions.

District	Front Yard (height in feet)	Front Yard with Side Street Lot Line (height in feet)	Side Yard (height in feet)	Rear Yard (height in feet)
R-1, R-2, R-3, and R-4 or M-U with a Residential Use	3 <sup>5</sup>	3 <sup>4</sup>	6 <sup>1</sup>	6 <sup>1</sup>
C-S, C-1, C-2, and C-3 or M-U with a Nonresidential Use	3 <sup>2</sup>	3 <sup>4</sup>	10 <sup>3</sup>	10 <sup>3</sup>
I-1	6 <sup>2,3</sup>	6 <sup>2,3</sup>	10 <sup>3</sup>	10 <sup>3</sup>
O-C and P-F	8 <sup>3</sup>	8 <sup>3</sup>	8 <sup>3</sup>	8 <sup>3</sup>

**Exceptions:**

<sup>1</sup>Fence heights may be increased to eight (8) feet in height if the top two (2) feet are less than fifty percent (50%) opaque and is approved by the Planning Director.

<sup>2</sup>Any fence set back fifty (50) feet or more from the street right of way may be eight (8) feet in height.

<sup>3</sup>Barbed wire not to exceed twelve (12) inches in height may be added to the top of the fence.

<sup>4</sup>Fences set back fifteen (15) feet or more from the side street lot line may be six (6) feet in height. Fences set back less than fifteen (15) feet from the side street lot line may be up to six (6) feet in height with approval from the Planning Commission if the Commission finds the fence does not obstruct pedestrian or vehicular visibility and is compatible with the surrounding area.

<sup>5</sup>For lots with double frontage, fence heights may be increased to six (6) feet in the yard located opposite the building's front facade.

(d) Materials.

- (1) No fence, with the exception of fences used for agricultural purposes, shall contain an electric charge.
- (2) Barbed wire, razor wire, or any other type of anti-climbing wire shall only be permitted in I-1, O-C, and P-F districts.
- (3) Materials used for fences shall be of traditional fencing materials (wrought iron, chain link, pressure treated lumber, cedar, redwood, PVC, etc.) and shall be constructed of weather resistant materials or annually treated so that they are weather resistant and maintained in good condition.
- (4) The finished or most decorative side of the fence shall face away from the property erecting the fence.
- (5) All latches, hinges and other hardware shall be galvanized or painted so as to prevent or retard rust and degradation.

## Roofed Porch Setbacks

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### -CHAPTER 1113 – Zoning Districts; General Regulations-

#### 1113.05 GENERAL USE REGULATIONS.

- (k) Projections into Yard Areas. Every part of a required yard shall be open to the sky unobstructed, except for accessory buildings in a rear yard, and except for the ordinary projections of skylights, sills, belt-courses, cornices and ornamental features projecting not to exceed twelve (12) inches.
- (1) Terraces, uncovered porches, platforms and ornamental features which do not extend more than three (3) feet above the level of the ground (first) story may project into a required side yard, provided these projections are distant at least two (2) feet from the adjacent lot line.
  - (2) The ordinary projections of chimneys or flues are permitted into the required side, rear and front yards.
  - (3) An open unenclosed porch or paved terrace may project into the required front and rear yard for a distance not to exceed ten (10) feet.
  - (4) A roofed porch with walls that are fifty percent (50%) enclosed or less may project into the required rear yard a distance not to exceed ten (10) feet.

## Parking Lot Lighting

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### -CHAPTER 1145 – Off-Street Parking and Circulation-

#### 1145.09 PARKING AREA DESIGN.

- (c) Illumination of Parking Areas. Parking and circulation areas, pedestrian areas, and related outdoor areas shall be illuminated to provide safety and security to users of these areas, to provide security for property, and to maintain privacy for adjacent properties. Exterior lighting shall be designed, installed, and maintained according to the following standards:
- (1) Illumination levels. Illumination shall be consistent across the site and shall be designed so as not to generate dark spots that create safety issues in vehicular use and pedestrian areas.
  - (2) Light trespass. In order to maintain privacy, exterior lighting shall be designed and maintained to provide a maximum of one (1) horizontal footcandle illumination at side or rear property lines which are adjacent to a residential use or zoning district.
  - (3) Measurement. Light levels shall be measured in footcandles with a direct reading, portable light meter. Measurements shall be taken along a horizontal plane at a height of three and one-half (3½) feet above the ground.
  - (4) Luminaire height.
    - A. The total height of exterior lights shall not exceed the following height regulations. Height shall be measured from the average grade surrounding each light pole or structure to the top of the light fixture:

District	Maximum Height
R-1, R-2, and R-3	15 feet
R-4, O-C, M-U, P-F, C-S, C-1, and C-2	20 feet
C-3 and I-1	25 feet

- B. The Planning Commission may approve greater heights upon a showing by the applicant that the additional height complies with both of the following standards:
  1. The additional height is necessary to efficiently illuminate outdoor areas; and

2. The additional height will have no adverse effect on adjacent properties.
- (5) Glare. Exterior lighting shall be designed and maintained so that glare is not cast on adjacent properties, regardless of use, or on adjacent streets. All luminaries shall be cut-off types which includes shields or other devices which eliminate all light above an angle of eighty-five (85) degrees, as measured from the vertical axis of the light source. For the purpose of this subsection, "glare" means the brightness of a light source which causes eye discomfort.
- (6) Lighting plan submission. Site plans submitted to the Planning Commission shall include an exterior lighting plan, prepared by persons competent to do so, illustrating that the proposed exterior lighting system complies with the standards in this section. A photometric plan shall be required when a multi-family residential use or a nonresidential use is proposed to be located adjacent to a lot located in a residential district or that is occupied by an existing residential use.

## **Fitness Facility**

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### **-CHAPTER 1105 – Definitions-**

#### **CHAPTER 1105**

#### **Definitions**

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**1105.52 Fence.**

**1105.53 Financial institution.**

**1105.53-1 Fitness facility.**

**1105.54 Floor area.**

**1105.55 Frontage.**

**1105.56 Funeral home.**

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#### **1105.53-1 FITNESS FACILITY.**

"Fitness Facility" means a facility where patrons participate in exercise or similar activities designed to improve and preserve physical fitness, including a health club, gym, CrossFit center, or other similar facility. This definition shall not include a "Recreational Facility".

#### **1105.122 PERSONAL OR PROFESSIONAL SERVICE.**

"Personal or professional service" means any for profit service enterprise or occupation involving the dispensation of a licensed service (excluding medical services) primarily to the general public such as: health club, day spa, shoe repair, barber shop, beauty salon, bank or other federally insured financial institution, laundromat, music studio, real estate agency, bookkeeper, tax accountant, plumber or electrician. Personal or professional services do not include sexually oriented businesses.

**-CHAPTER 1133 – C-1 Local Commercial District-**

**1133.04 CONDITIONALLY PERMITTED USES.**

The following uses shall be permitted as conditionally permitted uses in the C-1 Local Commercial District subject to the requirements of Chapter 1153, Conditional Zoning Certificates. Numerical identification after each item corresponds to specific standards in Section 1153.04, Conditionally Permitted Use Regulations.

<b>Residential</b>	<b>Public/Semi-Public</b>	<b>Commercial</b>
Assisted Living Facility, Independent Living Facility, or Nursing Home <sup>1, 3, 5, 7, 9, 11, 13</sup>	Club <sup>9, 11, 13</sup>	Bar or Tavern
	Conservation Use	Bed and Breakfast Inn <sup>11, 13</sup>
	Educational Institution - Technical School, Vocational School, College, or University	Child Day Care Center or Nursery <sup>5, 9, 11, 13</sup>
	Publicly Owned or Operated Governmental Facility <sup>3, 7</sup>	Fitness Facility
	Public Utility <sup>1, 10, 11</sup>	Hospital <sup>1, 3, 7, 9, 11, 13</sup>
	Religious Place of Worship <sup>1, 3, 7, 11</sup>	Motor Vehicle Filling Station <sup>5, 7, 15, 21, 23</sup>
	Urban Garden	Personal or Professional Services with Drive Through <sup>2, 7, 15</sup>
		Research and Development Laboratory with No External Hazardous, Noxious, or Offensive Conditions
		Restaurant

**-CHAPTER 1135 – C-2 Central Business District-**

**1135.05 CONDITIONALLY PERMITTED USES.**

The following uses shall be permitted as conditionally permitted uses in the C-2 Central Business District subject to the requirements of Chapter 1153, Conditional Zoning Certificates. Numerical identification after each item corresponds to specific standards in Section 1153.04, Conditionally Permitted Use Regulations.

<b>Residential</b>	<b>Public/Semi-Public</b>	<b>Commercial</b>
Attached Single-Family Dwellings within a Mixed Use Building - Including Ground Level Residential Units in the Public Square Area <sup>24</sup>	Conservation Use	Bed and Breakfast Inn <sup>11, 13</sup>
Multi-Family Dwellings within a Mixed Use Building - Including Ground Level Residential Units in the Public Square Area <sup>24</sup>	Educational Institution - Technical School, Vocational School, College, or University	Child Day Care Center or Nursery <sup>5, 9, 11, 13</sup>
	Publicly Owned or Operated Government Facility <sup>3, 7, 8, 11</sup>	Conference Center, Banquet Facility, or Meeting Hall
	Public Utility <sup>1, 10, 11</sup>	Fitness Facility
	Religious Place of Worship <sup>1, 3, 7, 11</sup>	Hospital <sup>1, 3, 7, 9, 11, 13</sup>
	Urban Garden	Hotel or Motel
		Major or Minor Motor Vehicle Repair <sup>7, 15, 21, 23</sup>
		Mixed Use Building - Including First Floor Residential Units in the Public Square Area
		Motor Vehicle Filling Station <sup>5, 7, 15, 21, 23</sup>
		Motor Vehicle Sales <sup>15</sup>
		Museum
		Outdoor Dining <sup>28</sup>
		Personal or Professional Services with Drive Through <sup>2</sup>
		Research and Development Laboratory with No External Hazardous, Noxious or Offensive Conditions
		Restaurant with Drive Through or Drive-In <sup>2, 7, 15</sup>

**-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:

<b>Residential</b>	<b>Public/Semi-Public</b>	<b>Commercial</b>
None	Club	Bar or Tavern
	Passenger Transportation Agency and Terminal	Clinic
		Commercial Entertainment
		Commercial Recreation
		Convenience Retail
		Fitness Facility
		Funeral Home
		Hotel or Motel
		Mixed Use Building - Residential Excluded from Ground Level Floor
		Minor Motor Vehicle Repair
		Motor Vehicle Sales
		Off-Street Parking Lot, Garage or Deck
		Office
		Personal or Professional Services
		Plant Greenhouse
		Restaurant
		Retail Business less than or equal to 80,000 square feet in Size
		Veterinary Office or Hospital in an Enclosed Building
		Other Similar Uses as Determined by the Planning Commission



**-CHAPTER 1141 – I-1 Industrial District-**

**1141.04 CONDITIONALLY PERMITTED USES.**

The following uses shall be permitted as conditionally permitted uses in the I-1 Industrial District subject to the requirements of Chapter 1153, Conditional Zoning Certificates. Numerical identification after each item corresponds to specific standards in Section 1153.04, Conditionally Permitted Use Regulations.

<b>Residential</b>	<b>Public/Semi-Public</b>	<b>Commercial</b>
None	Conservation Use	Building Materials Sales Yard and Lumber Yard
	Educational Institution- Technical School, Vocational School, College, or University	Car Wash <sup>2</sup>
	Passenger Transportation Agency and Terminal	Commercial Entertainment
	Publicly Owned or Operated Government Facility <sup>3, 7, 8, 11</sup>	Commercial Recreation
	Wireless Telecommunication Facility	Contractor's Equipment Storage Yard - Must be Completely Enclosed if Facing a Residential District
		Crematorium
		Fitness Facility
		Heavy Manufacturing <sup>17, 26, 27</sup>
		Motor Vehicle Sales - Only including Rental and Minor Repair Work
		Recreation Facility
		Retail Business

## **Short Term Rentals**

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### **-CHAPTER 1105 – Definitions-**

#### **CHAPTER 1105**

#### **Definitions**

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**1105.134 Setback.**

**1105.135 Sexually oriented business.**

**1105.135-1 Short term rental.**

**1105.136 Sign.**

**1105.137 Sign face.**

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#### **1105.09 BED AND BREAKFAST INN.**

"Bed and breakfast inn" means a structure in which paying guests are lodged on an overnight basis, and may be served breakfast in connection with their lodging. Meals shall be served only to guests. The owner or operator of a bed and breakfast inn shall live on the premises.

#### **1105.047 DWELLING UNIT.**

"Dwelling unit" means one or more rooms providing complete living facilities for one family, including equipment for cooking or provisions for the same, and including a room or rooms for living, sleeping and eating.

#### **1105.068 HOTEL.**

"Hotel" means a building in which lodging is provided and offered to the public for compensation and which is open to transient guests, as distinguished from a boarding house and/or a lodging house where all rooms are accessed through an inside lobby or interior corridor where additional ancillary services such as a restaurant, meeting rooms and fitness facilities may be provided. See "Motel".

#### **1105.99 MOTEL.**

"Motel" means any building or group of buildings containing sleeping rooms, with or without cooking facilities, designed as overnight sleeping quarters for tourists or transients, with garage attached or parking space conveniently located to each unit, including auto courts, motor lodges and tourists courts where each sleeping room is accessed from the exterior of the building. Additional accessory services such as restaurants, meeting rooms and fitness facilities may be an integral part of the motel facility.

#### **1105.135-1 SHORT TERM RENTAL.**

"Short term rental" means the rental of a single dwelling unit in which lodging is provided and offered to the public for compensation and which is open to transient guests. This definition shall not include a "Hotel", "Motel", or "Bed and Breakfast Inn".

**-CHAPTER 1125 – R-2 Medium Density Urban Residential District -**

**1123.04 CONDITIONALLY PERMITTED USES.**

The following uses shall be permitted as conditionally permitted uses in the R- 2 Medium Density Urban Residential District subject to the requirements of Chapter 1153, Conditional Zoning Certificates. Numerical identification after each item corresponds to specific standards in Section 1153.04, Conditionally Permitted Use Regulations.

<b>Residential</b>	<b>Public/Semi-Public</b>	<b>Commercial</b>
Assisted Living Facility, Independent Living Facility, or Nursing Home <sup>1, 3, 5, 7, 9, 11, 13</sup>	Cemetery <sup>3, 7, 16</sup>	Short Term Rental
Group Home up to 8 Individuals	Conservation Use	
In-Law Suite	Educational Institution - Pre-School, Kindergarten, and Elementary School <sup>1, 3, 5, 6, 11</sup>	
Two-Family Dwelling	Public or Quasi-Public Owned Park or Recreation Facility <sup>1, 3, 4, 5, 9, 11, 18, 19</sup>	
	Publicly Owned or Operated Government Facility <sup>3, 7, 8, 11</sup>	
	Religious Place of Worship <sup>1, 3, 7, 11, 12</sup>	

**-CHAPTER 1125 – R-3 High Density Urban Residential District-**

**1125.04 CONDITIONALLY PERMITTED USES.**

The following uses shall be permitted as conditionally permitted uses in the R-3 High Density Urban Residential District subject to the requirements of Chapter 1153, Conditional Zoning Certificates. Numerical identification after each item corresponds to specific standards in Section 1153.04, Conditionally Permitted Use Regulations.

<b>Residential</b>	<b>Public/Semi-Public</b>	<b>Commercial</b>
Assisted Living Facility, Independent Living Facility, or Nursing Home <sup>1, 3, 5, 7, 9, 11, 13</sup>	Cemetery <sup>3, 7, 16</sup>	Short Term Rental
Group Home up to 8 Individuals	Conservation Use	
In-Law Suite	Educational Institution - Pre-School, Kindergarten, and Elementary School <sup>1, 3, 5, 6, 11</sup>	
<b>Manufactured Housing Park or Mobile Home Park</b> <sup>3, 5, 7, 8, 9, 10, 11, 13, 20, 22</sup>	Educational Institution - Junior High School, Middle School, Intermediate School, and High School <sup>1, 3, 5, 7, 11</sup>	
Two-Family Dwelling	Public or Quasi-Public Owned Park or Recreation Facility <sup>1, 3, 4, 5, 9, 11, 18, 19</sup>	
	Publicly Owned or Operated Government Facility <sup>3, 7, 8, 11</sup>	
	Religious Place of Worship <sup>1, 3, 7, 11, 12</sup>	

**-CHAPTER 1129 – M-U Multi-Use District-**

**1129.02 PRINCIPALLY PERMITTED USES.**

The following uses shall be permitted in the M-U Multi-Use District:

<b>Residential</b>	<b>Public/Semi-Public</b>	<b>Commercial</b>
Single-Family Attached Dwelling	None	Bed and Breakfast Inn
Single-Family Detached Dwelling		Convenience Retail
Two-Family Dwelling		Funeral Home
		Office
		Personal or Professional Services without a Drive Through
		Short Term Rental

**-CHAPTER 1135 – C-2 Central Business District-**

**1135.03 PRINCIPALLY PERMITTED USES.**

The following uses shall be permitted in the C-2 Central Business District:

<b>Residential</b>	<b>Public/Semi-Public</b>	<b>Commercial</b>
Attached Single-Family Dwellings within a Mixed Use Building - Not including Ground Level Residential Units in the Public Square Area	Club	Bar or Tavern
Multi-Family Dwellings within a Mixed Use Building - Not including Ground Level Residential Units in the Public Square Area	Passenger Transportation Agency and Terminal	Clinic
		Commercial Entertainment
		Commercial Recreation
		Convenience Retail
		Mixed Use Building - Not including Ground Level Residential Units in the Public Square Area
		Off-Street Parking Lot, Garage or Deck
		Office
		Personal or Professional Services
		Restaurant
		Retail Business
		Short Term Rental
		Other Similar Uses as Determined by the Planning Commission

**-Chapter 1145 – Off Street Parking and Circulation-**

**1145.04 SCHEDULE OF PARKING REQUIREMENTS AND STANDARDS.**

- (a) Schedule of Parking Requirements. Accessory off-street parking spaces shall be provided not less than as set forth in the following schedule:

<b>Commercial Uses</b>	<b>Formula</b>
<b>Sexually Oriented Business</b>	One (1) space for each 200 square feet of gross floor area.
<b>Short Term Rental</b>	One (1) space for each bedroom.
<b>Veterinary Office or Hospital</b>	Two (2) spaces for each examination room + one (1) space per each 200 square feet of laboratory and office floor area.

**-Chapter 1155 – Supplemental Regulations-**

**CHAPTER 1155**

**Supplemental Regulations**

**1155.01 Fences.**

**1155.02 Performance standards.**

**1155.03 Portable storage units.**

**1155.04 Outdoor vending machines and carrier service boxes.**

**1155.05 Dumpsters, recycling and donation boxes.**

**1155.06 Solar panels.**

**1155.07 Home occupation.**

**1155.08 Parking and occupancy of boats, camping vehicles, motor home/recreational vehicle, and trailers in residential districts.**

**1155.09 Parking of commercial vehicles, buses, trailers or trucks in residential districts.**

**1155.10 Regulations for drive-in, drive-through, or carry-out eating and drinking establishments.**

**1155.11 Outdoor storage and outdoor display of bulk goods in commercial and industrial districts.**

**1155.12 Outdoor storage in residential districts.**

**1155.13 In-law suites.**

**1155.14 Wind turbine and wind energy systems.**

**1155.15 Pedestrian connection.**

**1155.16 Short term rentals.**

**1155.16 SHORT TERM RENTALS.**

- (a) The maximum overnight occupancy of a short term rental shall not exceed two (2) persons per bedroom, plus two (2) additional people.
- (b) The hosting of events including, but not limited to, weddings, receptions, parties, or similar gatherings shall not be permitted at short term rentals.
- (c) A short term rental shall only be permitted within four thousand (4,000) feet of the Medina Uptown Park which is bound by East Liberty Street, South Broadway Street, East Washington Street, and South Court Street.

ORDINANCE NO. 209-24

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF MEDINA, OHIO FOR THE FISCAL YEAR ENDING DECEMBER 31, 2025.

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

SEC. 1: That to provide for the current expenses and other expenditures of the City of Medina, Ohio for the fiscal year ending December 31, 2025, the following appropriations are hereby authorized as follows:

That there is hereby appropriated from the General Fund:

**001-0101 – Police Department**

52215	Contractual Service	<u>5,000.00</u>
		5,000.00

**001-0140 - Street Lighting**

52212	Utilities/Communications	180,000.00
53322	Maintenance of Facilities	<u>20,000.00</u>
		200,000.00

**001-0210 – Cemetery**

50111	Straight Time	132,166.00
50112	Overtime	3,000.00
50114	Holiday Time	4,932.00
50115	Vacation	6,725.00
50116	Sick Time	4,483.00
50117	Longevity	828.00
51121	Employee Retirement	21,299.00
51122	Employee Hospitalization	52,842.00
51123	Workers' Compensation	4,565.00
51126	Medicare	2,206.00
51131	Uniform/Clothing Allowance	800.00
52212	Utilities/Communications	13,000.00
52213	Insurance/Taxes	1,500.00
52215	Contractual Services	7,500.00
52226	Professional Services	200.00
52232	Rental of Equipment	400.00
53311	Office Supplies	400.00
53313	Operating Supplies	6,000.00
53314	Gasoline and Oil	6,000.00
53315	Tools & Minor Equipment	2,500.00
53321	Maintenance of Equipment	21,800.00

53322	Maintenance of Facilities	5,000.00
54413	Equipment	6,500.00
54417	Vehicles	<u>7,500.00</u>
		312,146.00

**001-0410 - Planning & Zoning**

50111	Straight Time	113,946.00
50114	Holiday Time	5,596.00
50115	Vacation Time	7,632.00
50116	Sick Time	5,088.00
50141	Boards & Commissions	800.00
51121	Employee Retirement	18,629.00
51122	Employee Hospitalization	39,632.00
51123	Workers' Compensation	3,992.00
51126	Medicare	1,930.00
52211	Education and Travel	3,000.00
52212	Utilities and Communications	1,600.00
52213	Insurance and Taxes	800.00
52214	Advertising Expense	1,800.00
52215	Contractual Service	12,650.00
52226	Professional Services	25,000.00
53311	Office Supplies	750.00
53313	Operating Supplies	100.00
53314	Gasoline and Oil	1,000.00
53315	Tools and Minor Equipment	500.00
53321	Maintenance of Equipment	<u>5,350.00</u>
		249,795.00

**001-0420 - Forestry/Shade Tree**

50111	Straight Time	114,059.00
50112	Overtime	2,500.00
50114	Holiday Time	5,602.00
50115	Vacation	7,638.00
50116	Sick Time	5,092.00
50117	Longevity	648.00
51121	Employee Retirement	18,976.00
51122	Employee Hospitalization	37,129.00
51123	Workers' Compensation	4,067.00
51126	Medicare	1,966.00
51131	Uniform and Clothing Allowance	1,500.00
52211	Education/Travel	2,000.00
52212	Utilities/Communications	1,000.00
52213	Insurance/Taxes	1,000.00
52215	Contractual Services	6,000.00
52226	Professional Services	125.00
52232	Rental of Equipment	1,000.00
53311	Office Supplies	300.00

53313	Operating Supplies	4,000.00
53314	Gasoline and Oil	7,800.00
53315	Tools & Minor Equipment	3,500.00
53321	Maintenance of Equipment	16,000.00
54411	Land and Improvements	17,000.00
54417	Vehicles	<u>5,000.00</u>
		263,902.00

**001-0430 – Building**

50111	Straight Time	314,485.00
50114	Holiday Time	13,835.00
50115	Vacation	18,865.00
50116	Sick Time	12,577.00
50117	Longevity	1,476.00
51121	Employee Retirement	50,574.00
51122	Employee Hospitalization	71,440.00
51123	Workers' Compensation	10,838.00
51126	Medicare	5,238.00
51131	Clothing Allowance/Uniform	1,000.00
52211	Education/Travel	10,000.00
52212	Utilities/Communications	9,440.00
52213	Insurance/Taxes	15,000.00
52214	Advertising Expenses	200.00
52215	Contractual Service	7,160.00
52226	Professional Services	56,000.00
53311	Office Supplies	7,400.00
53313	Operating Supplies	800.00
53314	Gasoline & Oil	5,500.00
53315	Tools and Minor Equipment	4,200.00
53321	Maintenance of Equipment	10,750.00
54417	Vehicles	20,000.00
56612	Refunds	<u>750.00</u>
		647,528.00

Building Official's vehicle approved to go home.

**001-0510 – Utility Rate Review Commission**

50141	Board & Commissions	1,000.00
51121	Employee Retirement	140.00
51123	Workers' Compensation	30.00
51126	Medicare	<u>15.00</u>
		1,185.00

**001-0701 – Council**

50111	Straight Time	153,921.00
51121	Employee Retirement	21,549.00
51123	Workers' Compensation	4,618.00



51126	Medicare	2,232.00
52211	Education and Travel	3,000.00
52212	Utilities and Communications	1,500.00
52213	Insurance/Taxes	3,273.00
52214	Advertising Expenses	8,240.00
52215	Contractual Service	5,000.00
53311	Office Supplies	3,200.00
53313	Operating Supplies	100.00
53315	Tools and Minor Equipment	1,000.00
53321	Maintenance of Equipment	<u>2,163.00</u>
		209,796.00

**001-0702 – Mayor**

50111	Straight Time	147,303.00
50114	Holiday Time	2,540.00
50115	Vacation Time	3,464.00
50116	Sick Time	2,309.00
51121	Employee Retirement	21,787.00
51122	Employee Hospitalization	31,808.00
51123	Workers' Compensation	4,669.00
51126	Medicare	2,257.00
52211	Education and Travel	1,800.00
52212	Utilities/Communications	3,500.00
52213	Insurance/Taxes	2,000.00
52215	Contractual Service	3,000.00
53311	Office Supplies	2,200.00
53315	Tools and Minor Equipment	1,500.00
53321	Maintenance of Equipment	<u>1,000.00</u>
		231,137.00

**001-0703 – Finance**

50111	Straight Time	259,244.00
50112	Overtime	33,150.00
50114	Holiday Time	9,010.00
50115	Vacation	12,286.00
50116	Sick Time	8,191.00
50117	Longevity	1,476.00
51121	Employee Retirement	45,270.00
51122	Employee Hospitalization	71,440.00
51123	Workers' Compensation	9,701.00
51126	Medicare	4,689.00
52211	Education/Travel	6,885.00
52212	Utilities/Communications	3,570.00
52213	Insurance/Taxes	3,264.00
52215	Contractual Services	47,430.00

53311	Office Supplies	9,690.00
53313	Operating Supplies	150.00
53315	Tools and Minor Equipment	4,845.00
53321	Maintenance of Equipment	<u>9,945.00</u>
		540,236.00

**001-0704 – Law**

50111	Straight Time	399,252.00
50114	Holiday Time	8,490.00
50115	Vacation	11,578.00
50116	Sick Time	7,719.00
50117	Longevity	324.00
51121	Employee Retirement	59,831.00
51122	Employee Hospitalization	74,324.00
51123	Workers' Compensation	12,821.00
51126	Medicare	6,197.00
52211	Education/Travel	8,500.00
52212	Utilities/Communications	8,250.00
52213	Insurance/Taxes	5,500.00
52215	Contractual Services	4,750.00
52225	Legal Services	55,000.00
53311	Office Supplies	6,000.00
53315	Tools and Minor Equipment	3,900.00
53321	Maintenance of Equipment	<u>3,250.00</u>
		675,686.00

**001-0705 - Municipal Court**

50111	Straight Time	1,052,211.00
50112	Overtime	6,000.00
50114	Holiday Time	52,130.00
50115	Vacation Time	82,933.00
50116	Sick Time	50,234.00
50117	Longevity	7,344.00
50119	Miscellaneous	2,000.00
50141	Boards & Commissions	3,000.00
51121	Employee Retirement	175,820.00
51122	Employee Hospitalization	270,427.00
51123	Workers' Compensation	37,676.00
51125	Insurance Benefits	1,500.00
51126	Medicare	18,210.00
51131	Uniform Allowance	2,500.00
52211	Education and Travel	5,000.00
52212	Utilities and Communications	40,000.00
52213	Insurance and Taxes	11,500.00
52214	Advertising Expense	100.00

52215	Contractual Service	5,000.00
52226	Professional Services	20,000.00
53311	Office Supplies	12,000.00
53313	Operating Supplies	5,000.00
53314	Gasoline and Oil	7,000.00
53315	Tools and Minor Equipment	7,000.00
53321	Maintenance of Equipment	5,000.00
53322	Maintenance of Facilities	<u>5,000.00</u>
		1,884,585.00

**001-0707 - General Administration**

51123	Workers' Compensation	5,000.00
52211	Education/Travel	21,010.00
52212	Utilities/Communications	26,010.00
52213	Insurance/Taxes	41,616.00
52214	Advertising Expense	1,020.00
52215	Contractual Services	155,040.00
52221	State Examiner	46,818.00
52222	County Auditor	32,232.00
52223	Election Expenses	13,566.00
52224	Engineering Services	1,530.00
52225	Legal Services	1,020.00
52226	Professional Services	36,924.00
52232	Rental of Equipment	2,652.00
52234	Rental of Facilities	510.00
53311	Office Supplies	15,300.00
53313	Operating Supplies	2,040.00
53315	Tools and Minor Equipment	5,100.00
53321	Maintenance of Equipment	22,950.00
53322	Maintenance of Facilities	1,530.00
54413	Equipment	17,340.00
56611	Transfers	<u>125,000.00</u>
		574,208.00

**001-0708 - Cash Control**

50111	Straight Time	19,735.00
50112	Overtime	750.00
50114	Holiday Time	848.00
50115	Vacation	1,157.00
50116	Sick Time	771.00
50117	Longevity	198.00
51121	Employee Retirement	3,285.00
51122	Employee Hospitalization	7,677.00
51123	Workers' Compensation	704.00
51126	Medicare	341.00

52211	Education/Travel	139.00
52212	Utilities/Communications	240.00
52213	Insurance/Taxes	308.00
52215	Contractual Services	5,306.00
52226	Professional Services	20.00
53311	Office Supplies	7,543.00
53313	Operating Supplies	18.00
53315	Tools and Minor Equipment	339.00
53321	Maintenance of Equipment	1,301.00
54413	Equipment	<u>425.00</u>
		51,105.00

**001-0710 – Clerk Municipal Court**

50111	Straight Time	530,000.00
50112	Overtime	25,000.00
50114	Holiday Time	22,000.00
50115	Vacation Time	18,000.00
50116	Sick Time	13,000.00
50117	Longevity	3,000.00
51121	Employee Retirement	85,540.00
51122	Employee Hospitalization	196,037.00
51123	Workers' Compensation	18,330.00
51126	Medicare	8,860.00
52211	Education and Travel	3,000.00
52213	Insurance and Taxes	4,000.00
52214	Advertising	1,000.00
52215	Contractual Service	24,000.00
52232	Rental of Equipment	7,000.00
53311	Office Supplies	150,000.00
53315	Tools and Minor Equipment	5,000.00
53321	Maintenance of Equipment	<u>4,000.00</u>
		1,117,767.00

**001-0711 - Income Tax**

52214	Advertising Expense	650.00
52215	Contractual Service	<u>750,000.00</u>
		750,650.00

**001-0723 - Civil Service**

50111	Straight Time	66,641.00
50112	Overtime	2,500.00
50114	Holiday Time	3,273.00
50115	Vacation	4,463.00
50116	Sick Time	2,975.00

50117	Longevity	1,080.00
50119	Miscellaneous	34,215.00
50141	Boards & Commissions	1,950.00
51121	Employee Retirement	16,394.00
51122	Employee Hospitalization	16,095.00
51123	Workers' Compensation	3,513.00
51126	Medicare	1,698.00
51127	Social Security	125.00
52211	Education and Travel	350.00
52212	Utilities/Communications	1,000.00
52213	Insurance/Taxes	1,200.00
52214	Advertising Expenses	14,750.00
52215	Contractual Services	12,200.00
53311	Office Supplies	2,200.00
53313	Operating Supplies	75.00
53315	Tools and Minor Equipment	500.00
53321	Maintenance of Equipment	<u>500.00</u>
		187,497.00

**001-0741 - Service Director**

50111	Straight Time	117,404.00
50114	Holiday Time	5,766.00
50115	Vacation	7,862.00
50116	Sick Time	5,242.00
50117	Longevity	1,080.00
51121	Employee Retirement	19,230.00
51122	Employee Hospitalization	26,421.00
51123	Workers' Compensation	4,121.00
51126	Medicare	1,992.00
52211	Education and Travel	600.00
52212	Utilities/Communications	3,570.00
52213	Insurance/Taxes	2,500.00
52214	Advertising Expenses	200.00
52215	Contractual Services	3,000.00
52226	Professional Services	200.00
53311	Office Supplies	3,130.00
53314	Gasoline and Oil	4,000.00
53315	Tools and Minor Equipment	2,500.00
53321	Maintenance of Equipment	<u>2,500.00</u>
		211,498.00

Service Director's vehicle approved to go home.

**001-0742 – Engineering**

50111	Straight Time	373,322.00
50112	Overtime	3,313.00
50114	Holiday Time	16,535.00
50115	Vacation	22,548.00
50116	Sick Time	15,032.00
50117	Longevity	4,320.00
50119	Miscellaneous	57,649.00
51121	Employee Retirement	68,981.00
51122	Employee Hospitalization	84,650.00
51123	Workers' Compensation	14,782.00
51126	Medicare	7,145.00
51131	Uniform and Clothing Allowance	700.00
52211	Education/Travel	3,000.00
52212	Utilities/Communications	6,000.00
52213	Insurance/Taxes	5,500.00
52214	Advertising Expenses	500.00
52215	Contractual Services	15,000.00
52224	Engineering Services	3,000.00
52226	Professional Services	5,000.00
53311	Office Supplies	2,000.00
53313	Operating Supplies	3,500.00
53314	Gasoline and Oil	10,500.00
53315	Tools and Minor Equipment	1,000.00
53321	Maintenance of Equipment	<u>4,000.00</u>
		727,977.00

**001-0743 - Maintenance of Public Buildings**

50111	Straight Time	76,153.00
50114	Holiday Time	2,167.00
50115	Vacation	2,954.00
50116	Sick Time	1,970.00
51121	Employee Retirement	11,655.00
51122	Employee Hospitalization	10,708.00
51123	Workers' Compensation	2,498.00
51126	Medicare	1,208.00
52212	Utilities/Communications	161,000.00
52213	Insurance/Taxes	5,000.00
52214	Advertising Expense	300.00
52215	Contractual Service	5,500.00
52226	Professional Services	250.00
52232	Rental of Equipment	500.00
53313	Operating Supplies	30,000.00
53315	Tools and Minor Equipment	10,000.00
53322	Maintenance of Facilities	20,000.00

54414	Street Resurfacing/Maintenance	<u>25,000.00</u>
		366,863.00

**001-0748 - Economic Development**

50111	Straight Time	145,059.00
50114	Holiday Time	7,174.00
50115	Vacation Time	9,782.00
50116	Sick Time	6,521.00
50117	Longevity	900.00
50119	Miscellaneous	37,809.00
51121	Employee Retirement	29,155.00
51122	Employee Hospitalization	26,803.00
51123	Workers' Compensation	6,248.00
51126	Medicare	3,020.00
51129	Misc. Personal Services	1,000.00
52211	Education & Travel	12,000.00
52212	Utilities/Communications	2,000.00
52213	Insurance/Taxes	2,400.00
52214	Advertising Expense	12,000.00
52215	Contractual Services	9,000.00
52225	Legal Services	5,000.00
53311	Office Supplies	1,500.00
53315	Tools and Minor Equipment	<u>2,500.00</u>
		320,871.00

**001-0749 – Grants for Economic Development**

56630	Economic Development Grants	<u>130,613.00</u>
		130,613.00

**GRAND TOTAL GENERAL FUND: \$9,660,045.00**

**SEC. 2:** That there is hereby appropriated from the Street M&R Fund:

**102-0145 - Traffic Control**

50111	Straight Time	43,147.00
50112	Overtime	1,440.00
51121	Employee Retirement	6,243.00
51123	Workers' Compensation	1,338.00
51126	Medicare	647.00
52212	Utilities/Communications	49,000.00
53311	Office Supplies	150.00
53313	Operating Supplies	3,500.00
53315	Tools and Minor Equipment	350.00
53321	Maintenance of Equipment	50,000.00

53322	Maintenance of Facilities'	<u>15,000.00</u>
		170,815.00

**102-0190 – Weigh Station**

52212	Utilities and Communications	3,000.00
52215	Contractual Service	<u>1,500.00</u>
		4,500.00

**102-0545 - Leaf Program**

50111	Straight Time	97,549.00
50112	Overtime	4,548.00
51121	Employee Retirement	14,294.00
51123	Workers' Compensation	3,063.00
51126	Medicare	1,481.00
52212	Utilities and Communications	600.00
52213	Insurance and Taxes	250.00
53311	Office Supplies	125.00
53313	Operating Supplies	150.00
53315	Tools and Minor Equipment	395.00
53321	Maintenance of Equipment	<u>15,000.00</u>
		137,455.00

**102-0610 - Street Maintenance and Repair**

50111	Straight Time	285,144.00
50112	Overtime	23,127.00
50114	Holiday Time	33,001.00
50115	Vacation	45,001.00
50116	Sick Time	30,001.00
50117	Longevity	6,192.00
51121	Employee Retirement	59,146.00
51122	Employee Hospitalization	269,913.00
51123	Workers' Compensation	12,674.00
51126	Medicare	6,126.00
51131	Uniform Allowance	4,000.00
52211	Education and Travel	250.00
52212	Utilities/Communications	3,750.00
52214	Advertising Expense	100.00
52215	Contractual Service	2,500.00
52226	Professional Services	600.00
53311	Office Supplies	600.00
53313	Operating Supplies	2,100.00
53314	Gasoline and Oil	70,000.00
53315	Tools and Minor Equipment	1,250.00



53321	Maintenance of Equipment	31,000.00
53322	Maintenance of Facilities	3,500.00
54414	Street Resurfacing/Maintenance	<u>15,000.00</u>
		904,975.00

Street Superintendent's vehicle authorized to go home.

**102-0615 - Street Cleaning**

50111	Straight Time	75,038.00
50112	Overtime	31,800.00
51121	Employee Retirement	14,958.00
51123	Workers' Compensation	3,206.00
51126	Medicare	1,550.00
53311	Office Supplies	150.00
53312	Chemicals	240,000.00
53315	Tools and Minor Equipment	1,750.00
53321	Maintenance of Equipment	<u>135,000.00</u>
		503,452.00

**102-0620 - Storm Sewer Maintenance**

50111	Straight Time	217,610.00
50112	Overtime	4,700.00
51121	Employee Retirement	31,124.00
51123	Workers' Compensation	6,670.00
51126	Medicare	3,224.00
52213	Insurance and Taxes	1,500.00
52215	Contractual Service	50,000.00
53313	Operating Supplies	6,000.00
53315	Tools and Minor Equipment	600.00
53321	Maintenance of Equipment	30,000.00
53322	Maintenance of Facilities	<u>51,000.00</u>
		402,428.00

**GRAND TOTAL STREET M & R FUND: \$2,123,625.00**

**SEC. 3:** That there is hereby appropriated from the State Highway Fund:

**103-0610 - Street Maintenance**

50111	Straight Time	33,767.00
50112	Overtime	7,200.00
51121	Employee Retirement	5,736.00
51123	Workers' Compensation	1,230.00
51126	Medicare	595.00
53312	Chemicals (Salt)	<u>70,000.00</u>

118,528.00

**GRAND TOTAL STATE HIGHWAY FUND: \$118,528.00**

**SEC. 4:** That there is hereby appropriated from the Parks & Recreation Fund:

**104-0301 - Park Maintenance**

50111	Straight	530,454.00
50112	Overtime	10,000.00
50114	Holiday Time	12,401.00
50115	Vacation	16,911.00
50116	Sick Time	11,274.00
50117	Longevity	2,232.00
51121	Employee Retirement	81,659.00
51122	Employee Hospitalization	68,937.00
51123	Workers' Compensation	17,499.00
51126	Medicare	8,458.00
51131	Uniform and Clothing Allowance	3,400.00
52211	Travel and Education	2,000.00
52212	Utilities/Communications	30,000.00
52213	Insurance/Taxes	9,000.00
52214	Advertising Expenses	50.00
52215	Contractual Services	52,420.00
52224	Engineering Services	1,500.00
52226	Professional Services	1,000.00
52232	Rental of Equipment	1,500.00
52234	Rental of Facilities	6,000.00
53311	Office Supplies	1,000.00
53313	Operating Supplies	30,360.00
53314	Gasoline and Oil	28,000.00
53315	Tools and Minor Equipment	9,000.00
53321	Maintenance of Equipment	28,000.00
53322	Maintenance of Facilities	30,000.00
54412	Building and Structures	5,000.00
54413	Equipment	5,000.00
54417	Vehicles	25,000.00
56612	Refunds	<u>400.00</u>
		1,028,455.00

Parks Director's vehicle and Superintendent approved to go home.

**104-0303 – Municipal Pool and Splashpads**

50111	Straight Time	8,940.00
50112	Overtime	200.00
51121	Employee Retirement	1,280.00

51123	Workers' Compensation	275.00
51126	Medicare	133.00
52212	Utilities and Communication	3,000.00
52213	Insurance and Taxes	200.00
52215	Contractual Services	3,920.00
53312	Chemicals	2,000.00
53313	Operating Supplies	8,360.00
53315	Tools and Minor Equipment	150.00
53321	Maintenance of Equipment	3,000.00
53322	Maintenance of Facilities	<u>2,000.00</u>
		33,458.00

**104-0305 - Uptown Park**

50111	Straight Time	23,148.00
50112	Overtime	4,500.00
51121	Employee Retirement	3,871.00
51123	Workers' Compensation	830.00
51126	Medicare	401.00
52212	Utilities and Communications	3,200.00
52213	Insurance and Taxes	150.00
52215	Contractual Services	14,700.00
53313	Operating Supplies	16,360.00
53322	Maintenance of Facilities	<u>4,000.00</u>
		71,160.00

**104-0309 - Sport Field Maintenance**

50111	Straight Time	42,328.00
50112	Overtime	3,400.00
51121	Employee Retirement	6,402.00
51123	Workers' Compensation	1,372.00
51126	Medicare	664.00
52212	Utilities and Communications	22,000.00
52232	Rental of Equipment	1,000.00
52234	Rental of Facilities	1,000.00
53313	Operating Supplies	29,360.00
53321	Maintenance of Equipment	16,000.00
53322	Maintenance of Facilities	10,000.00
54411	Land and Improvements	8,000.00
54412	Building and Structures	20,000.00
54413	Equipment	<u>12,000.00</u>
		173,526.00

**GRAND TOTAL PARKS & RECREATION FUND: \$1,306,599.00**

**SEC. 5:** That there is hereby appropriated from the Local License Fee Fund:

**105-0610 - Street Maintenance/Repair**

52213	Insurance and Taxes	1,100.00
54417	Vehicles	<u>275,000.00</u>
		276,100.00

**GRAND TOTAL LOCAL LICENSE FEE FUND: \$276,100.00**

**SEC. 6:** That there is hereby appropriated from the Police Special Fund:

**106-0101- Police**

50111	Straight Time	3,570,989.00
50112	Overtime	330,000.00
50114	Holiday Time	164,771.00
50115	Vacation	224,687.00
50116	Sick Time	149,792.00
50117	Longevity	23,616.00
50118	Shift Premium	25,000.00
50119	Miscellaneous	204,344.00
51121	Employee Retirement	39,594.00
51122	Employee Hospitalization	677,837.00
51123	Workers' Compensation	140,796.00
51126	Medicare	68,052.00
51131	Uniform/Clothing Allowance	90,000.00
52211	Education/Travel	60,000.00
52212	Utilities/Communications	15,000.00
52213	Insurance/Taxes	45,000.00
52215	Contractual Services	5,500.00
52226	Professional Services	25,000.00
53311	Office Supplies	20,000.00
53313	Operating Supplies	20,000.00
53314	Gasoline and Oil	80,000.00
53315	Tools & Minor Equipment	75,000.00
53321	Maintenance of Equipment	125,000.00
53322	Maintenance of Facilities	20,000.00
54413	Equipment	42,000.00
54417	Vehicles	<u>126,000.00</u>
		6,367,978.00

**106-0102- Police Communications**

50111	Straight Time	721,235.00
50112	Overtime	50,000.00
50114	Holiday Time	31,536.00

50115	Vacation	43,004.00
50116	Sick Time	28,669.00
50117	Longevity	4,716.00
50118	Shift Premium	10,000.00
50119	Miscellaneous	21,322.00
51121	Employee Retirement	127,468.00
51122	Employee Hospitalization	204,206.00
51123	Workers' Compensation	27,315.00
51126	Medicare	13,202.00
51131	Uniform/Clothing Allowance	20,000.00
52211	Education/Travel	10,000.00
52212	Utilities/Communications	55,000.00
52213	Insurance/Taxes	10,000.00
52215	Contractual Service	75,000.00
52226	Professional Services	10,000.00
53311	Office Supplies	8,000.00
53313	Operating Supplies	1,500.00
53315	Tools and Minor Equipment	10,000.00
53321	Maintenance of Equipment	22,000.00
54413	Equipment	<u>60,000.00</u>
		1,564,173.00

**106-0103 - Special Police Unit**

51123	Workers' Compensation	1,000.00
51131	Uniform/Clothing Allowance	10,000.00
52211	Education/Travel	1,000.00
52213	Insurance and Taxes	<u>1,000.00</u>
		13,000.00

**GRAND TOTAL POLICE SPECIAL FUND: \$7,945,151.00**

**SEC. 7:** That there is hereby appropriated from the Fire Special Fund:

**107-0110 - Fire Special**

50111	Straight Time	831,791.00
50112	Overtime	20,000.00
50114	Holiday Time	11,737.00
50115	Vacation	16,004.00
50116	Sick Time	10,669.00
50117	Longevity	1,656.00
51121	Employee Retirement	124,860.00
51122	Employee Hospitalization	79,263.00
51123	Workers' Compensation	26,756.00
51126	Medicare	12,932.00

51131	Uniform and Clothing Allowance	10,000.00
52211	Travel and Education	20,000.00
52212	Utilities/Communications	48,000.00
52213	Insurance/Taxes	15,000.00
52215	Contractual Services	45,000.00
52226	Professional Services	12,000.00
52232	Rental of Equipment	1,000.00
53311	Office Supplies	2,000.00
53313	Operating Supplies	22,000.00
53314	Gasoline and Oil	25,000.00
53315	Tools and Minor Equipment	20,000.00
53321	Maintenance of Equipment	115,000.00
53322	Maintenance of Facilities	30,000.00
54413	Equipment	<u>20,000.00</u>
		1,520,668.00

Fire Chief & Assistant Fire Chief vehicles approved to go home.

**GRAND TOTAL FIRE SPECIAL FUND: \$1,520,668.00**

**SEC. 8:** That there is hereby appropriated from the Street M & R Special Fund:

**108-0610 – Street Maintenance**

54411	Land and Improvements	<u>2,266,000.00</u>
		2,266,000.00

**108-0808 – Debt Service**

55511	Payment of Principal	829,450.00
55512	Payment of Interest	<u>320,250.00</u>
		1,149,700.00

**GRAND TOTAL STREET M & R SPECIAL FUND: \$3,415,700.00**

**SEC. 9:** That there is hereby appropriated from the County Local License Fee Fund:

**115-0610 - Street Maintenance/Repair**

53313	Operating Supplies	41,000.00
53315	Tools and Minor Equipment	12,500.00
53321	Maintenance of Equipment	<u>18,500.00</u>
		72,000.00

**GRAND TOTAL COUNTY LOCAL LICENSE FEE FUND: \$72,000.00**

**SEC. 10:** That there is hereby appropriated from the Police & Fire Disability/Pension Fund:

**126-0120 - Police & Fire Pension**

51121	Employee Retirement	886,546.00
52213	Insurance and Taxes	3,500.00
52215	Contractual Service	1,000.00
52222	County Auditor/Treasurer	<u>15,000.00</u>
		906,046.00

**GRAND TOTAL POLICE & FIRE DISABILITY/PENSION FUND: \$906,046.00**

**SEC. 11:** That there is hereby appropriated from the Emergency Medical Service Fund:

**135-0130 - Emergency Medical Service**

52212	Utilities and Communications	1,000.00
52215	Contractual Service	1,700,000.00
52222	County Auditor/Treasurer	<u>25,000.00</u>
		1,726,000.00

**GRAND TOTAL EMERGENCY MEDICAL SERVICE FUND: \$1,726,000.00**

**SEC. 12:** That there is hereby appropriated from the Parking Fund:

**140-0640 - On Street Meters**

50111	Straight Time	31,091.00
51121	Employee Retirement	4,353.00
51123	Workers' Compensation	933.00
51126	Medicare	<u>451.00</u>
		36,828.00

**140-0641 - Parking Decks and Lots Maintenance**

50111	Straight Time	2,174.00
50112	Overtime	384.00
51121	Employee Retirement	359.00
51123	Workers' Compensation	77.00
51126	Medicare	38.00
52212	Utilities and Communications	20,000.00
52213	Insurance and Taxes	700.00
52234	Rental of Facilities	28,425.00
53313	Operating Supplies	1,000.00
53322	Maintenance of Facilities	<u>2,200.00</u>
		55,357.00

**GRAND TOTAL PARKING FUND: \$92,185.00**

**SEC. 13:** That there is hereby appropriated from the Medina Square Christmas Lighting Fund:

**141-0310 – Medina Square Christmas Lighting**

53313	Operating Supplies	<u>11,500.00</u>
		11,500.00

**GRAND TOTAL MEDINA SQUARE CHRISTMAS LIGHTING TOTAL: \$11,500.00**

**SEC. 14:** That there hereby appropriated from the Economic Development Fund:

**143-0748 – Economic Development Fund**

50111	Straight Time	29,353.00
50114	Holiday Time	1,165.00
50115	Vacation Time	1,589.00
50116	Sick Time	1,060.00
50117	Longevity	162.00
51121	Employee Retirement	4,667.00
51122	Employee Hospitalization	2,694.00
51123	Workers' Compensation	1,000.00
51126	Medicare	484.00
52215	Contractual Service	<u>32,500.00</u>
		74,674.00

**GRAND TOTAL ECONOMIC DEVELOPMENT FUND: \$74,674.00**

**SEC. 15:** That there is hereby appropriated from the Cable TV Fund:

**144-0730 - Cable TV Fund**

50111	Straight Time	272,087.00
50112	Overtime	12,000.00
50114	Holiday Time	11,403.00
50115	Vacation Time	15,549.00
50116	Sick Time	10,366.00
50117	Longevity	1,656.00
51121	Employee Retirement	45,229.00
51122	Employee Hospitalization	79,263.00
51123	Workers' Compensation	9,692.00
51126	Medicare	4,685.00
52211	Education and Travel	200.00



52212	Utilities and Communications	3,500.00
52213	Insurance and Taxes	3,000.00
52215	Contractual Service	8,000.00
52226	Professional Services	200.00
53311	Office Supplies	2,000.00
53313	Operating Supplies	2,000.00
53314	Gasoline and Oil	250.00
53315	Tools and Equipment	10,000.00
53321	Maintenance of Equipment	<u>8,000.00</u>
		499,080.00

**GRAND TOTAL CABLE TV FUND: \$499,080.00**

**SEC. 16:** That there is hereby appropriated from the Railroad Renovation Fund:

**145-0630 – Railroad Renovation Fund**

50111	Straight Time	12,716.00
51121	Employee Retirement	1,781.00
51123	Workers' Compensation	382.00
51126	Medicare	185.00
52212	Utilities and Communications	3,750.00
52213	Insurance and Taxes	22,500.00
52215	Contractual Service	35,000.00
54411	Land and Improvements	<u>23,689.00</u>
		100,003.00

**GRAND TOTAL RAILROAD FUND: \$100,003.00**

**SEC. 17:** That there is hereby appropriated from the Fed Equitable Sharing Program:

**151-0101 – Fed Equitable Sharing Program Fund-Police Dept.:**

53313	Operating Supplies	<u>1,500.00</u>
		1,500.00

**GRAND TOTAL FED EQUITABLE SHARING PROGRAM FUND: \$1,500.00**

**SEC. 18:** That there is hereby appropriated from the Pre-Trial Drug Testing Fund:

**157-0705 – Pre-Trial Drug Testing Fund**

52226	Professional Services	2,000.00
53313	Operating Supplies	1,500.00
53321	Maintenance of Equipment	<u>1,000.00</u>
		4,500.00

**GRAND TOTAL PRE-TRIAL DRUG TESTING FUND: \$ 4,500.00**

**SEC. 19:** That there is hereby appropriated from the Presentence Investigations Fund:

**159-0705 – Presentence Investigations Fund**

52211	Education and Travel	1,500.00
52215	Contractual Service	1,000.00
52226	Professional Services	2,500.00
53313	Operating Supplies	1,000.00
53315	Tools and Minor Equipment	1,500.00
53321	Maintenance of Equipment	<u>1,000.00</u>
		8,500.00

**GRAND TOTAL PRESENTENCE INVESTIGATIONS FUND: \$ 8,500.00**

**SEC. 20:** That there is hereby appropriated from the Computer Legal Research Fund:

**160-0705 - Municipal Court Computer Legal Research**

50111	Straight Time	15,005.00
50114	Holiday Time	737.00
50115	Vacation Time	1,005.00
50116	Sick Time	670.00
51121	Employee Retirement	2,439.00
51122	Employee Hospitalization	6,606.00
51123	Workers' Compensation	523.00
51126	Medicare	253.00
53315	Tools and Minor Equipment	<u>10,000.00</u>
		37,238.00

**GRAND TOTAL COMPUTER LEGAL RESEARCH FUND: \$37,238.00**

**SEC. 21:** That there is hereby appropriated from the Municipal Court Probation Service Fund:

**161-0705 - Municipal Court Probation Service**

50111	Straight Time	72,696.00
51121	Employee Retirement	10,178.00
51123	Workers' Compensation	2,181.00
51126	Medicare	1,055.00
51131	Uniform Allowance	1,500.00
52211	Education and Travel	3,000.00
52226	Professional Services	12,000.00
53311	Office Supplies	1,500.00
53315	Tools and Minor Equipment	<u>2,000.00</u>

106,110.00

**GRAND TOTAL MUNICIPAL COURT PROBATION SERVICE FUND: \$106,110.00**

**SEC. 22:** That there is hereby appropriated from the Community Service Fee Fund:

**164-0705 – Community Service Fee Fund**

52213	Insurance and Taxes	<u>1,500.00</u>
		1,500.00

**GRAND TOTAL COMMUNITY SERVICE FEE FUND: \$1,500.00**

**SEC. 23:** That there is hereby appropriated from the Indigent Driver Alcohol Treatment Fund:

**165-0705 - Municipal Court Indigent Driver**

52215	Contractual Service	<u>70,000.00</u>
		70,000.00

**GRAND TOTAL INDIGENT DRIVER FUND: \$ 70,000.00**

**SEC. 24:** That there is hereby appropriated from the Indigent Driver Interlock Monitoring Fund:

**166-0705 – Municipal Court Indigent Driver Interlock Monitoring**

52226	Professional Services	<u>30,000.00</u>
		30,000.00

**GRAND TOTAL MUNICIPAL COURT INDIGENT DRIVER INTERLOCK MONITORING FUND: \$ 30,000.00**

**SEC. 25:** That there is hereby appropriated from the Municipal Court Clerk Computer Fund:

**167-0705 - Municipal Court Clerk Computer**

50111	Straight Time	44,996.00
50114	Holiday Time	2,210.00
50115	Vacation Time	3,014.00
50116	Sick Time	2,009.00
51121	Employee Retirement	7,313.00
51122	Employee Hospitalization	19,816.00
51123	Workers' Compensation	1,567.00

51126	Medicare	758.00
52215	Contractual Service	37,000.00
53315	Tools and Minor Equipment	5,000.00
53321	Maintenance of Equipment	<u>15,000.00</u>
		138,683.00

**GRAND TOTAL COURT CLERK FUND: \$138,683.00**

**SEC. 26:** That there is hereby appropriated from the Court Case Management Fund:

**168-0705 – Court Case Management**

52215	Contractual Services	37,000.00
53315	Tools and Minor Equipment	<u>10,000.00</u>
		47,000.00

**GRAND TOTAL COURT CASE MANAGEMENT FUND: \$47,000.00**

**SEC. 27:** That there is hereby appropriated from the Court Special Projects Fund:

**169-0705 – Court Special Projects**

52234	Rental of Facilities	200,000.00
54412	Building and Structures	<u>2,150,000.00</u>
		200,000.00

**GRAND TOTAL COURT SPECIAL PROJECTS FUND: \$2,350,000.00**

**SEC. 28:** That there is hereby appropriated from the General Purpose Capital Fund:

**301-0707 – General Purpose Capital**

55511	Payment of Principal	195,000.00
55512	Payment of Interest	<u>40,188.00</u>
		235,188.00

**GRAND TOTAL GENERAL PURPOSE CAPITAL FUND: \$ 235,188.00**

**SEC. 29:** That there is hereby appropriated from the Fire Cap Replacement Fund:

**307-0110 – Fire Cap Replacement Fund**

54417	Vehicles	<u>40,000.00</u>
		40,000.00

**GRAND TOTAL FIRE CAP REPLACEMENT FUND: \$40,000.00**

**SEC. 30:** That there is hereby appropriated from the Computer/Electronic Technology Fund:

**388-0714 – Computer/Electronic Technology**

53315	Tools and Minor Equipment	53,000.00
54413	Equipment	<u>178,000.00</u>
		231,000.00

**GRAND TOTAL COMPUTER/ELECTRONIC TECHNOLOGY FUND: \$231,000.00**

**SEC. 31:** That there is hereby appropriated from the Special Assess Projects Fund:

**428-0201 – Weed Control**

52215	Contractual Service	15,000.00
52222	County Auditor/Treasurer	200.00
52226	Professional Services	<u>500.00</u>
		15,700.00

**GRAND TOTAL SPECIAL ASSESS PROJECTS FUND: \$15,700.00**

**SEC. 32:** That there is hereby appropriated from the Water Fund:

**513-0531 - Water Office**

50111	Straight Time	71,548.00
50112	Overtime	2,000.00
50114	Holiday Time	2,442.00
50115	Vacation	3,330.00
50116	Sick Time	2,220.00
50117	Longevity	576.00
51121	Employee Retirement	11,497.00
51122	Employee Hospitalization	26,421.00
51123	Workers' Compensation	2,464.00
51126	Medicare	1,191.00
53315	Tools & Minor Equipment	100.00
53321	Maintenance of Equipment	6,000.00
56612	Refunds	<u>4,000.00</u>
		133,789.00

**513-0533 - Water Treatment Plant**

50111	Straight Time	660,221.00
50112	Overtime	125,000.00
50114	Holiday Time	32,422.00
50115	Vacation	44,212.00

50116	Sick Time	29,475.00
50117	Longevity	6,120.00
50119	Miscellaneous	23,813.00
51121	Employee Retirement	128,977.00
51122	Employee Hospitalization	253,884.00
51123	Workers' Compensation	27,638.00
51126	Medicare	13,359.00
51131	Uniform/Clothing Allowance	5,500.00
52211	Education/Travel	2,000.00
52212	Utilities/Communications	3,050,000.00
52213	Insurance and Taxes	15,000.00
52214	Advertising Expense	200.00
52215	Contractual Services	44,000.00
52226	Professional Services	300.00
52232	Rental of Equipment	10,000.00
53311	Office Supplies	1,200.00
53312	Chemicals	3,000.00
53313	Operating Supplies	275,000.00
53314	Gasoline and Oil	30,000.00
53315	Tools and Minor Equipment	10,000.00
53321	Maintenance of Equipment	35,000.00
53322	Maintenance of Facilities	50,000.00
54412	Building and Structures	280,000.00
54414	Street Resurfacing/Maintenance	40,000.00
54418	Water System Maintenance	<u>12,000.00</u>
		5,208,321.00

One (1) vehicle authorized to go home.

**513-0708 – Water-Cash Control**

50111	Straight Time	96,699.00
50112	Overtime	4,500.00
50114	Holiday Time	4,155.00
50115	Vacation Time	5,665.00
50116	Sick Time	3,777.00
50117	Longevity	971.00
51121	Employee Retirement	16,208.00
51122	Employee Hospitalization	37,745.00
51123	Workers' Compensation	3,474.00
51126	Medicare	1,679.00
52211	Education and Travel	708.00
52212	Utilities and Communications	1,353.00
52213	Insurance and Taxes	1,623.00
52215	Contractual Service	21,224.00
52226	Professional Services	103.00
53311	Office Supplies	40,591.00
53313	Operating Supplies	108.00
53315	Tools and Minor Equipment	1,764.00

53321	Maintenance of Equipment	6,607.00
54413	Equipment	<u>2,020.00</u>
		250,974.00

**GRAND TOTAL WATER FUND: \$5,593,084.00**

**SEC. 33:** That there is hereby appropriated from the Sanitation Fund:

**514-0541 - Sanitation Office**

50111	Straight Time	62,719.00
50114	Holiday Time	2,009.00
50115	Vacation Time	2,739.00
50116	Sick Time	1,826.00
51121	Employee Retirement	9,702.00
51122	Employee Hospitalization	26,421.00
51123	Workers' Compensation	2,079.00
51126	Medicare	1,005.00
52212	Utilities and Communications	300.00
52213	Insurance and Taxes	1,500.00
52215	Contractual Service	3,000.00
53311	Office Supplies	500.00
53315	Tools and Minor Equipment	1,000.00
53321	Maintenance of Equipment	3,500.00
56612	Refunds	<u>1,000.00</u>
		119,300.00

**514-0543 - Sanitation Collection**

50111	Straight Time	960,963.00
50112	Overtime	81,000.00
50114	Holiday Time	45,617.00
50115	Vacation	62,205.00
50116	Sick Time	41,470.00
50117	Longevity	8,676.00
50119	Miscellaneous	28,907.00
51121	Employee Retirement	172,038.00
51122	Employee Hospitalization	362,666.00
51123	Workers' Compensation	36,866.00
51126	Medicare	17,819.00
51131	Uniform and Clothing Allowance	10,000.00
52212	Utilities and Communications	4,200.00
52213	Insurance and Taxes	22,000.00
52215	Contractual Services	1,440,000.00
52226	Professional services	1,000.00
53311	Office Supplies	1,000.00
53313	Operating Supplies	3,500.00

53314	Gasoline and Oil	200,000.00
53315	Tools & Minor Equipment	50,000.00
53321	Maintenance of Equipment	385,000.00
53322	Maintenance of Facilities	2,000.00
54417	Vehicles	<u>310,000.00</u>
		4,246,927.00

**514-0708 - Utility Billing**

50111	Straight Time	80,912.00
50112	Overtime	3,750.00
50114	Holiday Time	3,476.00
50115	Vacation Time	4,741.00
50116	Sick Time	3,160.00
50117	Longevity	812.00
51121	Employee Retirement	13,560.00
51122	Employee Hospitalization	31,604.00
51123	Workers' Compensation	2,906.00
51126	Medicare	1,405.00
52211	Education and Travel	583.00
52212	Utilities and Communications	1,126.00
52213	Insurance and Taxes	1,422.00
52215	Contractual Service	18,571.00
52226	Professional Services	98.00
53311	Office Supplies	33,376.00
53313	Operating Supplies	88.00
53315	Tools and Minor Equipment	1,384.00
53321	Maintenance of Equipment	5,338.00
54413	Equipment	<u>1,717.00</u>
		210,029.00

**GRAND TOTAL SANITATION FUND: \$ 4,576,256.00**

**SEC. 34:** That there is hereby appropriated from the Water Capital Improvement Fund:

**546-0530 - Water Capital Improvements**

54418	Water System Maintenance	275,000.00
55511	Payment of Principal	425,000.00
55512	Payment of Interest	<u>25,500.00</u>
		725,500.00

**GRAND TOTAL WATER CAPITAL IMPROVEMENT FUND: \$ 725,500.00**

**SEC. 35:** That there is hereby appropriated from the Municipal Airport Fund:

**547-0650 - Municipal Airport**



52212	Contractual Services	1,200.00
52213	Insurance and Taxes	15,000.00
52215	Contractual Service	2,400.00
53314	Gasoline and Oil	105,000.00
53321	Maintenance of Equipment	1,000.00
53322	Maintenance of Facilities	<u>1,000.00</u>
		125,600.00

**547-0652 – Municipal Airport**

54411	Land and Improvements	<u>15,000.00</u>
		15,000.00

**547-0656 – Municipal Airport FY02-07-12-17**

54411	Land and Improvements	<u>15,000.00</u>
		15,000.00

**GRAND TOTAL MUNICIPAL AIRPORT FUND: \$155,600.00**

**SEC. 36:** That there is hereby appropriated from the Rec. Center Administration Fund:

**574-0303 – Municipal Pool**

50111	Straight Time	64,732.00
51121	Employee Retirement	9,063.00
51123	Workers' Compensation	1,942.00
51126	Medicare	939.00
51131	Uniform Allowance	300.00
52211	Education and Travel	200.00
52212	Utilities and Communications	14,000.00
52213	Insurance and Taxes	1,200.00
52215	Contractual Service	800.00
52226	Professional Services	350.00
53311	Office Supplies	200.00
53312	Chemicals	10,000.00
53313	Operating Supplies	7,500.00
53315	Tools and Minor Equipment	1,500.00
53321	Maintenance of Equipment	1,000.00
53322	Maintenance of Facilities	<u>2,000.00</u>
		115,726.00

**574-0350 – Administration**

50111	Straight Time	409,202.00
50112	Overtime	5,000.00
50114	Holiday Time	18,686.00
50115	Vacation	25,481.00
50116	Sick Time	16,988.00

50117	Longevity	3,132.00
51121	Employee Retirement	66,989.00
51122	Employee Hospitalization	65,198.00
51123	Workers' Compensation	14,355.00
51126	Medicare	6,939.00
51131	Uniform Allowance	1,200.00
52211	Education/Travel	1,000.00
52212	Utilities/Communications	150,000.00
52213	Insurance/Taxes	8,000.00
52214	Advertising Expense	20,000.00
52215	Contractual Services	50,600.00
52226	Professional Services	2,700.00
53311	Office Supplies	4,000.00
53313	Operating Supplies	2,500.00
53315	Tools & Minor Equipment	10,000.00
53321	Maintenance of Equipment	10,000.00
56611	Transfers	<u>140,000.00</u>
		1,031,970.00

**574-0351 – Facilities**

50111	Straight Time	231,726.00
51121	Employee Retirement	32,442.00
51123	Workers' Compensation	6,952.00
51126	Medicare	3,361.00
52213	Insurance and Taxes	1,000.00
52215	Contractual Service	12,650.00
53311	Office Supplies	300.00
53313	Operating Supplies	7,500.00
53315	Tools & Minor Equipment	35,000.00
53321	Maintenance of Equipment	16,000.00
53322	Maintenance of Facility	<u>230,000.00</u>
		576,931.00

**574-0356 – Aquatics**

50111	Straight Time	337,483.00
51121	Employee Retirement	47,248.00
51123	Workers' Compensation	10,125.00
51126	Medicare	4,894.00
51131	Uniform Allowance	800.00
52211	Education/Travel	500.00
52215	Contractual Services	9,000.00
53312	Chemicals	40,000.00
53313	Operating Supplies	3,000.00
53315	Tools & Minor Equipment	2,000.00
53321	Maintenance of Equipment	1,500.00
53322	Maintenance of Facility	<u>500.00</u>

		457,050.00
	<b><u>574-0357 – Programs</u></b>	
50111	Straight Time	131,001.00
51121	Employee Retirement	18,341.00
51123	Workers' Compensation	3,931.00
51126	Medicare	1,900.00
52211	Education and Travel	500.00
52215	Contractual Services	42,000.00
53311	Office Supplies	100.00
53313	Operating Supplies	21,000.00
53314	Gasoline and Oil	500.00
53315	Tools & Minor Equipment	4,000.00
53321	Maintenance of Equipment	<u>2,000.00</u>
		225,273.00
	<b>GRAND TOTAL REC. CENTER ADMINISTRATION:</b>	<b>\$2,406,950.00</b>

**SEC. 37:** That there is hereby appropriated from the MCRC Capital Fund:

**575-0350 – MCRC Capital**

54412	Building and Structures	<u>140,000.00</u>
		140,000.00

**GRAND TOTAL MCRC CAPITAL FUND: \$ 140,000.00**

**SEC. 38:** That there is hereby appropriated from the Section 125 Fund:

**616-0915 - Section 125 Fund**

59938	Section 125	<u>100,000.00</u>
		100,000.00

**GRAND TOTAL SECTION 125 FUND: \$100,000.00**

**SEC. 39:** That there is hereby appropriated from the Payroll Fund:

**625-0915 – Payroll**

59911	Net Payroll	11,318,000.00
59912	Federal Withholding Taxes	1,502,000.00
59913	Police Disability	518,000.00
59915	Public Employee Retirement	1,159,000.00
59916	Medical Mutual of Ohio	339,000.00
59919	Garnishments	27,000.00

59922	State Withholding	374,000.00
59923	Local Withholding	214,000.00
59924	OPBA	26,000.00
59925	Colonial Life Insurance	47,000.00
59928	Deferred Compensation	650,000.00
59929	Employee Share Medicare	233,000.00
59930	City Share Medicare	233,000.00
59931	Teamsters	37,000.00
59932	School District Income Tax	28,000.00
59933	Medina County Credit Union	149,000.00
59935	Employee Share FICA	30,000.00
59936	City Share FICA	30,000.00
59937	Guardian Life Insurance	16,000.00
59938	IWS/Section 125 Plan	<u>74,000.00</u>
		17,004,000.00

**GRAND TOTAL PAYROLL FUND: \$17,004,000.00**

**SEC. 40:** That there is hereby appropriated from the Agency Revolving Fund:

**637-0920 – Agency**

52211	Education and Travel	100.00
52212	Utilities and Communications	100.00
52215	Contractual Service	100.00
53311	Office Supplies	100.00
53313	Operating Supplies	100.00
53321	Maintenance of Equipment	100.00
53322	Maintenance of Facilities	100.00
56612	Refunds	33,500.00
56613	Reimbursements	<u>320,000.00</u>
		354,200.00

**GRAND TOTAL AGENCY REVOLVING FUND: \$354,200.00**

**SEC. 41:** That there is hereby appropriated from the Auto Mechanics Revolving Fund:

**676-0746 - Auto Mechanic**

50111	Straight Time	251,230.00
50112	Overtime	4,000.00
50114	Holiday Time	12,338.00
50115	Vacation Time	16,824.00
50116	Sick Time	11,216.00
50117	Longevity	1,476.00
51121	Employee Retirement	41,592.00

51122	Employee Hospitalization	105,684.00
51123	Workers' Compensation	8,913.00
51126	Medicare	4,308.00
51131	Uniform Allowance	3,000.00
52211	Education and Travel	1,000.00
52212	Utilities and Communications	1,100.00
52213	Insurance and Taxes	4,200.00
52215	Contractual Service	6,000.00
52226	Professional Services	400.00
53311	Office Supplies	300.00
53313	Operating Supplies	13,000.00
53314	Gasoline and Oil	13,000.00
53315	Tools and Minor Equipment	15,000.00
53321	Maintenance of Equipment	6,000.00
53322	Maintenance of Facilities	<u>3,000.00</u>
		523,581.00

**GRAND TOTAL AUTO MECHANIC REVOLVING FUND: \$523,581.00**

**SEC. 42:** That there is hereby appropriated from the IT Maintenance Fund:

**688-0714 – IT Maintenance**

50111	Straight Time	68,726.00
50112	Overtime	2,000.00
50114	Holiday Time	3,375.00
50115	Vacation Time	4,603.00
50116	Sick Time	3,069.00
51121	Employee Retirement	11,449.00
51122	Employee Hospitalization	10,708.00
51123	Workers' Compensation	2,454.00
51126	Medicare	1,186.00
52211	Education and Travel	500.00
52212	Utilities and Communications	1,600.00
52213	Insurance and Taxes	1,600.00
53311	Office Supplies	500.00
56615	Advances	<u>25,000.00</u>
		136,770.00

**GRAND TOTAL IT MAINTENANCE FUND: \$136,770.00**

**SEC. 43:** That there is hereby appropriated from the Developer Deposits Fund:

**723-0983 – Grading Deposits**

56612	Refunds	<u>17,000.00</u>
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		17,000.00
<b>GRAND TOTAL DEVELOPER DEPOSITS FUND:</b>		<b>\$17,000.00</b>
<b>SEC. 44:</b>	That there is hereby appropriated from the Utility Deposit Fund:	
	<u><b>741-0945 - Utility Deposits</b></u>	
56612	Refunds	<u>30,000.00</u>
		30,000.00
<b>GRAND TOTAL UTILITY DEPOSIT FUND:</b>		<b>\$30,000.00</b>
<b>SEC. 45:</b>	That there is hereby appropriated from the Cemetery Endowment Fund:	
	<u><b>819-0220 – Cemetery Endowment</b></u>	
53313	Operating Supplies	<u>1,500.00</u>
		1,500.00
<b>GRAND TOTAL CEMETERY ENDOWMENT FUND:</b>		<b>\$1,500.00</b>
<b>SEC. 46:</b>	That there is hereby appropriated from the Cemetery Investment Fund:	
	<u><b>820-0225 – Cemetery Investment</b></u>	
56612	Refunds	<u>5,000.00</u>
		5,000.00
<b>GRAND TOTAL CEMETERY ENDOWMENT FUND:</b>		<b>\$5,000.00</b>
<b>SEC. 47:</b>	That there is hereby appropriated from the Law Library Fund:	
	<u><b>924-0930 - Law Library</b></u>	
56612	Refunds	<u>65,000.00</u>
		65,000.00
<b>GRAND TOTAL LAW LIBRARY FUND:</b>		<b>\$65,000.00</b>
<b>SEC. 48:</b>	That there is hereby appropriated from the Bid & Performance Bond Fund:	
	<u><b>938-0940 – Bid &amp; Performance Bond</b></u>	
56612	Refunds	<u>100,000.00</u>
		100,000.00
<b>GRAND TOTAL BID &amp; PERFORMANCE BOND FUND:</b>		<b>\$100,000.00</b>

**SEC. 49:** That there is hereby appropriated from the Board of Building Standards Fund:

**939-0430 - Board of Building Standards**

52213	Insurance and Taxes	<u>14,500.00</u>
		14,500.00

**GRAND TOTAL BOARD OF BUILDING STANDARDS FUND: \$14,500.00**

**GRAND TOTAL ALL FUNDS: \$65,113,764.00**

**SEC. 50:** That all expenditures against the appropriation hereinabove authorized shall be made in accordance with the Code of Accounts set forth in the 2025 Annual City Budget.

**SEC. 51:** That no department head is permitted to transfer funds into or out of **Line Item 50119, Miscellaneous (Retirement/Termination Payouts)**, Line Item 51122, Employee Hospitalization or line item 51123, Workers Compensation, without the legislative authority of Council.

**SEC. 52:** That the Finance Director is hereby authorized to draw his warrants on the City Treasury for payments from any of the foregoing appropriations upon receiving proper certification and vouchers therefor, approved by the Board of Officers authorized by law to approve the same or an Ordinance or Resolution of Council to make the expenditures in accordance with the Code of Accounts of the 2025 Annual City Budget.

**SEC. 53:** That the Clerk of Council is hereby directed to forward a certified copy of this Ordinance to the Medina County Auditor.

**SEC. 54:** 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. 55:** 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**

**RESOLUTION NO. 210-24**

**A RESOLUTION ADOPTING A FIVE-YEAR BUDGET FOR THE CITY OF MEDINA, OHIO FOR THE PERIOD BEGINNING JANUARY 1, 2025 THROUGH DECEMBER 31, 2029.**

**WHEREAS:** Resolution No. 98-08, passed May 27, 2008 adopted the 2008 Strategic Plan Update for the City of Medina to formulate a clear, concise and comprehensive vision of the desired future for the City; and

**WHEREAS:** As part of the planning process, the City has also prepared a Five-Year Budget for each department to serve as a planning tool to identify and prepare for future needs and funding; and

**WHEREAS:** While the Plan incorporates the ability to carry forward unspent funds for the purpose of future planning for each department, with the exception of **Line Item 50119 – Miscellaneous (Retirement/Termination Payouts)**, Line Item 51121-Employee Hospitalization and Line Item 51123-Workers Compensation, Council reserves the authority to annually review and discuss the carry forward balances as set forth in a separate process to be established and adopted.

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

**SEC. 1:** That the Medina City Council hereby adopts the financial report entitled Five-Year Budget for the period beginning January 1, 2025 through December 31, 2029.

**SEC. 2:** That a full copy of said Five-Year Budget including projected revenues and estimates shall be kept on file in the Council Offices for official use and reference.

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

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

**Clerk of Council**

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

**Acting Mayor**



**ORDINANCE NO. 211-24**

**AN ORDINANCE AMENDING SECTIONS 161.13 (C) (5) AND 161.13 (C) (6) OF THE CODIFIED ORDINANCES OF THE CITY OF MEDINA, OHIO RELATIVE TO ALLOCATION OF INCOME TAX FUNDS.**

**WHEREAS:** That Section 161.13 of the codified ordinances of the City of Medina, Ohio presently reads as follows pertaining to Allocation of Funds:

**161.13 ALLOCATION OF FUNDS.**

The funds collected under the provisions of this chapter shall be distributed as follows **beginning January 1, 2024:**

**WHEREAS:** That Section 161.13 (C) (5) of the codified ordinances of the City of Medina, Ohio presently reads as follows:

- (5) Thirty-one and a half percent (31.5%) of the net available income tax receipts received annually shall be used to defray operating and capital expenses of the General Fund of the City.

**WHEREAS:** That Section 161.13 (C) (6) of the codified ordinances of the City of Medina, Ohio presently reads as follows:

- (6) Three and one-half percent (3.5%) of the net available income tax receipts received Annually shall be used to defray general purpose capital expenses.

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

**SEC. 1:** That Section 161.13 of the codified ordinances of the City of Medina, Ohio shall be amended to read as follows pertaining to Allocation of Funds:

**161.13 ALLOCATION OF FUNDS.**

The funds collected under the provisions of this chapter shall be distributed as follows beginning ~~January 1, 2024~~ January 1, 2025:

**SEC. 2:** That Section 161.13 (C) (5) of the codified ordinances of the City of Medina, Ohio shall be amended to read as follows:

- (5) ~~Thirty-one and a half percent (31.5%)~~ Thirty percent (30%) of the net available income tax receipts received annually shall be used to defray operating and capital expenses of the General Fund of the City.

**SEC. 3:** That Section 161.13 (C) (6) of the codified ordinances of the City of Medina, Ohio shall be amended to read as follows:

(6) ~~Three and one-half percent (3.5%)~~ **Five percent (5%)** of the net available income tax receipts received annually shall be used to defray general purpose capital expenses.

**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 Pro-Tem**

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

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

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

Effective date: January 1, 2025

**ORDINANCE NO. 212-24**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE CLEVELAND CLINIC MEDINA HOSPITAL LIFE SUPPORT TEAM FOR THE PURPOSE OF PROVIDING 9-1-1 DISPATCH SERVICES.**

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

- SEC. 1:** That the Mayor is hereby authorized and directed to enter into an Agreement between the City of Medina and the Cleveland Clinic Medina Hospital LST for the purpose of providing 9-1-1 emergency police dispatch services for the period of January 1, 2025 through December 31, 2027.
- SEC. 2:** That a copy of the Agreement for Service 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 Pro-Tem**

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

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

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

Effective: January 1, 2025 through December 31, 2027

# Cleveland Clinic - Law Department

This page needs to be retained with the Agreement at all times.

This page is for information purposes only and not part of the Agreement.

Please return a fully executed copy of the Agreement to [CMSevents@ccf.org](mailto:CMSevents@ccf.org)

## COMPANY INFORMATION

CITY OF MEDINA, OHIO  
132 N. ELMWOOD  
MEDINA, OH 44256

## CONTRACT INFORMATION

Contract ID: 4319244  
Master Agreement Number:  
Dept Reference No.:  
Contract Description: DISPATCH SERVICES AGREEMENT WITH THE CITY OF MEDINA  
Institute: Regional Hospital  
Submitting Dept: MEDINA HOSPITAL  
  
Dept Contact: NICHOLE MALACHIN

## LEGAL TEAM INFORMATION

Attorney: ASHLEY TAYLOR

Paralegal:

Contract approved as to form for: 4319244  
Attorney: TAYLOR, ASHLEY  
By: Taylor, Ashley  
Date: 10/28/2024 10:48:33 AM

# AGREEMENT FOR SERVICE

ORD. 212-24

## I

This Agreement, made and entered into as of the 1<sup>st</sup> day of January 2025, by and between the **CITY OF MEDINA**, hereinafter referred to as “the City” and **Medina Hospital**, an **Ohio non-profit corporation**, for the **LIFE SUPPORT TEAM**, hereinafter referred to as “LST”.

## II

The residents and visitors of the City of Medina, Medina Township, and Montville Township require radio, telephone, and 911 communications “Dispatch Services” to summon medical aid. LST does hereby engage and retain the City for the purpose of providing such services on behalf of the residents and visitors. The City agrees to provide these services on a twenty-four-hour per day, seven-day-a-week basis for a period from January 1, 2025 until December 31, 2027. “Dispatch Services” for the purpose of this Agreement, shall be receiving all messages, including but not limited to in-person, telephonic, or written, that are seeking medical or health assistance and by forwarding these messages by means of radio on a pre-assigned frequency or by telephone, or by various paging methods to the personnel on duty for their response and to keep a recording of all incoming and outgoing communications. “Dispatch Services” shall also include Mobile Data Terminals and access to Computer Aided Dispatch “CAD” status screens.

## III

The City agrees to be responsible for the salary and benefits paid to the dispatch personnel.

## IV

The City and LST agree to maintain current radio licenses as required by the Federal Communications Commission and to allow each other access to the frequencies. The City shall be responsible for the maintenance of any and all equipment used by the City in furtherance of providing dispatch services to LST.

## V

It is understood and agreed by and between the parties that this contract is entered, executed, and performed by the City’s personnel in their official capacity and that no City personnel shall be subject to any claim, cause of action, or remedy in their personal capacity for any acts, omissions, or violation of any duty imposed by this contract. No one at the City, in either their official or personal capacity, shall be responsible to LST nor any person and/or entity for any damages for bodily injury, death, or property damage arising out of employment or activities of the City and/or LST employees while engaged in the performance of their duties.

The City and the City’s personnel shall not be responsible to LST for any loss, injury, or damage to equipment or property of LST or to any employee or member of LST.

VI

The only duty of the City when rendering dispatch services as set forth in Section II herein is to notify the appropriate department and provide appropriate information as circumstances allow.

VII

In consideration of a sum equal to one-third (33%) of the total operational costs of the City's Communications Center payable in quarterly installments, the City agrees to provide emergency medical dispatching services for LST in providing services to the residents and visitors of the City of Medina, Medina Township, and Montville Township. The City further agrees to provide and support the Mobile Data Terminals and access to Computer Aided Dispatch "CAD" status screens.

VIII

Quarterly payments are due no later than 30 days after the issuance of an invoice reflecting the one-third amount of the previous quarter's Communication Center costs. Payments shall be payable to the order of the City of Medina, 132 N. Elmwood Avenue, Medina, OH 44256.

IX

Any operational change that would have an economic or substantial service impact on LST will be presented and discussed between the City and LST prior to any implementation.

X

This Agreement shall be in effect until December 31, 2027. Either party may terminate this Agreement by sending a notice of intent to terminate, in writing, delivered by certified mail ninety (90) days prior to the termination date.

XI

This writing encompasses the complete Agreement between the City and LST, there being no other promise, expressed or implied, between the City and LST regarding dispatch services.

THEREFORE, in consideration of the mutual covenants of the City of Medina and the Life Support Team as set forth hereinabove, the City and LST do agree.

  
Medina Hospital 10/29/24

\_\_\_\_\_  
Dennis Hanwell  
Mayor / Public Safety Director  
City of Medina

**ORDINANCE NO. 213-24**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MEDINA TOWNSHIP FOR THE PURPOSE OF PROVIDING 9-1-1 EMERGENCY POLICE DISPATCH AND COMMUNICATIONS SERVICES ON BEHALF OF THE RESIDENTS OF THE TOWNSHIP.**

**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 Medina Township for the purpose of providing 9-1-1 emergency police dispatch and communications services on behalf of the residents of the Township for the period January 1, 2025 to December 31, 2027.

**SEC. 2:** That a copy of the Agreement for Service 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 Pro-Tem**

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

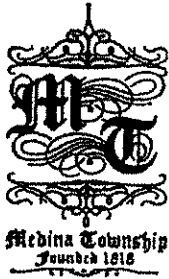
**APPROVED:** \_\_\_\_\_

**Clerk of Council**

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

**Acting Mayor**

Effective date: January 1, 2025 through December 31, 2027



ORD. 213-24

**EMERGENCY DISPATCH AND COMMUNICATIONS SERVICES AGREEMENT**

**RESOLUTION # 10242024- 097**

**I WILL MOVE TO ADOPT RESOLUTION NUMBER 10242024- 097 TO APPROVE MEDINA TOWNSHIP ENTERING INTO THE 2025-2027 EMERGENCY DISPATCH AND COMMUNICATIONS SERVICES AGREEMENT WITH THE CITY OF MEDINA AND INCORPORATE THIS THREE (3) PAGE DOCUMENT BY REFERENCE.**

APPROVED BY MEDINA TWP. TRUSTEES

Date 10-24-2024

Trustee Chm. [Signature]

Trustee [Signature]

Trustee [Signature]




ORIGINAL

ORD 213-24  
Medina Township

**AGREEMENT FOR SERVICE**

OCT 2 2024

Received 

**I**

This Agreement, made and entered into as of the 1<sup>st</sup> day of January 2025 by and between the **CITY OF MEDINA**, hereinafter referred to as “the City,” and **MEDINA TOWNSHIP**, hereinafter referred to as “the Township.”

**II**

The Township’s residents require radio, telephone, and 9-1-1 emergency dispatching and communications services. The Township does hereby engage and retain the City for the purpose of providing said emergency dispatch and communications services on behalf of the residents of the Township, and the City agrees to provide such services on a twenty-four-hour-a-day, seven-day-a-week basis for the period beginning January 1, 2025 until December 31, 2027. “Dispatch services” for the purpose of this Agreement shall be receiving all messages, including but not limited to personal, telephonic, or written, seeking assistance and forwarding these messages by means of radio on pre-assigned frequencies, or by telephone, or by various paging methods to the personnel on duty for their response and to maintain a tape recording for a minimum of thirty (30) days of all incoming and outgoing calls.

**III**

The City agrees to be responsible for the salary paid to police dispatch personnel and any benefits to which dispatch personnel are entitled.

**IV**

The City agrees to maintain current radio licenses as required by the Federal Communications Commission and to allow each other access to the frequencies. The City shall be responsible for the maintenance of any and all equipment used by the City in furtherance of providing dispatch services to the Township.

**V**

It is understood and agreed by and between the parties that this contract is entered, executed, and performed by the City’s personnel in their official capacity and that no City personnel shall be subject to any claim, cause of action, or remedy in their personal capacity for any acts, omissions, or violation of any duty imposed by this contract. No one at the City, in either their official or personal capacity, shall be responsible to the Township nor any person and/or entity for any damages for bodily injury, death, or property damage arising out of employment or activities of the City and/or Township employees while engaged in the performance of their duties.

The City and City's personnel shall not be responsible to the Township for any loss, injury, or damage to equipment or property of the Township or to any employee or member of any department of the Township.

## VI

The only duty of the City when rendering dispatch services as set forth in Section II herein is to notify the appropriate department and provide appropriate information as circumstances allow.

## VII

In consideration of the sum of Seventy-Eight Thousand Dollars (\$78,000.00) payable in one annual payment, plus additional monies paid by the Township to LST, the City agrees to provide emergency police, fire, and emergency medical dispatching services to the Township for the benefit of its residents.

Yearly payment shall be due no later than June 30<sup>th</sup> each year the fee is due and shall be payable to the order of the City of Medina, 132 North Elmwood Avenue, Medina, Ohio 44256.

The fee for providing dispatch services to the Township shall increase directly in line with the annual hourly wage increase granted by the Medina Police Communication Union contract in 2026 and 2027, but, in no event, more than ten percent (10%) per year.

## VIII

The Township has assumed responsibility for its own Records Management through services to be provided by a third-party vendor, and the City will no longer provide Records Management Services (RMS) to the Township. However, the city will coordinate with the Township and its vendor to facilitate the Township's capture and management of Township records generated from dispatch services provided by the City under this Agreement.

## IX

Any operational change that would have an economic or substantial service impact on the Township will be presented and discussed between the City and the Township prior to any implementation.

## X

This Agreement shall be in effect until December 31, 2027. Either party may terminate this Agreement by sending a notice of intent to terminate, in writing, delivered by certified mail, ninety (90) days before the termination date.

XI

This writing embodies the complete Agreement between the City and the Township, there being no other promise, expressed or implied, between the City and Township regarding police dispatch services.

THEREFORE, in consideration of the mutual covenants of the City of Medina and Medina Township as set forth hereinabove, the City of Medina and Medina Township do agree.

CITY OF MEDINA

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

Dated: \_\_\_\_\_

MEDINA TOWNSHIP

By: Bryant W. M... ..

By: [Signature]

By: Ray Eastwood

Dated: 10-24-2024

Resolution #: 10242024-097

Approved as to form

Medina County Prosecutor's Office  
S. Forrest Thompson

\_\_\_\_\_

Assistant Prosecutor

\_\_\_\_\_

**ORDINANCE NO. 214-24**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MONTVILLE TOWNSHIP FOR THE PURPOSE OF PROVIDING 9-1-1 EMERGENCY POLICE DISPATCH AND COMMUNICATIONS SERVICES ON BEHALF OF THE RESIDENTS OF THE TOWNSHIP.**

**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 Montville Township for the purpose of providing 9-1-1 emergency police dispatch and communications services on behalf of the residents of the Township for the period of January 1, 2025 to December 31, 2027.

**SEC. 2:** That a copy of the Agreement for Service 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 Pro-Tem**

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

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

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

Effective dates: January 1, 2025 through December 31, 2027

# AGREEMENT FOR SERVICE

ORD. 69-22  
EKH. A

## I

This Agreement, made and entered into as of the 1<sup>st</sup> day of January 2025 by and between the **CITY OF MEDINA**, hereinafter referred to as “the City,” and **MONTVILLE TOWNSHIP**, hereinafter referred to as “the Township.”

## II

The Township’s residents require radio, telephone, and 9-1-1 emergency dispatching and communications services. The Township does hereby engage and retain the City for the purpose of providing said emergency dispatch and communications services on behalf of the residents of the Township, and the City agrees to provide such services on a twenty-four-hour-a-day, seven-day-a-week basis for the period beginning January 1, 2025 until December 31, 2027. “Dispatch services” for the purpose of this Agreement shall be receiving all messages, including but not limited to personal, telephonic, or written, seeking assistance and forwarding these messages by means of radio on pre-assigned frequencies, or by telephone, or by various paging methods to the personnel on duty for their response and to maintain a tape recording for a minimum of thirty (30) days of all incoming and outgoing calls.

## III

The City agrees to be responsible for the salary paid to police dispatch personnel and any benefits to which dispatch personnel are entitled.

## IV

The City agrees to maintain current radio licenses as required by the Federal Communications Commission and to allow each other access to the frequencies. The City shall be responsible for the maintenance of any and all equipment used by the City in furtherance of providing dispatch services to the Township.

## V

It is understood and agreed by and between the parties that this contract is entered, executed, and performed by the City’s personnel in their official capacity and that no City personnel shall be subject to any claim, cause of action, or remedy in their personal capacity for any acts, omissions, or violation of any duty imposed by this contract. No one at the City, in either their official or personal capacity, shall be responsible to the Township nor any person and/or entity for any damages for bodily injury, death, or property damage arising out of employment or activities of the City and/or Township employees while engaged in the performance of their duties.

The City and City's personnel shall not be responsible to the Township for any loss, injury, or damage to equipment or property of the Township or to any employee or member of any department of the Township.

## **VI**

The only duty of the City when rendering dispatch services as set forth in Section II herein is to notify the appropriate department and provide appropriate information as circumstances allow.

## **VII**

In consideration of the sum of Seventy-Eight Thousand Dollars (\$78,000.00) payable in one annual payment, plus additional monies paid by the Township to LST, the City agrees to provide emergency police, fire, and emergency medical dispatching services to the Township for the benefit of its residents.

Yearly payment shall be due no later than June 30<sup>th</sup> each year the fee is due and shall be payable to the order of the City of Medina, 132 North Elmwood Avenue, Medina, Ohio 44256.

The fee for providing dispatch services to the Township shall increase directly in line with the annual hourly wage increase granted by the Medina Police Communication Union contract in 2026 and 2027, but, in no event, more than ten percent (10%) per year.

## **VIII**

The Township has assumed responsibility for its own Records Management through services to be provided by a third-party vendor, and the City will no longer provide Records Management Services (RMS) to the Township. However, the city will coordinate with the Township and its vendor to facilitate the Township's capture and management of Township records generated from dispatch services provided by the City under this Agreement.

## **IX**

Any operational change that would have an economic or substantial service impact on the Township will be presented and discussed between the City and the Township prior to any implementation.

## **X**

This Agreement shall be in effect until December 31, 2027. Either party may terminate this Agreement by sending a notice of intent to terminate, in writing, delivered by certified mail, ninety (90) days before the termination date.

**XI**

This writing embodies the complete Agreement between the City and the Township, there being no other promise, expressed or implied, between the City and Township regarding police dispatch services.


THEREFORE, in consideration of the mutual covenants of the City of Medina and Montville Township as set forth hereinabove, the City of Medina and Montville Township do agree.

**CITY OF MEDINA**


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

Dated: \_\_\_\_\_

**MONTVILLE TOWNSHIP**

By:  \_\_\_\_\_  
Trustee Jeff Brandon

By:  \_\_\_\_\_  
Trustee Sally Albrecht

By:  \_\_\_\_\_  
Trustee Allen Biehl

Dated: **September 24, 2024**

Resolution #: **092424.02**

Approved as to form

Medina County Prosecutor's Office  
S. Forrest Thompson

\_\_\_\_\_

Assistant Prosecutor

\_\_\_\_\_

**ORDINANCE NO. 215-24**

**AN ORDINANCE AUTHORIZING THE MAYOR TO SOLICIT REQUESTS FOR PROPOSALS (RFP'S) / REQUESTS FOR QUALIFICATIONS (RFQ'S) FOR PERMITTING AND CODE ENFORCEMENT SOFTWARE FOR THE COMMUNITY DEVELOPMENT DEPARTMENT.**

**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) / Requests for Qualifications (RFQ's) for Permitting and Code Enforcement software for the Community Development Department and authorizing him to award the RFP/RFQ to the successful bidder.

**SEC. 2:** That the funds to cover these services, in the estimated amount of \$50,000.00 for initial setup and \$35,000.00 annually, are available in Account Nos. 001-0410-52226 and Account No. 001-0420-52226.

**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. 216-24**

**AN ORDINANCE AUTHORIZING THE JOB CREATION GRANT AGREEMENT FOR FAMOUS SUPPLY CO.**

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

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

**WHEREAS:** As part of said Job Creation Grant Program, a Business Development Committee was established to review applications and annually review each approved grant for adherence to their grant agreement; and

**WHEREAS:** The Business Development Committee recommended the attached grant agreement for Famous Distribution Inc., dba Famous Supply Co.

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

**SEC. 1:** That the Job Creation Grant Agreement #JCG27 for Famous Distribution Inc., dba Famous Supply Co. is hereby authorized.

**SEC. 2:** That the Mayor is hereby authorized to execute all documentation associated with the Grant.

**SEC. 3:** That a copy of the Job Creation Grant Agreement is marked Exhibit A, attached hereto and incorporated herein.

**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 Pro-Tem**

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

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

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

ORD 216-24

PLEASE REVIEW THE EMPLOYMENT AND PAYROLL NUMBERS FOR CONSISTENCY WITH YOUR APPLICATION FORM. THESE NUMBERS WILL BECOME YOUR COMPANY'S COMMITMENT TO THE CITY OF MEDINA.

EXHIBIT A

GRANT# JCG27-Famous Distribution Inc.  
dba Famous Supply Co.  
(Administrative Only)

JOB CREATION GRANT AGREEMENT

This Agreement made and entered into by and between the CITY OF MEDINA, OHIO, a municipal corporation, with its main offices located at 132 North Elmwood Avenue, Medina, Ohio 44256 (hereinafter referred to as "Medina") and Famous Distribution Inc. dba Famous Supply Co. with its main offices located at 2620 Ridgewood Road, Akron, OH 44313 (hereinafter referred to as "Company"), and is dated as of \_\_\_\_\_.

WITNESSETH:

WHEREAS, Medina has encouraged the creation and retention of new job opportunities throughout the City of Medina; and

WHEREAS, Famous Distribution Inc. dba Famous Supply Co. is desirous of building a new warehouse in the City of Medina located at 160 Commerce Drive, Medina, Ohio to create 6 new full-time employment opportunities (hereinafter sometimes referred to as the "PROJECT") within the boundaries of the City of Medina, provided that the appropriate development incentives are available to support the economic viability of said PROJECT; and

WHEREAS, the Council of the City of Medina, Ohio by Ordinance No. 154-07 adopted September 25, 2007 created the Job Creation Grant Program pursuant to Article XVIII, Section 3 and Article VIII, Section 13 of the Ohio Constitution; and

WHEREAS, the City of Medina, having the appropriate authority for the stated type of program, is desirous of providing Famous Distribution Inc. dba Famous Supply Co. with incentives available for the development of the PROJECT; and

WHEREAS, Famous Distribution Inc. dba Famous Supply Co. has submitted a proposed Agreement application (herein attached as Exhibit A1) to the City of Medina (said application hereinafter referred to as "Application"); and

WHEREAS, Famous Distribution Inc. dba Famous Supply Co. has remitted the required application fee of \$ 500.00 made payable to the City of Medina; and

WHEREAS, the Business Development Committee of the City of Medina has investigated the application of Famous Distribution Inc. dba Famous Supply Co. and has recommended the same to Medina City Council on the basis that Famous Distribution Inc. dba Famous Supply Co. is qualified by financial responsibility and business experience to

create employment opportunities in the City of Medina and improve the economic climate of Medina; and

NOW, THEREFORE, in consideration of the mutual covenants hereinafter contained and the benefit to be derived by the parties from the execution hereof, the parties herein agree as follows:

1. Description of the Project.

- A. **Famous Distribution Inc. dba Famous Supply Co.** shall build a new warehouse located at 160 Commerce Drive, Medina, Ohio

2. Project Investment.

- A. The PROJECT will involve a total investment, plus or minus 10%, by the Property Owner of **\$3,000,000.00** (dollars) the PROJECT.
- B. The PROJECT will involve a total investment, plus or minus 10%, by **Famous Distribution Inc. dba Famous Supply Co.** as follows:

1. Land	<u>\$</u>	<u>461,550.00</u>
2. Additions / New Construction	<u>\$</u>	<u>2,538,450.00</u>
3. Furniture & Equipment	<u>\$</u>	
4. Inventory	<u>\$</u>	<u>800,000.00</u>
TOTAL	<u>\$</u>	<u>3,800,000.00</u>

- C. Improvements to facility will begin approximately **September, 2024** and will be completed approximately **December, 2025**.

3. Job Creation and Retention.

- A. **Famous Distribution Inc. dba Famous Supply Co** shall create in the City of Medina within a time period not exceeding 36 months after the occupation of the aforesaid facility, the equivalent of 6 new full-time permanent job opportunities in the City of Medina.

- 1) **Famous Distribution Inc. dba Famous Supply Co** schedule for hiring permanent full-time employees is as follows:

<u>Year</u>	<u>Number of Jobs New to Medina</u>
1	5 (2026)
2	1 (2027)
3	0 (2028)

- B. The job creation period begins approximately **January, 2026** and all jobs will be in place by **December 2028**.

- C. The Company currently has  0  employees in the City of Medina. In total, the Company has  972  full-time permanent employees in the State of Ohio.
- D. The increase in the number of employees new to the City of Medina will result in approximately  \$423,500.00  of additional annual payroll in the City if Medina when the projected maximum employment level is achieved.
- E. The retention of the existing jobs in Medina will maintain the current annual payroll in Medina of \$0.00.

4. Issuance of Grant.

- A. The City of Medina hereby grants a Job Creation Grant based upon the creation of new payroll and jobs in the City of Medina, and the implementation of the PROJECT, according to the schedules contained herein in Section 4(C).

<u>Years</u>	<u>Amount of Grant as a Percentage Payroll Taxes New to Medina</u>
3	40%

Funding for the grant issued herein shall only be from the following non-tax revenue sources: interest income, permit fees, activity fees, service charges, and tax incentive application and monitoring fees.

- B. For purposes of calculating the amount of the grant, the new payroll upon which the grant is based may not exceed 25% above the maximum payroll projected in Section 3(D) above. The grant amount shall be based on the current 1.25% income tax rate. The maximum grant amount in any year shall be **\$2,646.88.00 (maximum NEW PAYROLL projection x 125% X 1.25% x 40% of grant)**

- (1) If **Famous Distribution Inc. dba Famous Supply Co** does not achieve at least 90% of new payroll and employment projections, **Famous Distribution Inc. dba Famous Supply Co** shall receive reduced incentives according to the schedule below:

<u>% of New Payroll Projection Achieved</u>	<u>Amount of Grant as a Percentage of Payroll Taxes New to Medina</u>
90-100%	full grant
85-89%	reduce grant by 5% (Ex.: 40% grant reduced to 35%)
80-84%	reduce grant by 10% (Ex.: 40% grant reduced to 30%)
75-79%	reduce grant by 15%

Less than 75% no grant for that year; and

- (2) If **Famous Distribution Inc. dba Famous Supply Co** fails to meet 75% of new payroll and new employment projections in any given year, the grant shall not be awarded for that year.
- (3) New payroll is defined as that amount in excess of the amount in Section 3(E) above.

## 5. Grant Payments.

### A. Initial Grant Payment.

- (1) Year 3 projections must be met by December 31, 2028. The initial grant payment shall be made by approximately July 1, 2029 (following year), or Tax Incentive payments will commence upon the fulfillment of job creation and payroll obligations provided that **Famous Distribution Inc. dba Famous Supply Co** files its Reconciliation of City Income Tax Withheld Form S-W3 by February 28, 2029, at the latest or February 28, 2028 at the earliest. Reconciliation is confirmed by the City of Medina Finance Department.
- (2) If the project start date or occupancy of the project facility is delayed, Year 1 may be extended to the following year and the Year 1 projections deadline adjusted accordingly, upon written request by **Famous Distribution Inc. dba Famous Supply Co** to the Economic Development Director, provided that the extension is approved by the Economic Development Director with notice to the Business Development Committee.
- (3) If the project or occupancy of a project facility begins in the third or fourth quarter of the year and **Famous Distribution Inc. dba Famous Supply Co** is not able to meet its Year 1 projections by December 31<sup>st</sup> of that year, Year 1 will be considered the first full year of occupancy, and the first grant payment will occur in the year following the first full year of the project or occupancy of the project facility.

- B. Timing of Annual Grant Payments. Annual grant payments shall be made by June 30<sup>th</sup> of the following year, provided that **Famous Distribution Inc. dba Famous Supply Co** files its Reconciliation of City Income Tax Withheld Form S-W3 by February 28<sup>th</sup> and reconciliation is confirmed by the City of Medina Finance Department. If **Famous Distribution Inc. dba Famous Supply Co** requests an extension for filing of its S-W3 form, the City of Medina shall make the grant payment within three months of the extended filing date. It is the responsibility of **Famous Distribution Inc. dba Famous Supply Co** to advise the Economic Development Director of the filing extension.

- C. Use of Grant Payments. Grants shall be allocated by **Famous Distribution Inc. dba Famous Supply Co** for land acquisition, building acquisition, purchase of machinery/equipment, purchase of furniture/fixtures, and/or other non-construction related and non-installation related costs of the project.
6. Payment of Taxes and Filing Reports and Returns. **Famous Distribution Inc. dba Famous Supply Co** shall pay all taxes and shall file all tax reports and returns as required by law. If **Famous Distribution Inc. dba Famous Supply Co** fails to pay such taxes or file such returns and reports, all incentives granted under this Agreement are terminated beginning with the year for which such taxes are charged or such reports or returns are required to be filed and thereafter.
7. Information for Annual Review. **Famous Distribution Inc. dba Famous Supply Co** shall timely provide to the City of Medina any information reasonably required by the City of Medina to evaluate **Famous Distribution Inc. dba Famous Supply Co** compliance with the Agreement.
8. Maintenance of Grant.
  - A. Medina shall perform such acts as are reasonably necessary or appropriate to effect, claim, reserve, and maintain incentives granted under this Agreement including, without limitation, joining in the execution of all documentation and providing necessary information to maintain the incentives granted hereunder.
  - B. If for any reason the Job Creation Grant Program is discontinued, entitlements granted under this Agreement shall continue for the number of years specified under this Agreement, unless **Famous Distribution Inc. dba Famous Supply Co** materially fails to fulfill its obligations under this Agreement and Medina terminates or modifies the incentives granted under this Agreement.
9. Certification as to Payment of Taxes. **Famous Distribution Inc. dba Famous Supply Co** certifies that at the time this Agreement is executed, **Famous Distribution Inc. dba Famous Supply Co** does not owe any delinquent real or tangible personal property taxes to any taxing authority of the State of Ohio, and does not owe delinquent taxes for which **Famous Distribution Inc. dba Famous Supply Co** is liable under Chapter 5733, 5735, 5739, 5741, 5743, 5747, or 5753 of the Ohio Revised Code, or, if such delinquent taxes are owed, **Famous Distribution Inc. dba Famous Supply Co** currently is paying the delinquent taxes pursuant to an undertaking enforceable by the State of Ohio or an agent or instrumentality thereof, has filed a petition in bankruptcy under 11 U.S.C.A. 101, et seq., or such a petition has been filed against **Famous Distribution Inc. dba Famous Supply Co** For the purposes of the certification, delinquent taxes are taxes that remain unpaid on the latest day prescribed for payment without penalty under the chapter of the Revised Code governing payment of those taxes.

10. Non-Discrimination Hiring. Medina has developed a policy to ensure recipients of Job Creation Grants practice non-discriminatory hiring in its operations. By executing this Agreement, **Famous Distribution Inc. dba Famous Supply Co** is committing to following non-discriminatory hiring practices acknowledging that no individual may be denied employment solely on the basis of race, religion, sex, disability, color, national origin, or ancestry.
  
11. Transfer and Assignment. This Agreement is not transferable or assignable without the express, written approval of City of Medina. The City of Medina acknowledges that it would be unreasonable to withhold such consent in the event of a proposed transfer or assignment to any parent, subsidiary or affiliate of **Famous Distribution Inc. dba Famous Supply Co** or to any third party so long as with respect to all or any of such proposed transfers or assignments, the proposed transferee or assignee adequately and sufficiently demonstrates to the City of Medina, to the City of Medina's reasonable satisfaction, its financial ability, business experience and intentions to continue its operations of the Facility and Project in a manner similar to that of **Famous Distribution Inc. dba Famous Supply Co** in all pertinent respects.
  
12. Termination or Modification of Incentives.
  - A. If **Famous Distribution Inc. dba Famous Supply Co** fails to meet 75% of new payroll or new employment projections in any given year, the grant shall not be awarded for that year.
  
  - B. If **Famous Distribution Inc. dba Famous Supply Co** fails to meet 75% of new payroll or new employment projections for three consecutive years, this Agreement shall be terminated by the City of Medina.
  
  - C. If the project does not proceed as specified in Section 5(A)(1) of the Agreement or within the approved one-year extension period, the City of Medina may terminate the Agreement upon recommendation of the Business Development Committee.
  
  - D. If **Famous Distribution Inc. dba Famous Supply Co** fails to submit required information and/or reports as set forth in Section 7 above, the City of Medina may terminate or modify this Agreement and deny or modify future grants heretofore granted from the date of **Famous Distribution Inc. dba Famous Supply Co's** breach or default.

In the case as provided in this Subsection D, the City of Medina's termination or modification of this Agreement may be instituted only if **Famous Distribution Inc. dba Famous Supply Co** fails to cure any breach of any term of this Agreement as determined by the City of Medina within ten (10) days of receiving written notice of such failure from the City of Medina or, if cure of the breach cannot be completed within ten (10) days, if **Famous Distribution**

Inc. dba Famous Supply Co has not made a good faith start of the cure, and/or not diligently pursued same.

- E. Nothing contained in Sections 12(A), 12(B), 12(C), or 12(D) shall permit the City of Medina to recapture or otherwise deny Famous Distribution Inc. dba Famous Supply Co the benefit of a grant in respect of any period prior to the date of such termination or modification by the City of Medina.
- F. The City of Medina may terminate or modify this Agreement and may also require the repayment of the full amount of grant payments awarded under this Agreement, upon the occurrence of any of the following:
- 1) the City of Medina determines that the certification as to delinquent taxes required by this Agreement is fraudulent, or
  - 2) In the event that Famous Distribution Inc. dba Famous Supply Co vacates the Facility and/or moves the Project out of the City of Medina or terminates its operations at the Facility altogether during a 10 (numeral) year period beginning on the effective date of this Agreement.

The City of Medina may, absent any legislative action, resolution or court ordered mandate to the contrary, collect any and all grant payments awarded under this Agreement, and Famous Distribution Inc. dba Famous Supply Co shall pay directly to the City of Medina or its authorized agent any and all grant payments awarded under this Agreement due on the date Famous Distribution Inc. dba Famous Supply Co moves the Project out of the City of Medina or terminates its operations at the Facility altogether during the 10 year period beginning on the effective date of this Agreement; or within ten (10) days from the date Famous Distribution Inc. dba Famous Supply Co is notified by the City of Medina that any tax certification is fraudulent.

- G. Famous Distribution Inc. dba Famous Supply Co or successor entity shall promptly notify the City of Medina if any of the following events occur:
- (i) If control of Famous Distribution Inc. dba Famous Supply Co or substantially all of its assets located at the Project site is obtained by another entity or shareholders or
  - (ii) If Famous Distribution Inc. dba Famous Supply Co merges with another entity or
  - (iii) If Famous Distribution Inc. dba Famous Supply Co substantially restructures itself through an acquisition or divestiture or otherwise

and if any of these events affects the ability of Famous Distribution Inc. dba Famous Supply Co or its successor entity to perform substantially the obligations of Famous Distribution Inc. dba Famous Supply Co under this



Agreement and to meet the employment and payroll projections anticipated herein. "Control of Famous Distribution Inc. dba Famous Supply Co" for the purposes of this subsection means that persons and/or entities owning the majority of Company's outstanding voting stock at the date of this Agreement cease to own such or cease to have the unconditional right to elect a majority of Famous Distribution Inc. dba Famous Supply Co's board of directors.

- H. Each provision for modification or termination hereunder shall not affect Famous Distribution Inc. dba Famous Supply Co's obligations or the City of Medina's rights under any other provision of this Agreement.
13. **Fees.** Famous Distribution Inc. dba Famous Supply Co shall pay an annual fee of \$ 500 (five hundred dollars) in each year that Famous Distribution Inc. dba Famous Supply Co has a grant agreement in effect upon notification that such payment is due. The proceeds will be used to defray costs of program administration and to help fund the program.
14. Any notices, statements, acknowledgements, consent approvals, certificates, or requests required to be given on behalf of either party shall be made in writing addressed as follows:

If to the City to: Dennis Hanwell, Mayor  
Medina City Hall  
132 N. Elmwood Avenue  
Medina, Ohio 44256

With a copy to: Director of Law— City of Medina  
Gregory Huber  
Medina City Hall  
132 N. Elmwood Avenue  
Medina, Ohio 44256

If to \_\_\_\_\_ to:

Famous Distribution Inc. dba Famous Supply Co

\_\_\_\_\_  
Pete Bastulli, Chief Financial Officer  
2620 Ridgewood Rd.  
Akron, OH 44313

or such other address as may be noticed.

15. Condition Precedent. **Famous Distribution Inc. dba Famous Supply Co** and Medina acknowledge that this Agreement must be approved by formal action of the legislative authority of the City of Medina as a condition for the Agreement to take effect.

IN WITNESS WHEREOF, the City of Medina, Ohio, by Dennis Hanwell, its Mayor, and pursuant to Ordinance No. 154-07 and **Famous Distribution Inc. dba Famous Supply Co**, by **Pete Bastulli, Chief Financial Officer**, have caused this instrument to be executed on the \_\_\_\_\_ day of \_\_\_\_\_, 2024.

WITNESSED BY:

CITY OF MEDINA

\_\_\_\_\_

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

\_\_\_\_\_

Title: Mayor

WITNESSED BY:

\_\_\_\_\_

\_\_\_\_\_

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

\_\_\_\_\_

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

The legal form and correctness of the within instrument is hereby approved.

DIRECTOR OF LAW– CITY OF MEDINA

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

Date: \_\_\_\_\_

**ORDINANCE NO. 217-24**

**AN ORDINANCE AMENDING ORDINANCE NO. 190-23,  
PASSED NOVEMBER 28, 2023. (Amendments to 2024 Budget)**

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

**SEC. 1:** That Ordinance No. 190-23, passed November 28, 2023, shall be amended by the following additions:

<u>Account No./Line Item</u>	<u>Additions</u>
001-0704-51122	12,000.00 *
001-0708-51122	4,000.00 *
001-0723-52215	4,000.00 *
001-0743-50111	15,000.00 *
102-0145-53321	70,000.00 *
102-0610-51122	25,000.00 *
167-0705-52215	42,000.00 *
428-0201-52215	3,000.00 *
001-0410-51124	1,875.00
001-0430-51124	1,875.00
102-0145-51121	1,000.00
514-0708-51122	8,000.00
514-0541-51122	1,000.00

**SEC. 2:** That Ordinance No. 190-23, passed November 28, 2023, shall be amended by the following reductions:

<u>Account No./Line Item</u>	<u>Reductions</u>
001-0410-52215	1,875.00
001-0430-52215	1,875.00
102-0145-53315	1,000.00
514-0708-53311	8,000.00
514-0541-53315	1,000.00

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

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

\* - new appropriation

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

**SIGNED:** \_\_\_\_\_  
**President of Council Pro-Tem**

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

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

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