

**CITY OF MEDINA
AGENDA FOR COUNCIL MEETING**

March 13, 2023
Medina City Hall – Council Rotunda
7:30 p.m.

Call to Order.

Roll Call.

Reading of minutes. (February 27, 2023)

Reports of standing committees.

Requests for council action.

Reports of municipal officers.

Notices, communications and petitions.

Liquor Permit:

Not to object to the TREX issuance of a D-1 permit to from City Barbeque, LLC dba City Barbeque, 2330 N. Fairfield Rd., Unit B, Beavercreek, Ohio to City Barbeque, LLC, 960 N. Court St., Medina.

Unfinished business.

Introduction of visitors.

(speakers limited to 5 min.)

Introduction and consideration of ordinances and resolutions.

Motion to suspend the Rules requiring three readings on the following ordinances and resolutions: Ord. 49-23, Ord. 50-23, Ord. 51-23, Ord. 52-23, Ord. 53-23, Ord. 54-23, Ord. 55-23, Ord. 56-23, Ord. 57-23, Ord. 58-23

Ord. 49-23

An Ordinance ratifying the agreement between the City of Medina and the International Brotherhood of Teamsters, Local 436.

(emergency clause requested)

Ord. 50-23

An Ordinance ratifying the Collective Bargaining Agreement between the City of Medina and the Ohio Patrolmen's Benevolent Association for the Police Sergeants and authorizing the Mayor to execute said Agreement.

(emergency clause requested)

Ord. 51-23

An Ordinance ratifying the Collective Bargaining Agreement between the City of Medina and the Ohio Patrolmen's Benevolent Association for the Patrol Officers and authorizing the Mayor to execute said Agreement.
(emergency clause requested)

Ord. 52-23

An Ordinance ratifying the Collective Bargaining Agreement between the City of Medina and the Ohio Patrolmen's Benevolent Association for the Communication Officers and authorizing the Mayor to execute said Agreement.
(emergency clause requested)

Ord. 53-23

An Ordinance authorizing the expenditure to Kleinfelder, Inc. for the administration of the PY2022 Community Housing Impact and Preservation (CHIP) Grant Program.
(emergency clause requested)

Ord. 54-23

An Ordinance amending Ordinance No. 150-22, passed August 22, 2022, relative to payment to AM Plumbing for work performed at the Battered Women's Shelter as part of the CDBG-Target of Opportunity Grant.
(emergency clause requested)

Ord. 55-23

An Ordinance amending Ordinance No. 104-22, passed May 23, 2022 relative to the Gates Mills Culvert Replacement Project.

Ord. 56-23

An Ordinance of the Council of the City of Medina, Ohio, certifying that when a municipal obligation was incurred sums were lawfully appropriated in the funds to satisfy the obligation and sufficient sums currently exist to satisfy this obligation.
(emergency clause requested)

Ord. 57-23

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

Ord. 58-23

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

Council comments.

Adjournment.

MEDINA CITY COUNCIL
Monday, February 27, 2023

Call to Order:

Medina City Council met in regular session on Monday, February 27, 2023 at Medina City Hall. The meeting was called to order at 7:30 p.m. by Council President John Coyne III, who led in the Pledge of Allegiance.

John Coyne requested a moment of silence for the passing of Virginia Jeandrevin. Virginia served on Medina City Council for 8 years in Ward 2. Condolences to her family. February 9, 1937 – February 13, 2023

Roll Call:

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

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

Minutes:

Mr. Shields moved that the minutes from the regular meeting on Monday, February 13, 2023, as prepared and submitted by the Clerk be approved, seconded by Mr. Simpson. The roll was called and passed by the yea votes of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and J. Shields.

Reports of Standing Committees:

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

Health, Safety & Sanitation Committee: Mr. Simpson stated they met prior to the Finance Committee meeting tonight and received updates for 2023 from Nino Piccoli on the Sanitation Department, Mayor Hanwell (Chief Walters) on the Fire Department and Chief Kinney on the Police Department.

Public Properties Committee: Mr. Shields stated that Public Properties has a meeting ternately scheduled before the Finance Committee on March 27th at 5:00 p.m.

Special Legislation Committee: Mr. Lamb had no report, stated he has detailed the 6 things that are in his committee, and will send the list to the clerk of council this week and to the other two members on this committee to set the dates.

Streets & Sidewalks Committee: Ms. Haire had no report. Gave update on flashing lights – Mr. Patton received 3 price quotes for purchasing and installing 3 sets of crossing lights. One quote was under the \$25,000 threshold and we can proceed with a P.O. and move forward with the project.

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

Emerging Technologies Committee: Mr. Rose was absent.

Requests for Council Action:

Finance Committee

- 23-044-2/27 – Budget Amendments
- 23-045-2/27 – Fund Advance Requests
- 23-046-2/27 – Fund Transfer Request – Railroad Fund
- 23-047-2/27 – Then & Now – Pioneer Technology – Muni Court
- 23-048-2/27 – Then & Now – Pioneer Technology – Muni Court
- 23-049-2/27 – Increase P.O. #23-611 – Technology Engineering – IT
- 23-050-2/27 – Amend Ord. 200-22, Account Number
- 23-051-2/27 – Increase P.O. #23-733 – Littman, Inc. – Service Dept.
- 23-052-2/27 – Approve Teamster’s Contract
- 23-053-2/27 – Approve OPBA Collective Bargaining Agreements
- 23-054-2/27 – Increase P.O. #23-292 – Akron Uniform – PD
- 23-055-2/27 – Authorize Expenditure Kleinfelder Inc. – PY22 CHIP Grant
- 23-056-2/27 – Amend Ord. 203-22 – West Smith Reconstruction Project
- 23-057-2/27 – Amend Ord. 104-22 – Gates Mills Culvert Replacement
- 23-058-2/27 – Then & Now – Medina County Sanitary Engineers
- 23-059-2/27 - Expenditure Over \$15,000 – Flashing Lights E. Reagan/Ashwood and W. Sturbridge Drive at AI Root Middle School

Reports of Municipal Officers:

Dennis Hanwell, Mayor, reported the following:

- A. 29th Annual Ice Festival by Elegant Ice and presented by Serpentine of Medina was a great success February 17-21; with the exception of warmer weather on Saturday afternoon and Sunday adversely affecting the sculptures. The event was very well attended.
- B. On February 21st from 5 p.m. – 9 p.m. there was a First Responder Appreciation Night at the Foundry for county police, fire, EMS, healthcare workers, etc. It was well attended and appreciated. The event was presented by Second Baptist Church and Sister Circle Medina, Inc. It was graciously sponsored by the Stephenson Foundation!
- C. On February 23rd at 7 p.m. there was a Black History Month event presented by the American Association of University Women at Fellowship Baptist Church in Medina. The event was titled “The Struggles and Triumphs of African American Physicians. I would like to thank the local AAUW members for presenting this great program.
- D. On February 24th at noon, Leadership Medina County presented a zoom program with Second Baptist Pastor Arthur Ruffin entitled “Beyond the Headlines-What Does Juneteenth Really Mean?” I was honored to attend.

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

Kimberly Marshall, Economic Development Director, stated on Friday, March 10th, at 10 a.m. the first ribbon cutting is at Pioneer Physicians located at 279 East Reagan Parkway. The second cutting is at 11 a.m., Crumbl Cookies located at 1126 North Court Street, and then at 1 p.m. Finns Fickle Goods 113 West Liberty Street.

Medina City Council
February 27, 2023

Greg Huber, Law Department, had no report.

Chief Kinney, Police Department, had no report.

Chief Walters, Fire Department, had no report.

Jansen Wehrley, Parks and Recreation Director, stated the Forestry Department issued a permit to Ohio Edison to perform utility vegetation management mainly on the southwest side of the city along four distribution circuits. Contractor who is permitting the work is Arbor Metrics.

Dan Gladish, Building Official, was absent.

Nino Piccoli, Service Director, stated April 17th starts the Yard Waste Program for 2023. The Health, Safety and Sanitation Committee had their meeting prior to Finance Committee today. Nino discussed the Yard Waste Program, the cardboard route and food waste. With these three recycling programs there was probably 2,549 tons without the leaves, the leaves add another 1,231 tons at a rate of 13.3 % in recycling.

Patrick Patton, City Engineer, had no report.

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

Joe Toth, LST Director, stated for January 2023 the Life Support Team had 298 ambulance calls for the City of Medina and for all three entities there were 448 ambulance calls.

Notices, communications and petitions:

There were none.

Unfinished Business:

Ord. 18-23 (Third Reading)

An Ordinance rezoning a property located south of Lafayette Road and West of Industrial Parkway. Parcel Number 028-19C-17-041 from I-1 Industrial to R-3 High Density Urban Residential. Mr. Shields moved for the adoption of Ordinance/Resolution No. 018-23, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 018-23 passed by the yea votes of R. Haire, J. Hazeltine, B. Lamb, J. Shields, and D. Simpson. John Coyne abstained since he represents the applicant.

Introduction of Visitors:

There were none.

Introduction and consideration of ordinances and resolutions.

Motion to suspend the Rules requiring three readings on the following ordinances and resolutions: Ord. 39-23, Ord. 40-23, Ord. 41-23, Ord. 42-23, Ord. 43-23, Ord. 44-23, Ord. 45-23, Ord. 46-23, Ord. 47-23, Ord. 48-23. Mr. Shields moved to suspend the rules requiring three readings, seconded by Mr. Simpson. Motion Passed by the yea votes of R. Haire, J. Hazeltine, B. Lamb, J. Shields, D.

Simpson, and J. Coyne.

Ord. 39-23

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the annual purchase of General Pavement Services and Equipment to be used by the Service Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 039-23, seconded by Mr. Simpson. Mr. Piccoli stated this is an asphalt paving bid that allows us to resurface streets, make necessary repairs throughout the year. The roll was called and Ordinance/Resolution No. 039-23 passed by the yea votes of J. Hazeltine, B. Lamb, J. Shields, D. Simpson, J. Coyne, and R. Haire.

Ord. 40-23

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the 2023 Concrete Street Repair Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 040-23, seconded by Mr. Simpson. Mr. Patton stated this is their annual program to replace and repair the various sections of concrete streets throughout the city. This year they are asking for \$650,000.00. The roll was called and Ordinance/Resolution No. 040-23 passed by the yea votes of B. Lamb, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine.

Ord. 41-23

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the 2023 Concrete Pavement Joint Sealing Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 041-23, seconded by Mr. Simpson. Mr. Patton stated this is an annual program aimed at concrete preservation and maintenance. The roll was called and Ordinance/Resolution No. 041-23 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, and B. Lamb.

Ord. 42-23

An Ordinance authorizing the expenditure of \$60,000 to Signal Service Company for the Street Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 042-23, seconded by Mr. Simpson. Mr. Piccoli stated throughout the year they have necessary repairs and equipment replacement needs with respect to the traffic signal system. Some are on emergency basis and are very expensive. The roll was called and Ordinance/Resolution No. 042-23 passed by the yea votes of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and J. Shields.

Ord. 43-23

An Ordinance amending Ordinance No. 221-22, passed December 12, 2022. (Amendments to 2023 Budget – 2022 Carryforward) Mr. Shields moved for the adoption of Ordinance/Resolution No. 043-23, seconded by Mr. Simpson. Mr. Dirham stated these are unspent appropriations from 2022 being rolled into 2023. The roll was called and Ordinance/Resolution No. 043-23 passed by the yea votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, J. Shields, and D. Simpson.

Res. 44-23

A Resolution authorizing the filing of an application for grant assistance from the Ohio Historic Preservation Office for a Certified Local Government Grant. Mr. Shields moved for the adoption of Ordinance/Resolution No. 044-23, seconded by Mr. Simpson. Mr. Dutton stated this is authorization to file for a Certified Local Government grant to erect ten local historic landmark signs. The requested amount will be \$5,000 from the State of Ohio and will be matched with \$5,000 from MainStreet Medina through 3M. The roll was called and Ordinance/Resolution No. 044-23 passed by the yea votes of R. Haire, J. Hazeltine, B. Lamb, J. Shields, D. Simpson, and J. Coyne.

Ord. 45-23

An Ordinance amending Ordinance No. 221-22, passed December 12, 2022. (Amendments to 2023 Budget) Mr. Shields moved for the adoption of Ordinance/Resolution No. 045-23, seconded by Mr. Simpson. Mr. Dirham stated the first one is some court funds paid for by fees and all the rest deal with grants and there is also an advance. Mr. Shields moved to approve with the amended fund account # 171-0748-56633. The roll was called and Ordinance/Resolution No. 045-23 passed by the yea votes of D. Simpson, J. Coyne, R. Haire, J. Hazeltine, B. Lamb, and J. Shields.

Ord. 46-23

An Ordinance authorizing the Finance Director to make certain fund advances. Mr. Shields moved for the adoption of Ordinance/Resolution No. 046-23, seconded by Mr. Simpson. Mr. Dirham stated these are the advances for the last ordinance. The roll was called and Ordinance/Resolution No. 046-23 passed by the yea votes of B. Lamb, J. Shields, D. Simpson, J. Coyne, R. Haire and J. Hazeltine.

Ord. 47-23

An Ordinance authorizing the Finance Director to make certain fund transfers. Mr. Shields moved for the adoption of Ordinance/Resolution No. 047-23, seconded by Mr. Simpson. Mr. Dirham stated this is in a transfer, it is not an advance. Keith stated this is for the city's share for the railroad. The roll was called and Ordinance/Resolution No. 047-23 passed by the yea votes of J. Shields, D. Simpson, J. Coyne, R. Haire, J. Hazeltine, and B. Lamb.

Ord. 48-23

An Ordinance amending Ordinance No. 200-22, passed October 24, 2022 relative to the Requests for Proposals for Consultant Services for the Multi-Use Path Plan for the City of Medina, Ohio. Mr. Dutton stated this is an account number correction from Ord. 200-22 which was an authorization for an RFP and to award a contract. From account # 171-0410-53315 to #171-0410-52215. Mr. Shields moved for the adoption of Ordinance/Resolution No. 048-23, seconded by Mr. Simpson. The roll was called and Ordinance/Resolution No. 048-23 passed by the yea votes of J. Coyne, R. Haire, J. Hazeltine, B. Lamb, J. Shields, and D. Simpson.

Council comments.

There were none.

Medina City Council
February 27, 2023

Adjournment.

There being no further business, the meeting adjourned at 7:53 p.m.

Kathy Patton, Clerk of Council

John M. Coyne, President of Council

**NOTICE TO LEGISLATIVE
AUTHORITY**

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

15087811040 <small>PERMIT NUMBER</small>		TREX <small>TYPE</small>	CITY BARBEQUE LLC 960 N COURT ST MEDINA OH 44256	
06	01	2022 <small>ISSUE DATE</small>		
02	17	2023 <small>FILING DATE</small>		
D1 <small>PERMIT CLASSES</small>				
52	077	C	F29146 <small>RECEIPT NO.</small>	
<small>TAX DISTRICT</small>				

FROM 02/22/2023

15087810045 <small>PERMIT NUMBER</small>			CITY BARBEQUE LLC DBA CITY BARBEQUE & WEST SIDE PATIO & PAVILLION 2330 N FAIRFIELD RD UNIT B BEAVERCREEK OHIO 45432	
06	01	2022 <small>ISSUE DATE</small>		
02	17	2023 <small>FILING DATE</small>		
D1 <small>PERMIT CLASSES</small>				
29	005			
<small>TAX DISTRICT</small>			<small>RECEIPT NO.</small>	



MAILED 02/22/2023

RESPONSES MUST BE POSTMARKED NO LATER THAN. 03/27/2023

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.
REFER TO THIS NUMBER IN ALL INQUIRIES

C TREX 1508781-1040

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD IN OUR COUNTY SEAT. IN COLUMBUS.

WE DO NOT REQUEST A HEARING.

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

**CLERK OF MEDINA CITY COUNCIL
132 NORTH ELMWOOD AVENUE
MEDINA OHIO 44256**

ORDINANCE NO. 49-23

AN ORDINANCE RATIFYING THE AGREEMENT BETWEEN THE CITY OF MEDINA AND THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS, LOCAL 436, AND DECLARING AN EMERGENCY.

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

SEC. 1: That the Agreement between the City of Medina and the International Brotherhood of Teamsters, Local 436, is hereby ratified for various part-time and full time Service, Building, Engineering, and Parks and Recreation employees.

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

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

SEC. 4: That this Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason to permit wage increases to take place as soon as possible to match other employees; 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

Effective: January 1, 2023 through December 31, 2025

ORDINANCE NO. 50-23

AN ORDINANCE RATIFYING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF MEDINA AND THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION FOR THE POLICE SERGEANTS AND AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT, AND DECLARING AN EMERGENCY.

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

SEC. 1: That the Agreement between the City of Medina and the Ohio Patrolmen's Benevolent Association for the Sergeants is hereby ratified for the period of January 1, 2023 through December 31, 2025.

SEC. 2: That a copy of the Collective Bargaining Agreement is marked Exhibit A, attached hereto and made a part hereof, and is subject to the Law Director's final approval.

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

SEC. 4: That this Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason that this contract is effective as of January 1, 2023; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

Effective date – January 1, 2023 through December 31, 2025

ORDINANCE NO. 51-23

AN ORDINANCE RATIFYING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF MEDINA AND THE OHIO PATROLMEN’S BENEVOLENT ASSOCIATION FOR THE PATROL OFFICERS AND AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT, AND DECLARING AN EMERGENCY.

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

SEC. 1: That the Agreement between the City of Medina and the Ohio Patrolmen’s Benevolent Association for the Patrol Officers is hereby ratified for the period of January 1, 2023 through December 31, 2025.

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

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

SEC. 4: That this Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason that this contract is effective as of January 1, 2023; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

Effective date – January 1, 2023 through December 31, 2025

ORDINANCE NO. 52-23

AN ORDINANCE RATIFYING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF MEDINA AND THE OHIO PATROLMEN’S BENEVOLENT ASSOCIATION FOR THE COMMUNICATION OFFICERS AND AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT, AND DECLARING AN EMERGENCY.

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

SEC. 1: That the Agreement between the City of Medina and the Ohio Patrolmen’s Benevolent Association for the Communication Officers is hereby ratified for the period of January 1, 2023 through December 31, 2025.

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

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

SEC. 4: That this Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason that this contract is effective as of January 1, 2023; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

Effective date – January 1, 2023 through December 31, 2025

ORDINANCE NO. 53-23

AN ORDINANCE AUTHORIZING THE EXPENDITURE TO KLEINFELDER, INC. FOR THE ADMINISTRATION OF THE PY2022 COMMUNITY HOUSING IMPACT AND PRESERVATION (CHIP) GRANT PROGRAM, AND DECLARING AN EMERGENCY.

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

SEC. 1: That the expenditure in the amount of \$62,000.00 to Kleinfelder, Inc. for the Administration of the PY22 CHIP grant is hereby authorized.

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

SEC. 3: That the funds to cover this expenditure, in the amount of \$62,000.00 are available as follows: \$36,000.00 in an Account No. 138-0462-52215 (AC-22-01), \$19,500.00 in Account No. 139-0462-52215 (AC-22-05), and \$6,500.00 in Account No. 139-0462-52215 (AC-22-05).

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

SEC. 5: That this Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason the consultant is currently performing services; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

ORDINANCE NO. 54-23

AN ORDINANCE AMENDING ORDINANCE NO. 150-22, PASSED AUGUST 22, 2022, RELATIVE TO PAYMENT TO AM PLUMBING FOR WORK PERFORMED AT THE BATTERED WOMEN'S SHELTER AS PART OF THE CDBG-TARGET OF OPPORTUNITY GRANT, AND DECLARING AN EMERGENCY.

WHEREAS: Ordinance No. 150-22, passed August 22, 2022, authorized payment to AM Plumbing for work performed at the Battered Women's Shelter as part of the CDBG-Target of Opportunity Grant; and

WHEREAS: A change order to the initial contract is necessary, causing the contract amount to be increased from \$109,332.00 to \$114,839.06.

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

SEC. 1: That Ordinance No. 150-22, passed August 22, 2022 is hereby amended to reflect the increase of the contract amount from \$109,332.00 to \$114,839.06 for AM Plumbing and work performed at the Battered Women's Shelter as part of the CDBG-Target of Opportunity Grant.

SEC. 2: That the funds to cover the increase, in the amount of \$5,507.06, are available in Account Number 125-0451-52215.

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

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

PASSED: _____

SIGNED: _____
President of Council

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Mayor

ORDINANCE NO. 55-23

**AN ORDINANCE AMENDING ORDINANCE NO. 104-22,
PASSED MAY 23, 2022 RELATIVE TO THE GATES MILLS
CULVERT REPLACEMENT PROJECT.**

WHEREAS: Ordinance No. 104-22, passed May 23, 2022, authorized bidding and awarding a contract for the Gates Mills Culvert Replacement Project for an amount of \$531,500.00; and

WHEREAS: The Engineering Department would like to increase the cost of the project by \$15,000.00 for a revised amount of \$546,500.00, to allow the contractor to remove and replace additional concrete pavement adjacent to the culvert.

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

SEC. 1: That the contract bid amount in Ordinance No. 104-22 is hereby amended to include an increase of \$15,000.00, for a revised total of \$546,500.00, to be allocated as follows: \$10,950.00 in Account No. 380-0688-54414 and \$4,050.00 in Account No. 108-0688-54414, for the Gates Mills Culvert Replacement Project.

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

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

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

ORDINANCE NO. 56-23

AN ORDINANCE OF THE COUNCIL OF THE CITY OF MEDINA, OHIO, CERTIFYING THAT WHEN A MUNICIPAL OBLIGATION WAS INCURRED SUMS WERE LAWFULLY APPROPRIATED IN THE FUNDS TO SATISFY THE OBLIGATION AND SUFFICIENT SUMS CURRENTLY EXIST TO SATISFY THIS OBLIGATION, AND DECLARING AN EMERGENCY.

WHEREAS: Certain certifications are necessary for the continued operations of Municipal Services; and

WHEREAS: This Ordinance will provide for the efficient and lawful certifications to provide Municipal Services as required by Ohio Revised Code Section 5705.41(D).

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

SEC. 1: That in accordance with Ohio Revised Code §5705.41(D), at the time that the contract or order was made and at the time of execution of the Finance Director’s certificate, sufficient funds were available or in the process of collection, to the credit of a proper fund, properly appropriated and free from any previous encumbrance.

SEC. 2: That the Finance Director is authorized to draw warrants for the payment of Invoice #2381 to the Medina County Sanitary Engineers for the Engineering Department.

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 because of the immediate need for the authorization of expenditures, this Resolution shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: _____

SIGNED: _____

President of Council

ATTEST: _____

APPROVED: _____

Clerk of Council

SIGNED: _____

Mayor

ORDINANCE NO. 57-23

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

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

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

- \$90.00 from (108) Street/Stormwater Fund to (386) FHWA Fund
- 10,950.00 from (001) General Fund to (380) Grant Fund

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

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

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

PASSED: _____

SIGNED: _____
President of Council

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Mayor

ORDINANCE NO. 58-23

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

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

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

<u>Account No./Line Item</u>	<u>Additions</u>
104-0301-53313	1,550.06 *
001-0707-56615	10,950.00 *
108-0688-54414	4,050.00 *
380-0688-54414	10,950.00 *
108-0610-56615	90.00 *
138-0460-52215	1,655.00 *
139-0460-52215	1,730.00 *
386-0676-54414	90.00 *
547-0650-53322	25,000.00 *
574-0350-54412	29,863.00 *
109-0757-50111	1,164.50
109-0757-51121	3,071.00
109-0757-51121	475.00
138-0462-52214	500.00
171-0110-54413	437,676.15

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

<u>Account No./Line Item</u>	<u>Reductions</u>
109-0757-53315	1,164.50
109-0757-52226	3,071.00
109-0757-53313	475.00
138-0462-50111	500.00
171-0743-52214	437,676.15

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