

**CITY OF MEDINA
AGENDA FOR COUNCIL MEETING**

July 8, 2024
Medina City Hall – Council Rotunda
7:30 p.m.

Call to Order.

Roll Call.

Reading of minutes. (June 24, 2024)

Reports of standing committees.

Requests for council action.

Reports of municipal officers.

Mayoral Proclamation: Medina Summer Reinforcement Program 50th Anniversary

Confirmation of Mayor's appointment.

Historic Preservation Board – Matthew Strehle – Expiring 12/31/26

Notices, communications and petitions.

Unfinished business.

Introduction of visitors.

(speakers limited to 5 min.)

Introduction and consideration of ordinances and resolutions.

Motion to suspend the Rules requiring three readings on the following ordinances and resolutions: Res. 132-24, Res. 133-24, Ord. 134-24, Ord. 135-24, Ord. 136-24, Ord. 137-24, Res. 138-24, Ord. 139-24

Res. 132-24

A Resolution authorizing the Medina Police Department to apply for the 2024 State Violent Crime Grant and to accept the grant if it is awarded.

Res. 133-24

A Resolution authorizing the filing of a grant application to Firehouse Subs Public Safety Foundation to cover the cost of thirteen (13) AED's.

Ord. 134-24

An Ordinance amending Ordinance No. 108-23, passed August 28, 2023, authorizing the Mayor to execute an Amendment to Lease Agreement between the Medina County Board of Commissions and the City of Medina for the Lease of a portion of the Medina County Courthouse Complex known as the 1969 Courthouse.

Ord. 135-24

An Ordinance approving the Petition of LTC Montville, LLC to be included within the City of Medina-Montville Township Joint Economic Development District pursuant to Ohio Revised Code Section 715.76.

(emergency clause requested)

Ord. 136-24

An Ordinance amending Ordinance No. 20-23, passed January 23, 2023, relative to the estimated cost of the project for the City Railroad Improvements Project.

Ord. 137-24

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

Res. 138-24

A Resolution authorizing participation in Ohio Department of Transportation's (ODOT) Cooperative Purchasing Program.

Ord. 139-24

An Ordinance authorizing the Mayor to enter into an Agreement with Uretek USA, Inc. to complete a Rehabilitation Project on East Reagan Parkway.

Council comments.

Adjournment.

MEDINA CITY COUNCIL
Monday, June 24, 2024

Call to Order:

Medina City Council met in regular session on Monday, June 24, 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 also led in the Pledge of Allegiance.

Roll Call:

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

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

Minutes:

Mr. Shields moved that the minutes from the regular meeting on Monday June 10, 2024, as prepared and submitted by the Clerk be approved, seconded by D. Simpson. The roll was called and minutes were approved by D. Simpson, J. Coyne, N. DiSalvo, R. Haire, J. Hazeltine, P. Rose, and J. Shields.

Reports of Standing Committees:

Finance Committee: Mr. Coyne stated they will meet again in two weeks and then go on summer break.

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 at the last meeting they discussed the city website and how it is progressing. Mr. Fry stated that by 2027 the website will have to be AVA compliant. Sgt. Zaremba explained that they will be switching over to Microsoft 365.

Requests for Council Action:

Finance

- 24-135-6/24 – Fund Transfer Request – Cable TV Fund
- 24-136-6/24 – Grant Application – State Violent Crime Grant – Police
- 24-137-6/24 – Grant Application – Firehouse Subs Public Safety Foundation – Police
- 24-138-6/24 – Expenditure – Litchfield Heating, Inc. – Service Dept.
- 24-139-6/24 – Amend Ord. 108-23 - 1969 Courthouse Lease Agreement
- 24-140-6/24 – Petition to Join the JEDD – LTC Montville, LLC
- 24-141-6/24 – Discussion – Credit Card Fees
- 24-142-6/24 – Budget Amendments

Medina City Council
June 24, 2024

24-143-6/24 – Award CMAR for Municipal Court Project
24-144-6/24 – Amend Ord. 20-23 relative to the City Railroad Improvements Project
24-145-6/24 – Increase Exp. P.O. #2024-1275 – Paul Davis Restoration – CHIP Grant

Reports of Municipal Officers:

Dennis Hanwell, Mayor:

- A. Medina Community Band concerts began on Friday, June 7th at 8:30 p.m. and concerts will continue each Friday evening in June and July as well as the 4th of July weather permitting.
- B. Third Annual Juneteenth Celebration took place on Saturday, June 15 from 10 a.m. to 3 p.m. Thankful for all the sponsors and donors to permit the event to be held free of charge on Public Square. Thanks to Council member Regi Haire for her help at the event.
- C. As a result of the City's participation in Healthy Medina Program with Medina Hospital, the city received a rebate from Medical Mutual of over \$146K for premiums paid in 2023 due to low claim history versus Premiums paid.
- D. Multitude of July Fourth activities posted on City website www.medinaoh.org – near quality of life there is a link that reads “Celebrate the Fourth of July in Medina” There you will find a list of events.
- E. Have a safe and happy Fourth of July!

Keith Dirham, Finance Director, Keith stated there is an item on the agenda and he will talk about it when they get there.

Kimberly Marshall, Economic Development Director, had no report.

Greg Huber, Law Department, had no report.

Chief Kinney, Police Department announced to the public that the Municipal Hunting Program will start up again. Will start to accept applications for the program on August 1st. Pick up and return to the Medina Police Department. Lt. Marcum is running this program. Bow season starts September 14, 2024.

Joe Toth, LST Director, Through the month of May the Life Support Team responded to 1,532 emergencies for the City of Medina and for all three entities they responded to 2,330.

Cindy Lastuka, Municipal Court, had no report.

Chief Walters, Fire Department, had no report.

Jansen Wehrley, Parks and Recreation Director, stated the Memorial Pool is open from 11 a.m. to 7 p.m. 7 days a week. Splashpads are on at Greenwood Park 11 a.m. – 8 p.m., and Ray Mellert Park from 12 p.m.- 8 p.m. The parks have been pretty busy lately with the MIST tournament and the Sting Shootout, and a softball tournament coming up. Party in the Park series started last week, it is put on by the Rec Center and sponsored by the Cleveland Clinic Medina Hospital and this Thursday there will be a pool party at Memorial Park from 6 p.m. to 8 p.m. with a DJ. Tuesday, June 18th is the Touch a Truck at the Medina Rec 11 a.m. to 1 p.m. Project at Spring Grove Cemetery removing the roof on the Mausoleum started today. Friends of the Cemetery is assisting and funding with this project.

Dan Gladish, Building Official, had no report.

Nino Piccoli, Service Director, had no report.

Patrick Patton, City Engineer, had no report.

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

Notices, communications and petitions:

There were none.

Unfinished Business:

There was none.

Introduction of Visitors:

There were none.

Introduction and consideration of ordinances and resolutions

Mr. Shields moved to suspend the Rules requiring three readings on the following ordinances and resolutions, seconded by Mr. Simpson: Res. 115-24, Ord. 116-24, Ord. 117-24, Ord. 118-24, Ord. 119-24, Res. 120-24, Ord. 121-24, Ord. 122-24, Ord. 123-24, Ord. 124-24, Ord. 125-24, Ord. 126-24, Ord. 127-24, Ord. 128-24, Ord. 129-24, Ord. 130-24, Ord. 131-24. Roll was called and motion passed with the yea votes of J. Coyne, N. DiSalvo, R. Haire, J. Hazeltine, P. Rose, J. Shields, and D. Simpson.

Res. 115-24

A Resolution declaring it necessary to levy a renewal of an existing tax of 3.2 mills in excess of the 10 mills limitation for the operation of an Ambulance and Emergency Medical Service.

Mr. Shields moved to amend this resolution in section 1 removing the words “for the purpose of providing and maintaining necessary or desirable equipment, personnel, supplies and paying any and all other costs or expenses incidental to the”, seconded by Mr. Simpson. The roll was called on the proposed amendment to Ordinance/Resolution No. 115-24 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, N. DiSalvo, R. Haire, J. Hazeltine, and P. Rose. Mr. Shields moved for the adoption of Ordinance/Resolution No. 115-24, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 115-24 passed as amended by the yea votes of N. DiSalvo,

R. Haire, J. Hazeltine, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 116-24

An Ordinance amending Sections 115.01 (A) and (B) of the Codified Ordinances of the City of Medina, Ohio relative to the Annual and 5-Year Budget Timeline. Mr. Shields moved for the adoption of Ordinance/Resolution No. 116-24, seconded by Mr. Simpson. Mr. Dirham stated he put this request in for a fund that has a levy and move it into the first group of budgets we do in the spring allowing more time for the levy. The roll was called and Ordinance/Resolution No. 116-24 passed by the yea votes of R. Haire, J. Hazeltine, P. Rose, J. Shields, D. Simpson, J. Coyne, and N. DiSalvo.

Ord. 117-24

An Ordinance authorizing the Mayor to accept a grant and enter into an Agreement for Police Service Dog with the Medina City Schools, pertaining to a School Resource Office K9 Program. Mr. Simpson moved for the adoption of Ordinance/Resolution No. 117-24, seconded by Mr. Rose. Mr. Simpson moved that the emergency clause be added to Ordinance/Resolution No. 117-24, seconded by Mr. Rose. Chief Kinney stated this allows the Mayor to enter a memorandum of understanding with the Medina City Schools regarding a school resource canine program and also requesting permission to expend the funds of \$24,492 for the dog and upfit. Those are funds from a grant that was secured by the Medina City Schools it is not local tax funding. Requesting permission to apply for a grant and acceptance if awarded from the Lincoln foundation to assist to pay for a vehicle for this program. Emergency clause is requested in order to secure the dog as soon as possible. Mr. Shields will abstain from voting due to the Medina City Schools being his employer. The roll was called on adding the emergency clause and was approved by the yea votes of J. Hazeltine, P. Rose, D. Simpson, J. Coyne, N. DiSalvo, and R. Haire. The roll was called and Ordinance/Resolution No. 117-24 passed by the yea votes of P. Rose, D. Simpson, J. Coyne, N. DiSalvo, R. Haire, and J. Hazeltine.

Ord. 118-24

An Ordinance amending Ordinance No. 14-24, passed January 22, 2024, relative to the expenditure to Akron Uniform for the Police Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 118-24, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 118-24, seconded by Mr. Simpson. 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. 118-24 passed by the yea votes of D. Simpson, J. Coyne, N. DiSalvo, R. Haire, J. Hazeltine, P. Rose, and J. Shields.

Ord. 119-24

An Ordinance authorizing the increase of the expenditure to Rogue Fitness (dba Coulter Ventures LLC) related to equipment for the Medina City Hall Fitness Room. Mr. Shields moved for the adoption of Ordinance/Resolution No. 119-24, seconded by Mr. Simpson. Chief Kinney is asking to expend those funds at Akron Uniform for the Police Department and the emergency clause is requested for outstanding invoices. Mayor stated there were grant dollars remaining after the renovation of the workout room and female officers were interested in smaller

weights that were not part of the original purchase and the remainder \$2,381.00 will be used to purchase those. The roll was called and Ordinance/Resolution No. 119-24 passed by the yea votes of J. Coyne, N. DiSalvo, R. Haire, J. Hazeltine, P. Rose, J. Shields, and D. Simpson.

Res. 120-24

A Resolution adopting the Tax Budget of the City of Medina, Ohio for the fiscal year beginning January 1, 2025 and submitting the same to the Medina County Auditor. Mr. Shields moved for the adoption of Ordinance/Resolution No. 120-24, seconded by Mr. Simpson. Mr. Dirham stated this is the tax budget for 2025. This doesn't budget our appropriations they use it to come up with our revenue estimate. The roll was called and Ordinance/Resolution No. 120-24 passed by the yea votes of N. DiSalvo, R. Haire, J. Hazeltine, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 121-24

An Ordinance authorizing the purchase of one (1) 2024 Ford Transit Van from Montrose Ford for the Medina Community Recreation Center. Mr. Shields moved for the adoption of Ordinance/Resolution No. 121-24, seconded by Mr. Simpson. Mayor Hanwell explained this will authorize this purchase with carryforward funds for the rec center and primary usage will be to expand the programming opportunities for the community residents. The roll was called and Ordinance/Resolution No. 121-24 passed by the yea votes of R. Haire, J. Hazeltine, P. Rose, J. Shields, D. Simpson, J. Coyne, and N. DiSalvo.

Ord. 122-24

An Ordinance amending Ordinance No. 59-23, passed March 27, 2023, relative to the West Smith Reconstruction, Phase 4 Project. Mr. Shields moved for the adoption of Ordinance/Resolution No. 122-24, seconded by Mr. Simpson. Mr. Patton stated this covers the costs of unforeseen expenses. The roll was called and Ordinance/Resolution No. 122-24 passed by the yea votes of J. Hazeltine, P. Rose, J. Shields, D. Simpson, J. Coyne, N. DiSalvo, and R. Haire.

Ord. 123-24

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the Progress Drive Water Tower Repainting and Repairs Project. Mr. Shields moved for the adoption of Ordinance/Resolution No. 123-24, seconded by Mr. Simpson. Pat stated the repaint of the Water Tower to include several repairs and improvements \$375,000. The roll was called and Ordinance/Resolution No. 123-24 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, N. DiSalvo, R. Haire, and J. Hazeltine.

Ord. 124-24

An Ordinance amending Section 31.02 (B)(7) and 31.07 of the Salaries and Benefits Code of the City of Medina, Ohio relative to a new classification of Parking Violations Hearing Examiner and adopting the job description for same. Mr. Shields moved for the adoption of Ordinance/Resolution No. 124-24, seconded by Mr. Simpson. Mayor Hanwell stated the state legislators changed the parking violation to make it more of a civil process. To deal with people that are not paying or waiving any parking fines is to have a parking hearing examiner review them. Emergency is needed due to having only a 12 month look back and we already have a

number that have dropped off already. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 124-24, seconded by Mr. Simpson. The roll was called on adding the emergency clause and was approved by the yeas of J. Shields, D. Simpson, J. Coyne, N. DiSalvo, R. Haire, J. Hazeltine, and P. Rose. The roll was called and Ordinance/Resolution No. 124-24 passed by the yeas of D. Simpson, J. Coyne, N. DiSalvo, R. Haire, J. Hazeltine, P. Rose, and J. Shields.

Ord. 125-24

An Ordinance amending Sections 353.05(E), 353.06(D), 353.07(B) and 353.99(C) of the codified ordinances of the City of Medina, Ohio relative to Parking Infraction Fines. Mr. Shields moved for the adoption of Ordinance/Resolution No. 125-24, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 125-24, seconded by Mr. Simpson. Mayor Hanwell stated each of these sections had to be modified because of the change in the law. The emergency clause is requested so this can take effect as soon as possible. The roll was called on adding the emergency clause and was approved by the yeas of J. Coyne, N. DiSalvo, R. Haire, J. Hazeltine, P. Rose, J. Shields, and D. Simpson. The roll was called and Ordinance/Resolution No. 125-24 passed by the yeas of N. DiSalvo, R. Haire, J. Hazeltine, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 126-24

An Ordinance amending Sections 31.02 (B)(12), 31.05 and 31.07 of the Salaries and Benefits Code of the City of Medina, Ohio relative to the Law Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 126-24, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 126-24, seconded by Mr. Simpson. Emergency clause is requested as help with the case load is piling up. The roll was called on adding the emergency clause and was approved by the yeas of R. Haire, J. Hazeltine, P. Rose, J. Shields, D. Simpson, J. Coyne, and N. DiSalvo. The roll was called and Ordinance/Resolution No. 126-24 passed by the yeas of J. Hazeltine, P. Rose, J. Shields, D. Simpson, J. Coyne, N. DiSalvo, and R. Haire.

Ord. 127-24

An Ordinance amending Section 31.02 (B)(5), (B)(6) and 31.05 of the Salaries and Benefits Code of the City of Medina, Ohio relative to the Medina Municipal Court. Mr. Shields moved for the adoption of Ordinance/Resolution No. 127-24, seconded by Mr. Simpson. Mr. Dirham stated this brings their code up to date. The roll was called and Ordinance/Resolution No. 127-24 passed by the yeas of P. Rose, J. Shields, D. Simpson, J. Coyne, N. DiSalvo, R. Haire, and J. Hazeltine.

Ord. 128-24

An Ordinance authorizing the expenditure not to exceed \$50,000 to the Medina County Treasurer for the lease of a portion of the Medina County Courthouse Complex known as the 1969 Courthouse, for the purpose of operating the Medina Municipal Court. Mr. Shields moved for the adoption of Ordinance/Resolution No. 128-24, seconded by Mr. Simpson. Mayor Hanwell stated the county executed a lease with the city on 10/3/23 and the city executed it on 9/28/23 we have not paid any amount of rent since that period and the reason is due to the county

still having some property that they were either giving to other departments for auctioning off. Now that property has been cleared, the city is preparing to remodel that court so the lease payments need to begin and they agreed to start them on July 1st. They agreed to waive the security costs which is \$70,000 a year up until the point that everyone moves in and begins to use it for Municipal Court purposes. The roll was called and Ordinance/Resolution No. 128-24 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, N. DiSalvo, R. Haire, J. Hazeltine, and P. Rose

Ord. 129-24

An Ordinance amending Section 1 of Section 31.13 of the Salaries and Benefits Code of the City of Medina, Ohio relative to Vacation for Experienced Hires. Mr. Shields moved for the adoption of Ordinance/Resolution No. 129-24, seconded by Mr. Simpson. Mr. Dirham stated a committee came up with this recommendation due to the hiring environment. The roll was called and Ordinance/Resolution No. 129-24 passed by the yea votes of D. Simpson, J. Coyne, N. DiSalvo, R. Haire, J. Hazeltine, P. Rose, and J. Shields.

Ord. 130-24

An Ordinance authorizing the Finance Director to make certain fund transfers. Mr. Shields moved for the adoption of Ordinance/Resolution No. 130-24, seconded by Mr. Simpson. Mr. Dirham stated this is a transfer to cover the operations at Cable TV Fund. The roll was called and Ordinance/Resolution No. 130-24 passed by the yea votes of J. Coyne, N. DiSalvo, R. Haire, J. Hazeltine, P. Rose, J. Shields, and D. Simpson.

Ord. 131-24

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. 131-24, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 131-24 passed by the yea votes of N. DiSalvo, R. Haire, J. Hazeltine, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Council comments

Dennie attended several ribbon cuttings. Thanked all involved with the city's Pride celebration, the cemetery historical walk. Be kind to one another.

Regi stated the Juneteenth Celebration was a very festive event on the square and well attended.

Adjournment

There being no further business, the City Council meeting adjourned at 8:02 p.m.

Kathy Patton, Clerk of Council

John M. Coyne, III, President of Council

RESOLUTION NO. 132-24

A RESOLUTION AUTHORIZING THE MEDINA POLICE DEPARTMENT TO APPLY FOR THE 2024 STATE VIOLENT CRIME GRANT AND TO ACCEPT THE GRANT IF IT IS AWARDED.

WHEREAS: The Medina Police Department intends to apply for the 2024 State Violent Crime Grant under the OCJS for license plate readers for the amount of \$30,000 to cover the cost of the FLOCK camera system for 2025.

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

SEC. 1: That the Police Department is hereby authorized to apply for, and accept if awarded, a 2024 State Violent Crime Grant in the amount of \$30,000.

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

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

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

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

RESOLUTION NO. 133-24

A RESOLUTION AUTHORIZING THE FILING OF A GRANT APPLICATION TO FIREHOUSE SUBS PUBLIC SAFETY FOUNDATION TO COVER THE COST OF THIRTEEN (13) AED'S.

WHEREAS: The Medina Police Department intends to apply for a Firehouse Subs Public Safety Foundation Grant to cover the cost of thirteen (13) LIFEPAK 1000 AED's.

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

SEC. 1: That the Police Department is hereby authorized and directed to file an application for grant assistance to Firehouse Subs Public Safety Foundation to cover the cost of thirteen (13) LIFEPAK 1000 AED's.

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

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

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

PASSED: _____

SIGNED: _____
President of Council

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Mayor

ORDINANCE NO. 134-24

AN ORDINANCE AMENDING ORDINANCE NO. 108-23, PASSED AUGUST 28, 2023, AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO LEASE AGREEMENT BETWEEN THE MEDINA COUNTY BOARD OF COMMISSIONERS AND THE CITY OF MEDINA FOR THE LEASE OF A PORTION OF THE MEDINA COUNTY COURTHOUSE COMPLEX KNOWN AS THE 1969 COURTHOUSE.

WHEREAS: Both parties wish to enter into an Amendment to Lease Agreement, amending Ord. 108-23, passed August 28, 2023 regarding the Lease Agreement between Medina County Board of Commissioners and the City of Medina, for the operation of the Medina Municipal Court.

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

SEC. 1: That the Mayor is hereby authorized to execute an Amendment to Lease Agreement between the City of Medina, Ohio and the Medina County Board of Commissioners pertaining to the lease of a portion of the Medina County Courthouse Complex known as the 1969 Courthouse for the public purpose of operating the Medina Municipal Court, amending Ordinance No. 108-23, passed August 28, 2024.

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

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

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

PASSED: _____

SIGNED: _____
President of Council

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Mayor

ORD. 134-24
EXH. A

AMENDMENT TO LEASE AGREEMENT

This "Amendment" is made and entered into as of this 25th day of June, 2024, by and between **THE BOARD OF COUNTY COMMISSIONERS, MEDINA COUNTY, OHIO**, (referred to as the "County"), and the **CITY OF MEDINA, OHIO** (referred to as the "City").

RECITALS:

WHEREAS, the Lease Agreement executed by the County on October 3, 2023, and executed by the City on September 28, 2023, is hereby amended as follows:

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein set forth, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

2.1 Lease Term.

(a) The initial term ("Initial Term") of this Lease shall be for thirty-three (33) years commencing on July 1, 2024, with the exception of charges for security costs, which shall be described hereinafter in this Amendment to Lease Agreement. The parties agree that the County will invoice the City quarterly for lease-related charges.

2.2 Rent, Security Cost and Casualty Insurance Cost.

2.2.2 (a) Security Cost. Due to the need for a shared security entry point for the 1969 Courthouse and the 2023 Courthouse, the City shall pay the County twenty percent (20%) of the cost for security located at the security checkpoint area in the 2023 Courthouse. The security staffing configuration at the security checkpoint area currently consists of two deputies and one sergeant, and the City's current annual share of the cost of this configuration is estimated at Seventy Thousand Dollars (\$70,000). The City shall be responsible for paying the cost of security upon the City's occupancy and use of the 1969 Courthouse for Medina Municipal Court operations. Occupancy and use of the 1969 Courthouse for Medina Municipal Court operations means when any employee(s) of the City of Medina and/or the Medina Municipal Court begin to carry out their day to day job functions at the Premises regardless of whether the renovations of the Premises have been completed. The parties hereto agree that in exchange for deferring security costs until the City actually occupies and uses the 1969 Courthouse for Medina Municipal Court operations, the City will permit the County to retain possession of the existing boilers located in the 1969 Courthouse if in fact new boilers are installed during renovation of the 1969 Courthouse.

(b) Any change the County makes in the configuration and cost of checkpoint security shall be done in consultation with the City, and the cost adjusted accordingly. The City shall provide separate security in a form approved by the County at the City's own expense for any events or use of the process beyond the operational hours of the County Court.

(c) The parties hereto agree that the Medina Municipal Court staff will use the same staff entrance as the Medina County Common Pleas Court staff. If the Medina Municipal Court decides or creates a separate employee entrance, both parties agree that the City will be responsible for one hundred percent (100%) of the security costs of the newly created employee entrance for Medina Municipal Court staff members. Any such separate entrance must be approved by the County before it may be used. The Medina County Sheriff shall control the security for any and all entrances to the 1969 Courthouse.

The parties agree that all of the remaining terms of the Lease Agreement originally entered into between the parties on October 3, 2023, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Amendment to Lease Agreement as of the date first written above.

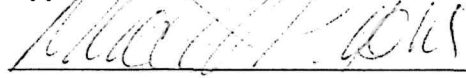
**COUNTY:
THE MEDINA COUNTY, OHIO, BOARD
OF COUNTY COMMISSIONERS**

By: _____
STEPHEN D. HAMBLEY, President

By:  _____
AARON M. HARRISON

By:  _____
COLLEEN M. SWEDYK

Approved as to form and correctness:



MICHAEL K. LYONS, Assistant Prosecuting Attorney

**CITY:
CITY OF MEDINA, OHIO**

By: _____
DENNIS HANWELL, Mayor

Approved as to form and correctness:

GREGORY A. HUBER, Director of Law

REGULAR MEETING – TUESDAY, JUNE 25, 2024

The Board of County Commissioners of Medina County, Ohio, met in regular session on this date with the following members present:

Aaron M. Harrison

Colleen M. Swedyk

Mrs. Swedyk offered the following resolution and moved the adoption of same, which was duly seconded by Mr. Harrison.

RESOLUTION NO. 24-0497

**AMENDING A LEASE AGREEMENT WITH THE CITY OF MEDINA FOR THE USE OF
THE 1969 MEDINA COUNTY COURTHOUSE FOR THE OPERATION OF THE
MEDINA MUNICIPAL COURT**

WHEREAS, the Medina County Board of Commissioners and the City of Medina previously entered into a lease agreement which was executed through Resolution 23-0804 for the relocation of the Medina Municipal Court from its current location to the 1969 County Courthouse Building located at 93 Public Square, and

WHEREAS, the Medina County Board of Commissioners and the City of Medina wish to amend the lease agreement with new terms commencing on July 1, 2024, and

WHEREAS, the amended lease agreement as specified in Exhibit A, would defer security expenses paid to the Medina County Board of Commissioners until after the Medina Municipal Court takes occupancy of the 1969 Courthouse for operations, and

WHEREAS, the parties agree that in exchange for deferring security expenses, the City will permit the County to retain possession of the existing boiler system located within the 1969 Courthouse should a new system be installed during the renovation project, and

WHEREAS, the parties also agree that the Medina Municipal Court staff shall utilize the existing staff entrance at the courthouse complex unless other subsequent arrangements are negotiated between the parties.

NOW, THEREFORE, BE IT RESOLVED the Medina County Board of Commissioners hereby approves the amended lease agreement and all terms and conditions with the City of Medina as specified in Exhibit A.

Voting AYE thereon: Mrs. Swedyk and Mr. Harrison

Adopted: June 25, 2024

Prepared by: Assistant County Administrator

The Clerk of the Board of County Commissioners
of Medina County, Ohio does hereby certify
that the foregoing is a true and correct copy
of the resolution adopted by said board

on 6/25/24
Rhonda J. Beck

ORDINANCE NO. 135-24

AN ORDINANCE APPROVING THE PETITION OF LTC MONTVILLE, LLC TO BE INCLUDED WITHIN THE CITY OF MEDINA-MONTVILLE TOWNSHIP JOINT ECONOMIC DEVELOPMENT DISTRICT PURSUANT TO OHIO REVISED CODE SECTION 715.76, AND DECLARING AN EMERGENCY.

WHEREAS: As of December 14, 2009, the City of Medina and the Township of Montville, Medina County, Ohio (the “Contracting Parties”) entered into the City of Medina-Montville Township Joint Economic Development District and Annexation Contract (“JEDD Contract”), approved by Medina City Ordinance No. 182-09 and Resolution No. 120809.01 of the Montville Township Board of Trustees, creating the City of Medina – Montville Township Joint Economic Development District; and

WHEREAS: The JEDD Contract was entered into pursuant to Ohio Revised Code Sections 715.72 through 715.83; and

WHEREAS: LTC Montville, LLC, located at 6045 Wooster Pike Rd., Medina, Ohio, Parcel Number 030-11A-05-008 would like to join the Medina-Montville Township Joint Economic Development District pursuant to Ohio Revised Code Section 715.76.

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

SEC. 1: That the Mayor be, and hereby is, authorized and directed to approve the Petition of LTC Montville, LLC, located at 6045 Wooster Pike Rd. to be included into the Medina-Montville Joint Economic Development District pursuant to Ohio Revised Code Section 715.76.

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

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

SEC. 4: That this Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason the developer has a timeline on licenses; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

PETITION OF PROPERTY OWNERS AND OWNERS OF BUSINESSES TO BE INCLUDED WITHIN THE CITY OF MEDINA-MONTVILLE TOWNSHIP JOINT ECONOMIC DEVELOPMENT DISTRICT PURSUANT TO R.C. 715.72

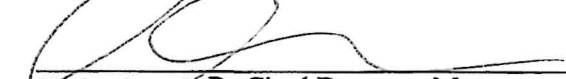
The Undersigned represents one-hundred percent (100%) of the owners of property and one-hundred percent (100%) of the owners of businesses to be included in the City of Medina-Montville Township Joint Economic Development District ("JEDD"). The Undersigned hereby petitions for the addition of the parcels specified below, and the businesses located on such parcels, to the JEDD.

Further, the Undersigned agrees that all documents required by R.C. 715.72 shall be made available for public inspection in the office of the Clerk of City Council of the City of Medina and in the office of the Fiscal Officer of Montville Township. Such documents include a copy of the amendment to the JEDD contract, a description of the area to be added or from the district, and a map of that area in sufficient detail to denote the specific boundaries of the area and to indicate any zoning restrictions applicable to the area

The Undersigned also consents to a public hearing regarding the amendment of the JEDD to include the aforementioned parcels to the JEDD.

PROPERTY OWNER:

LTC Montville, LLC
Name of Title Owner

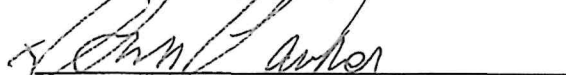

Undersigned R. Chad Brenner, Manager
Signature of Title Owner

6045 Wooster Pike
Medina, Ohio 44256
Property Address

030-11A-05-008
Parcel Number

BUSINESS OWNER(S):

Brunswick Health & Rehabilitation Center, Inc.
Name of Business Owner


Undersigned Dan Parker, President
Signature of Business Owner

6045 Wooster Pike
Medina, Ohio 44256
Business Address

030-11A-05-008
Parcel Number

ORDINANCE NO. 136-24

AN ORDINANCE AMENDING ORDINANCE NO. 20-23, PASSED JANUARY 23, 2023, RELATIVE TO THE ESTIMATED COST OF THE PROJECT FOR THE CITY RAILROAD IMPROVEMENTS PROJECT.

WHEREAS: Ordinance No. 190-22, passed October 11, 2022, authorized bidding and awarding a contract to the successful bidder for the City Railroad Improvements Project; and

WHEREAS: Ordinance No. 20-23, passed January 23, 2023, authorized amending Section 2 of the ordinance, increasing the estimated cost of the project to \$457,000.00; and

WHEREAS: Due to unforeseen issues during construction, additional work had to be performed by the contractor, thus increasing the project costs.

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

SEC. 1: That the estimated cost of the project in Section 1 of Ordinance No. 20-23, passed January 23, 2023, is hereby amended to read as follows for Wintrow Construction:

That the estimated cost of the project, in the amount of \$476,999.85, is available as follows: \$249,600.00 in Account No. 109-0630-54411 (ORDC Grant), \$148,999.93 in Account No. 108-0610-54411, and \$78,399.92 in Account No. 145-0630-54411.

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

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

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

ORDINANCE NO. 137-24

**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>
104-0301-53315 (Feckley Donation)	2,577.00 *
106-0101-53315 (Donation)	500.00 *
301-0707-53322	15,000.00 *
171-0743-52214	0.04

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>
171-0610-54411	0.04

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

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

* - new appropriation

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

RESOLUTION NO. 138-24

**A RESOLUTION AUTHORIZING PARTICIPATION IN OHIO
DEPARTMENT OF TRANSPORTATION'S (ODOT)
COOPERATIVE PURCHASING PROGRAM.**

WHEREAS: Section 5513.01 (B) provides the opportunity for Counties, Townships, Municipal Corporations, Conservancy Districts, Township Park Districts, Park Districts created under Chapter 1545 of the Revised Code, Port Authorities, Regional Transit Authorities, Regional Airport Authorities, Regional Water and Sewer Districts, County Transit Boards, State Universities or Colleges to participate in contracts of the Ohio Department of Transportation for the purchase of machinery, material, supplies or other articles.

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

SEC. 1: That the Mayor hereby requests authority in the name of the City of Medina to participate in the Ohio Department of Transportation contracts for the purchase of machinery, materials, supplies or other articles which the Department has entered into pursuant to Ohio Revised Code Section 5513.01 (B).

SEC. 2: That the Mayor is hereby authorized to agree in the name of the City of Medina to be bound by all terms and conditions as the Director of Transportation prescribes.

SEC. 3: That the Mayor is hereby authorized to agree in the name of the City of Medina to directly pay vendors, under each such contract of the Ohio Department of Transportation in which the City of Medina participates, for items it receives pursuant to the contract.

SEC. 4: That the City of Medina agrees to be responsible for resolving all claims or disputes arising out of its participation in the cooperative purchase program under Section 5513.01 (B) of the Ohio Revised Code. The City of Medina agrees to waive any claims, actions, expenses, or other damages arising out of its participation in the cooperative purchasing program which the City of Medina may have or claim to have against ODOT or its employees, unless such liability is the result of negligence on the part of ODOT or its employees.

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

PASSED: _____

SIGNED: _____
President of Council

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Mayor

ORDINANCE NO. 139-24

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH URETEK USA, INC. TO COMPLETE A REHABILITATION PROJECT ON EAST REAGAN PARKWAY.

WHEREAS: In accordance with ORC 5513.01(B) the City of Medina, Ohio requested authority to participate in State contracts which the Ohio Department of Transportation has entered into for the purchase of machinery, materials, supplies and other articles; and

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

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

SEC. 1: That the Mayor is hereby authorized to utilize the Ohio Department of Transportation’s (ODOT) Cooperative Purchasing Program to enter into an Agreement with Urettek USA, Inc. to complete a rehabilitation Project on East Reagan Parkway.

SEC. 2: That the funds to cover this agreement, in the amount of \$900,000.00, are available in Account No. 108-0610.

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

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

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor