

**CITY OF MEDINA
AGENDA FOR COUNCIL MEETING**

January 9, 2017
Medina City Hall
7:30 p.m.

Public Hearing.

To consider the Planning Commission Recommendation to amend the Planning and Zoning Code to create a Transitional Housing use definition and regulatory framework.

Call to Order.

Roll Call.

Reading of minutes. (December 12, 2016)

Reports of standing committees.

Requests for council action.

Reports of municipal officers.

Confirmation of President of Council appointment.

Community Investment Corporation – Jim Shields (Treasurer) – Exp. 12/31/18

Confirmation of Council appointment.

Archive Commission – Shannon Conley-Kurjian – Exp. 12/31/18

Notices, communications and petitions.

Unfinished business.

Introduction of visitors.

(speakers limited to 5 min.)

Introduction and consideration of ordinances and resolutions.

Ord. 1-17

An Ordinance amending Section 509.08 (B) of the codified ordinances of the City of Medina, Ohio relative to Curfew.

Ord. 2-17

An Ordinance amending Section 31.02(E) of the Salaries and Benefits Code of the City of Medina, Ohio relative to the Salary Schedule for Part-Time Employees of the Medina Community Recreation Center affected by the Ohio Minimum Wage increase.
(emergency clause requested)

Ord. 3-17

An Ordinance authorizing the payment of \$30,000.00 to Main Street Medina for the City's 2017 Membership Renewal.

Res. 4-17

A Resolution authorizing the Mayor to execute the Statement of Responsibility pertaining to the Granger Road Low Head Dam Removal.

Ord. 5-17

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. 6-17

An Ordinance establishing a Police Training Fund #152.

Ord. 7-17

An Ordinance establishing a Federal Equitable Sharing Program Grant Fund #151.

Ord. 8-17

An Ordinance amending Ordinance No. 167-16, passed December 12, 2016. (Amendments to 2017 Budget)

Res. 9-17

A Resolution authorizing the Mayor to file an application for grant assistance with the Ohio Environmental Protection Agency (EPA) for a Community Development Grant supporting community recycling and litter prevention activities.
(emergency clause requested)

Council comments.

Adjournment.

MEDINA CITY COUNCIL
Monday, December 12th, 2016

Opening:

Medina City Council met in regular, open session on Monday, December 12th, 2016. The meeting was called to order at 7:30 p.m. by President of Council John Coyne who led the Pledge of Allegiance.

Roll Call:

The roll was called with the following members of Council present M. Kolesar, B. Lamb, P. Rose, J. Shields, J. Coyne, and B. Hilberg. D. Simpson was absent.

Also present were the following members of the Administration: Mayor Dennis Hanwell, Keith Dirham, Greg Huber, Patrick Patton, Chief Painter, Jonathan Mendel, Jansen Wehrley, Dan Gladish, Kimberly Marshall, Mike Wright, Nino Piccoli and Lt. Birckbichler.

Minutes:

Mr. Shields moved that the minutes from the regular meeting on November 28, 2016 as prepared and presented by the Clerk be approved, seconded by Mr. Kolesar. The roll was called and the minutes were approved by the yea votes of B. Lamb, P. Rose, J. Shields, J. Coyne, B. Hilberg, and M. Kolesar.

Reports of Standing Committees:

Finance Committee: Mr. Coyne reported the Finance Committee met prior to this Council meeting and will again meet next year.

Health, Safety & Sanitation Committee: Mr. Kolesar reported a meeting scheduled for Monday, December 19th at 5:30 p.m. in the Multi-Purpose Room at City Hall. Discussion will be on possible future changes/adjustments to our trash collection.

Public Properties Committee: Mr. Shields had no report.

Special Legislation Committee: Mr. Lamb had no report.

Streets & Sidewalks Committee: Mr. Simpson was absent.

Water & Utilities Committee: Mr. Hilberg had no report.

Emerging Technologies Committee: Mr. Rose reported their last meeting was on December 6th where they discussed the Disaster Recovery Plan and execution of it.

Requests for Council Action:

Finance Committee

- 16-195-12/12 – Budget Amendments
- 16-196-12/12 – Amend Codified Ord. 509.08(b) - Curfew
- 16-197-12/12 – Amend S&B Code – MCRC Part-Time Pay Scale
- 16-198-12/12 – Small Cell Tower Opposition Resolution
- 16-199-12/12 – 2017 Main Street Medina Membership Renewal
- 16-200-12/12 – 2017 Public Defender Contract Renewal
- 16-201-12/12 – Statement of Maintenance Responsibility – Low Head Dam Removal

16-202-12/12 – Transfer Request – Parking Fund
16-203-12/12 – Advance Request – Various Funds
16-204-12/12 – Advance Request – Rollover of Outstanding

Reports of Municipal Officers:

Dennis Hanwell, Mayor, reported the following:

- 1) First Night Medina - Venues for the New Year's Eve entertainment include Uptown Park, where several bands will perform leading up the 2017 countdown, as well as First Merit Bank on the square, Garfield Elementary School, Cups Café, City Hall and the United Church of Christ Congregational. Admission is \$10 for adults and free for children younger than 18. Activities are planned for adults, teens and children. Admission buttons may be purchased at the Medina County Convention and Visitors Bureau.
- 2) 2016 was a very positive year for Medina - road and sidewalk improvements, outdoor pool renovations, new businesses openings, industry expansions, and a vibrant town Square to support our local businesses and draw in visitors. Great collaboration with Chamber and Main Street Medina to keep the momentum going. Thanks as well to Council for ongoing support and approvals as we continue to promote "There is Something Special About Medina!"
- 3) Mayor Hanwell wished Council, staff and the Community a very Merry Christmas and a blessed holiday season.

Keith Dirham, Finance Director, reported on the agenda tonight Council will vote on the 2017 budget and the 5 year plan, and then a bunch of year end items coming out of finance that he will address.

Greg Huber, Law Director, stated he was looking at Ordinance 178-16 for the part-time dispatchers and requested Council pass this ordinance subject to his approval. He would like to make a couple changes in the way it is written.

Lt. Birckbichler, Police Department, had no report.

Kimberly Marshall, Economic Development Director, had no report.

Jonathon Mendel, Planning Community Director, had no report.

Chief Painter, Fire Chief, had no report.

Mike Wright, Recreation Center Director, stated their winter program brochure for 2017 is now available on line at www.medinarec.org and in the Post newspapers this Saturday, December 17th. Hard copies will be available at the Rec. Center on Sunday, December 18th. Starting January 1st through March 31st the Rec. will be offering a \$3 senior daily admission pass so they can stay

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warm while exercising instead of out in the cold. The next Rec. Advisory Board meeting is Thursday, December 15th at 7:30 a.m. at the Rec Center.

Jansen Wehrley, Parks and Recreation Director, stated the Forestry Department issued a work permit today for the Ohio Edison Company to perform utility vegetation management along 7 distribution circuits in the City of Medina; this is their pruning cycle. Residents and businesses will be contacted in person or you will see a green door hanger if you live on one of the streets being affected.

Dan Gladish, Building Official, had no report.

Patrick Patton, City Engineer, stated they are continuing installing the waterline on North Court St. and should be completed in the next two weeks, some night work is being done to reduce the impact on traffic.

Nino Piccoli, Service Director, reported they have temporarily ceased the leaf pick up program given the recent snow fall. Snow and ice are destructive on the vacuum equipment.

Notices, Communications and Petitions:

Liquor Permit:

Mr. Shields moved not to object to the transfer of a C1 and C2 permit from Ramsai Ltd. Dba VIP Mini Mart, 238 N. Court Street to OM Shreeji Sai Ltd., VIP Mini Mart, 238 N. Court Street. Motion seconded by Mr. Kolesar and approved by the yea votes of P. Rose, J. Shields, J. Coyne, B. Hilberg, M. Kolesar, and B. Lamb.

Unfinished Business:

There was none.

Introduction of Visitors:

Kyle White residing at 1076 Brookpoint Dr. – She is the Community Development Director for the Ohio State University Office of Extension in Medina County. She presented a new program they are launching called the Medina County Local Government Leadership Academy and they are inviting all local and regional elected officials, board members, staff and any interested citizens who would like to attend. The group of classes include 11 that are different titles, different topics. Speakers will be coming from all over the State to present, including an Assistant Attorney General who will present on ethics, an attorney from the Ohio State University who will present the right to farm laws and farming. Contact them via the website or call Kyle at 330-725-4911 ext. 107 for further information.

Introduction and Consideration of Ordinances and Resolutions:

Ord. 167-16:

An Ordinance to make appropriations for current expenses and other expenditures of the City of Medina, Ohio for the fiscal year ending December 31, 2017. Mr. Shields moved for the adoption of Ordinance/Resolution No. 167-16, seconded by Mr. Kolesar. Mr. Dirham stated he

will address this and the next ordinance. This ordinance is the budget for next year and it is separate because that is how the State code lays it out. We choose to do a 5-year plan and that's the next ordinance. We've been working on the budget all year starting in January going through all the departments. Mr. Coyne thanked everyone for their hard work and effort, the Administration and members of Council have gone through this process now for a decade or more and it has proven to be a great success for the City of Medina in approaching the way that we budget and the way we view our finances and projects for future years. With our 5-year budget we have had to reallocate some of the income tax allocation to the general fund and monies that come to the local municipalities have lost about \$1 million dollars per year and we had to figure out how to fill that gap and we've done a great job because the General Fund has been the hardest hit with respect to State cuts and the State budget. The roll was called and Ordinance/Resolution No. 167-16 passed by the yea votes of J. Shields, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb and P. Rose.

Res. 168-16:

A Resolution adopting a Five-Year Budget for the City of Medina, Ohio for the period beginning January 1, 2017 through December 31, 2021. Mr. Shields moved for the adoption of Ordinance/Resolution No. 168-16, seconded by Mr. Kolesar. The roll was called and Ordinance/Resolution No. 168-16 passed by the yea votes of J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, and J. Shields.

Ord. 169-16:

An Ordinance authorizing the Mayor to enter into a contract with Montville Township for Fire Services. Mr. Shields moved for the adoption of Ordinance/Resolution No. 169-16, seconded by Mr. Kolesar. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 169-16, seconded by Mr. Kolesar. Mayor Hanwell explained this contract is a combination of the Fire Services Contract for the City of Medina in providing fire services to the Township of Montville and has for quite some time. In addition, we added a second shift staffing Contract that we tried for a 6 month period and then extended it. The cost of the second shift is shared equally. Both parties are pleased with the results of the 2nd shift staffing and we've merged both of the contracts into one now making it a four year contract. Emergency clause is needed due to time restraints with contracts. The roll was called on adding the emergency clause and was approved by the yea votes of M. Kolesar, B. Lamb, P. Rose, J. Shields, J. Coyne, and B. Hilberg. The roll was called and Ordinance/Resolution No. 169-16 passed by the yea votes of B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, and J. Coyne.

Ord. 170-16:

An Ordinance authorizing the increase of the expenditure to G C G Construction from \$31,395.00 to \$33,455 relative to Project #AC-14-13 of the PY 14 CHIP Grant. Mr. Shields moved for the adoption of Ordinance/Resolution No. 170-16, seconded by Mr. Kolesar. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 170-16, seconded by Mr. Kolesar. Mr. Mendel stated this is an increase to an existing P.O. to bring it up to about \$33,500 for a CHIP project at 133 West Union St. Final payments need to happen by December 31st. The roll was called on adding the emergency clause and was approved by the yea votes of P. Rose, J. Shields, J. Coyne, B. Hilberg, M. Kolesar, and B. Lamb. The roll was called and Ordinance/Resolution No. 170-16 passed by the yea votes of B. Lamb, P. Rose, J. Shields, J.

Coyne, B. Hilberg, and M. Kolesar.

Ord. 171-16:

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the replacement of the S. Elmwood Bridge. Mr. Shields moved for the adoption of Ordinance/Resolution No. 171-16, seconded by Mr. Kolesar. Mr. Patton stated this project is to replace the bridge and is being paid for 63% of it through the Ohio Public Works Commission Grant. The City is responsible for the rest coming to a little over \$200,000. The roll was called and Ordinance/Resolution No. 171-16 passed by the yea votes of J. Shields, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb and P. Rose.

Ord. 172-16:

An Ordinance authorizing the expenditure of not to exceed \$6,000.00 to Waterloo Tent & Tarp Co. for the purchase of a sunshade for the Memorial Park Pool. Mr. Shields moved for the adoption of Ordinance/Resolution No. 172-16, seconded by Mr. Kolesar. Brian Hilberg explained with the limited budget that Council provided to the Administration to try and get the pool renovated, he feels Mr. Wehrley and Mr. Wright and all else involved did a great job putting together a new plan for the pool. After some discussion, it was decided that one 25ft. sunshade wouldn't provide enough shade and they would like to get another. The roll was called and Ordinance/Resolution No. 172-16 passed by the yea votes of B. Hilberg, M. Kolesar, B. Lamb, P. Rose, and J. Shields.

Ord. 173-16:

An Ordinance amending Ordinance No. 165-15, passed December 22, 2015.

(Amendments to 2016 Budget) Mr. Shields moved for the adoption of Ordinance/Resolution No. 173-16, seconded by Mr. Kolesar. Mr. Dirham stated there are a number of amendments to the budget this week and he won't be going through all of them but they were discussed in committee. It's the end of the year so they have to cover their budgets. The roll was called and Ordinance/Resolution No. 173-16 passed by the yea votes of B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, and J. Coyne.

Res. 174-16:

A Resolution authorizing the Mayor to enter into Agreements with the Medina County Commissioners and the Medina County Public Defender Commission so as to provide legal counsel to indigent persons charged with a violation of the City's ordinances. Mr. Shields moved for the adoption of Ordinance/Resolution No. 174-16, seconded by Mr. Kolesar. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 174-16, seconded by Mr. Kolesar. Mr. Huber stated this is an annual contract with the county to provide legal counsel to indigent persons. Emergency clause is needed as a result of the fact that they need to have the contract in place by January 1st. The roll was called on adding the emergency clause and was approved by the yea votes of B. Lamb, P. Rose, J. Shields, J. Coyne, B. Hilberg, and M. Kolesar. The roll was called and Ordinance/Resolution No. 174-16 passed by the yea votes of M. Kolesar, B. Lamb, P. Rose, J. Shields, J. Coyne, and B. Hilberg.

Ord. 175-16:

An Ordinance authorizing the Finance Director to make certain fund transfers. Mr. Shields moved for the adoption of Ordinance/Resolution No. 175-16, seconded by Mr. Kolesar. Mr. Dirham stated this is a transfer from the General Fund to the Parking Fund, the Parking Fund is not self-sustaining and money is transferred into it each year to cover costs. The roll was called and Ordinance/Resolution No. 175-16 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, B. Hilberg, M. Kolesar, and B. Lamb.

Ord. 176-16:

An Ordinance authorizing the Finance Director to make certain fund advances. Mr. Shields moved for the adoption of Ordinance/Resolution No. 176-16, seconded by Mr. Kolesar. Mr. Dirham explained these are advances and advances alone from one fund to another and these all deal with grant projects. When we get a grant we don't get money up front, we get reimbursed so we have to loan money to a fund, expend the money, submit for reimbursement and then we can repay the loan. The roll was called and Ordinance/Resolution No. 176-16 passed by the yea votes of J. Shields, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb and P. Rose.

Ord. 177-16:

An Ordinance authorizing the Finance Director to make certain fund advances. Mr. Shields moved for the adoption of Ordinance/Resolution No. 177-16, seconded by Mr. Kolesar. Mr. Dirham explained that these are rolling over advances that were already existing, we roll them annually. The roll was called and Ordinance/Resolution No. 177-16 passed by the yea votes of J. Coyne, B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 178-16:

An Ordinance amending Sections 31.02 and 31.05 of the Salaries and Benefits Code of the City of Medina, Ohio relative to the Police Department, Part-Time Communication Operators. Mr. Shields moved for the adoption, subject to the Law Directors final approval, of Ordinance/Resolution No. 178-16, seconded by Mr. Kolesar. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 178-16, seconded by Mr. Kolesar. The roll was called on adding the emergency clause and was approved by the yea votes of M. Kolesar, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and B. Hilberg. Mayor Hanwell explained this request is for City Council to permit the Police Department to hire already trained and certified communications operators at a part-time capacity just for the duration of us filling the vacancies within the Police Department dispatch center until new hires can be fully certified and trained to where they can be released on their own. The emergency clause is needed due to two vacancies currently and a third one coming next week. The roll was called and Ordinance/Resolution No. 178-16 passes subject to the Law Directors final approval, by the yea votes of B. Hilberg, M. Kolesar, B. Lamb, P. Rose, J. Shields, and J. Coyne.

To be added to the agenda:

Mr. Shields moved to add Res. 179-16 to the agenda, seconded by Mr. Kolesar, roll was called and Resolution 179-16 was added by the yea votes of B. Lamb, P. Rose, J. Shields, J. Coyne, B. Hilberg, and M. Kolesar.

Res. 179-16:

A Resolution opposing a legislative proposal presented to the General Assembly concerning small cell wireless facilities which would remove local control of the public right-of-way and municipal infrastructure. Mr. Shields moved for the adoption of Ordinance/Resolution No. 179-16, seconded by Mr. Kolesar. Mr. Huber stated this resolution is a response to what our State legislators have done in direct response to a request from AT & T and other cell carriers that would require municipalities to allow a private corporation to place their cell antennas on municipal owned towers and polls in the municipal right-of-way. It is offensive that the State legislators' believe that they can presume to require the municipality to have a private corporation place their antennas on municipal owned polls. It's also offensive in this legislation that tells the municipality how much they are allowed to charge for it. There is no restriction placed on any of the cell carriers in terms of the height of the towers that they may build in the right-of-way, municipality couldn't restrict the number of cell carriers that may come in and place their antennas. It takes away local control with respect to any zoning restrictions concerning these rather ugly cell tower antennas. The emergency clause is requested so that the objection to this can be noted for what it's worth before Governor Kasich signs this legislation. Mr. Rose stated our legislators, the people we voted for to represent us, would do this to us. As a member of the Planning Commission, we've spent any number of hours reviewing cell tower placement, cell tower placement to make sure that our residents were properly protected from any admissions that may come from the towers. It's his recommendation to the residents of the State of Ohio and the City of Medina to put forth a charter amendment to the State Constitution so that things like this can never ever get through a lame duck session again. Mr. Rose explained this is an unintended consequence of term limitations we are suffering it. We can't let this happen. Mr. Kolesar stated this is an over reach of big business and legislators at the State level pushing the small guy around. Mr. Shields moved for the adoption of Ordinance/Resolution No. 179-16, seconded by Mr. Kolesar. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 179-16, seconded by Mr. Kolesar. The roll was called on adding the emergency clause and was approved by the yea votes of J. Shields, J. Coyne, B. Hilberg, M. Kolesar, B. Lamb and P. Rose. The roll was called and Ordinance/Resolution No. 179-16 passed by the yea votes of P. Rose, J. Shields, J. Coyne, B. Hilberg, M. Kolesar, and B. Lamb.

Council Comments:

Mr. Kolesar reached out to council members and staff - we all work as a team here to keep this community going and he appreciates all the hard work. Thank you all for another year of hard working to make this community as great as it is.

Mr. Rose thanked everyone in the Administration for making this city the way we like it and this is an example of a true team working together from the Administration to Council. We do have our differences but at the end of the day when it comes to making this city the way it is, we work together to get it done. Mr. Rose wished everybody a very Merry Christmas and a Blessed New Year.

Mr. Lamb stated that when it became evident that the theater was going to be torn down he felt he should create a record of the theater, a documentary, so that folks would see the important role it played in the history of our community. He worked on this for over two years with Medina TV

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and particularly with Matt Tomack who directed this for him and did all the filming. He plans on having a preview/fundraiser and the money raised selling the DVD's will go towards the restoration of the second floor in the Fire House.

Mr. Lamb thanked all the Administration, Council and employees for all their work this year and wished everyone a very Merry Christmas.

Adjournment:

There being no further business before Council, the meeting adjourned at 8:13 p.m.

Kathy Patton, CMC - Clerk of Council

John M. Coyne, President of Council

ORDINANCE NO. 1-17**AN ORDINANCE AMENDING SECTION 509.08 (B) OF THE
CODIFIED ORDINANCES OF THE CITY OF MEDINA, OHIO
RELATIVE TO CURFEW.**

WHEREAS: That Section 509.08(b) of the codified ordinances of the City of Medina, Ohio presently reads as follows:

(b) Curfew Hours.

(1) No minor shall be in or upon any public place Sunday through Thursday during the following times of night:

- A. Between 10:00 p.m. and 6:00 a.m. for minors fifteen or less years of age.
- B. Between 11:00 p.m. and 6:00 a.m. for minors sixteen or more years of age.

(2) No minor shall be in or upon any public place on Friday or Saturday during the following times of night:

- A. Between 11:00 p.m. and 6:00 a.m. for minors fifteen or less years of age.
- B. Between 12:00 a.m. and 6:00 a.m. for minors sixteen or more years of age

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

SEC. 1: That Section 509.08(b) of the codified ordinances of the City of Medina, Ohio shall be amended to read as follows:

(b) Curfew Hours.

(1) No minor shall be in or upon any public place Sunday through Thursday during the following times of night:

- A. Between 10:00 p.m. and 6:00 a.m. for minors fifteen or less years of age.
- B. Between 11:00 p.m. and 6:00 a.m. for minors sixteen or more years of age.

(2) No minor shall be in or upon any public place on Friday or Saturday during the following times of night:

- A. Between 11:00 p.m. and 6:00 a.m. for minors fifteen or less years of age.
- B. Between 12:00 a.m. and 6:00 a.m. for minors sixteen or more years of age

(3) A minor shall not be in violation of this ordinance if:

A. He is accompanied by his parent, guardian, or an adult person having the legal care, custody, and control of his person.

B. He is accompanied by an adult person having the permission of one of the persons mentioned in subsection (A) of this section; or

C. He is going directly to or from any lawful activity, entertainment, or employment with knowledge and consent of the parent, guardian, or adult person having the legal care, custody and control of his person. All minors attending functions outlined herein shall be required to be within the confines of their respective home sites one-half hour after such function is ended.

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: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Mayor

Effective date:

ORDINANCE NO. 2-17

AN ORDINANCE AMENDING SECTION 31.02(E) OF THE SALARIES AND BENEFITS CODE OF THE CITY OF MEDINA, OHIO RELATIVE TO THE SALARY SCHEDULE FOR PART-TIME EMPLOYEES OF THE MEDINA COMMUNITY RECREATION CENTER AFFECTED BY THE OHIO MINIMUM WAGE INCREASE, AND DECLARING AN EMERGENCY.

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

- SEC. 1:** That Section 31.02(E) of the Salaries and Benefits Code of the City of Medina shall amended as follows effective January 1, 2017 for all part-time employees of the Medina Community Recreation Center affected by the Ohio Minimum Wage increase.
- SEC. 2:** That a copy of the pay scale 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 new pay scale goes into effect on January 1, 2017; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: _____

SIGNED: _____
President of Council

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Mayor

31.02(E)
Ord. 2-17
Exh. A

| Recreation Center 2017 Part Time Pay Scale CPI Increase of 0.7 or 5 cents over 2015/2016 minimum wage. | | | | | | | | | | | | | | | | |
|--|---|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|
| | A | B | C | D | E | F | G | H | I | J | K | L | M | N | O | |
| RC1 | Café Attendants | \$8.15 | \$8.25 | \$8.35 | \$8.45 | \$8.55 | \$8.65 | \$8.75 | \$8.85 | \$8.95 | \$9.05 | \$9.15 | \$9.25 | \$9.35 | \$9.45 | \$9.55 |
| | Field House Attendants | | | | | | | | | | | | | | | |
| | Fitness Room Attendants | | | | | | | | | | | | | | | |
| | Office Aides | | | | | | | | | | | | | | | |
| | Program Aides | | | | | | | | | | | | | | | |
| | Recreation Aides | | | | | | | | | | | | | | | |
| | Tour Guides | | | | | | | | | | | | | | | |
| RC2 | | \$8.15 | \$8.25 | \$8.35 | \$8.45 | \$8.55 | \$8.65 | \$8.75 | \$8.85 | \$8.95 | \$9.05 | \$9.15 | \$9.25 | \$9.35 | \$9.45 | \$9.55 |
| RC3 | | \$8.15 | \$8.25 | \$8.35 | \$8.45 | \$8.55 | \$8.65 | \$8.75 | \$8.85 | \$8.95 | \$9.05 | \$9.15 | \$9.25 | \$9.35 | \$9.45 | \$9.55 |
| RC4 | Counselors | \$8.15 | \$8.25 | \$8.35 | \$8.45 | \$8.55 | \$8.65 | \$8.75 | \$8.85 | \$8.95 | \$9.05 | \$9.15 | \$9.25 | \$9.35 | \$9.45 | \$9.55 |
| RC5 | | \$8.15 | \$8.25 | \$8.35 | \$8.45 | \$8.55 | \$8.65 | \$8.75 | \$8.85 | \$8.95 | \$9.05 | \$9.15 | \$9.25 | \$9.35 | \$9.45 | \$9.55 |
| RC6 | | \$8.15 | \$8.25 | \$8.35 | \$8.45 | \$8.55 | \$8.65 | \$8.75 | \$8.85 | \$8.95 | \$9.05 | \$9.15 | \$9.25 | \$9.35 | \$9.45 | \$9.55 |
| RC7 | Youth Specialists | \$8.15 | \$8.25 | \$8.35 | \$8.45 | \$8.55 | \$8.65 | \$8.75 | \$8.85 | \$8.95 | \$9.05 | \$9.15 | \$9.25 | \$9.35 | \$9.45 | \$9.55 |
| RC8 | Activity Leaders | \$8.15 | \$8.25 | \$8.35 | \$8.45 | \$8.55 | \$8.65 | \$8.75 | \$8.85 | \$8.95 | \$9.05 | \$9.15 | \$9.25 | \$9.35 | \$9.45 | \$9.55 |
| RC9 | Lifeguards | \$8.15 | \$8.25 | \$8.35 | \$8.45 | \$8.55 | \$8.65 | \$8.75 | \$8.85 | \$8.95 | \$9.05 | \$9.15 | \$9.25 | \$9.35 | \$9.45 | \$9.55 |
| RC10 | | \$8.25 | \$8.35 | \$8.45 | \$8.55 | \$8.65 | \$8.75 | \$8.85 | \$8.95 | \$9.05 | \$9.15 | \$9.25 | \$9.35 | \$9.45 | \$9.55 | \$9.65 |
| RC11 | | \$8.40 | \$8.50 | \$8.60 | \$8.70 | \$8.80 | \$8.90 | \$9.00 | \$9.10 | \$9.20 | \$9.30 | \$9.40 | \$9.50 | \$9.60 | \$9.70 | \$9.80 |
| RC12 | Café Supervisor | \$8.53 | \$8.63 | \$8.73 | \$8.83 | \$8.93 | \$9.03 | \$9.13 | \$9.23 | \$9.33 | \$9.43 | \$9.53 | \$9.63 | \$9.73 | \$9.83 | \$9.93 |
| | Front Desk Attendants | \$8.67 | \$8.77 | \$8.87 | \$8.97 | \$9.07 | \$9.17 | \$9.27 | \$9.37 | \$9.47 | \$9.57 | \$9.67 | \$9.77 | \$9.87 | \$9.97 | \$10.07 |
| | Head Counselors | | | | | | | | | | | | | | | |
| | Lead Teacher | | | | | | | | | | | | | | | |
| RC13 | WSI Aide | \$9.00 | \$9.10 | \$9.20 | \$9.30 | \$9.40 | \$9.50 | \$9.60 | \$9.70 | \$9.80 | \$9.90 | \$10.00 | \$10.10 | \$10.20 | \$10.30 | \$10.40 |
| RC14 | Team Leaders | \$9.46 | \$9.56 | \$9.66 | \$9.76 | \$9.86 | \$9.96 | \$10.06 | \$10.16 | \$10.26 | \$10.36 | \$10.46 | \$10.56 | \$10.66 | \$10.76 | \$10.86 |
| RC15 | Office Assistant | \$9.72 | \$9.82 | \$9.92 | \$10.02 | \$10.12 | \$10.22 | \$10.32 | \$10.42 | \$10.52 | \$10.62 | \$10.72 | \$10.82 | \$10.92 | \$11.02 | \$11.12 |
| | WSI | | | | | | | | | | | | | | | |
| RC16 | Building Monitor | \$9.88 | \$10.06 | \$10.18 | \$10.28 | \$10.38 | \$10.48 | \$10.58 | \$10.68 | \$10.78 | \$10.88 | \$10.98 | \$11.08 | \$11.18 | \$11.28 | \$11.38 |
| | League Supervisor | | | | | | | | | | | | | | | |
| | Rascal Room Supervisor | | | | | | | | | | | | | | | |
| | Receptionist | | | | | | | | | | | | | | | |
| | Recreation Leaders | | | | | | | | | | | | | | | |
| RC17 | | \$10.24 | \$10.34 | \$10.44 | \$10.54 | \$10.64 | \$10.74 | \$10.84 | \$10.94 | \$11.04 | \$11.14 | \$11.24 | \$11.34 | \$11.44 | \$11.54 | \$11.64 |
| RC18 | | \$10.35 | \$10.45 | \$10.55 | \$10.65 | \$10.75 | \$10.85 | \$10.95 | \$11.05 | \$11.15 | \$11.25 | \$11.35 | \$11.45 | \$11.55 | \$11.65 | \$11.75 |
| RC19 | | \$10.51 | \$10.61 | \$10.71 | \$10.81 | \$10.91 | \$11.01 | \$11.11 | \$11.21 | \$11.31 | \$11.41 | \$11.51 | \$11.61 | \$11.71 | \$11.81 | \$11.91 |
| RC20 | After/ Before School Supervisor | \$10.77 | \$10.87 | \$10.97 | \$11.07 | \$11.17 | \$11.27 | \$11.37 | \$11.47 | \$11.57 | \$11.67 | \$11.77 | \$11.87 | \$11.97 | \$12.07 | \$12.17 |
| | Front Desk Supervisor | | | | | | | | | | | | | | | |
| | Head Lifeguard | | | | | | | | | | | | | | | |
| | Rental Coordinator | | | | | | | | | | | | | | | |
| | Day Camp Supervisor | | | | | | | | | | | | | | | |
| RC21 | | \$11.03 | \$11.13 | \$11.23 | \$11.33 | \$11.43 | \$11.53 | \$11.63 | \$11.73 | \$11.83 | \$11.93 | \$12.03 | \$12.13 | \$12.23 | \$12.33 | \$12.43 |
| RC22 | | \$11.56 | \$11.66 | \$11.76 | \$11.86 | \$11.96 | \$12.06 | \$12.16 | \$12.26 | \$12.36 | \$12.46 | \$12.56 | \$12.66 | \$12.76 | \$12.86 | \$12.96 |
| RC23 | Marketing Coordinator /Travel Aide | \$12.61 | \$12.71 | \$12.81 | \$12.91 | \$13.01 | \$13.11 | \$13.21 | \$13.31 | \$13.41 | \$13.51 | \$13.61 | \$13.71 | \$13.81 | \$13.91 | \$14.01 |
| RC24 | | \$13.13 | \$13.23 | \$13.33 | \$13.43 | \$13.53 | \$13.63 | \$13.73 | \$13.83 | \$13.93 | \$14.03 | \$14.13 | \$14.23 | \$14.33 | \$14.43 | \$14.53 |
| RC25 | | \$13.66 | \$13.76 | \$13.86 | \$13.96 | \$14.06 | \$14.16 | \$14.26 | \$14.36 | \$14.46 | \$14.56 | \$14.66 | \$14.76 | \$14.86 | \$14.96 | \$15.06 |
| RC26 | | \$14.18 | \$14.28 | \$14.38 | \$14.48 | \$14.58 | \$14.68 | \$14.78 | \$14.88 | \$14.98 | \$15.08 | \$15.18 | \$15.28 | \$15.38 | \$15.48 | \$15.58 |
| RC27 | Senior Activities Coordinator | \$14.71 | \$14.81 | \$14.91 | \$15.01 | \$15.11 | \$15.21 | \$15.31 | \$15.41 | \$15.51 | \$15.61 | \$15.71 | \$15.81 | \$15.91 | \$16.01 | \$16.11 |
| RC28 | | \$15.23 | \$15.33 | \$15.43 | \$15.53 | \$15.63 | \$15.73 | \$15.83 | \$15.93 | \$16.03 | \$16.13 | \$16.23 | \$16.33 | \$16.43 | \$16.53 | \$16.63 |
| RC29 | Pool Manager A | \$15.76 | \$15.86 | \$15.96 | \$16.06 | \$16.16 | \$16.26 | \$16.36 | \$16.46 | \$16.56 | \$16.66 | \$16.76 | \$16.86 | \$16.96 | \$17.06 | \$17.16 |
| RC30 | Pool Manager B | \$16.28 | \$16.38 | \$16.48 | \$16.58 | \$16.68 | \$16.78 | \$16.88 | \$16.98 | \$17.08 | \$17.18 | \$17.28 | \$17.38 | \$17.48 | \$17.58 | \$17.68 |
| RC31 | | \$16.81 | \$16.91 | \$17.01 | \$17.11 | \$17.21 | \$17.31 | \$17.41 | \$17.51 | \$17.61 | \$17.71 | \$17.81 | \$17.91 | \$18.01 | \$18.11 | \$18.21 |
| RC32 | | \$17.86 | \$17.96 | \$18.06 | \$18.16 | \$18.26 | \$18.36 | \$18.46 | \$18.56 | \$18.66 | \$18.76 | \$18.86 | \$18.96 | \$19.06 | \$19.16 | \$19.26 |
| RC33 | WSI / LTS Private Lessons Group Exercise Instructor A | \$18.00 | \$18.10 | \$18.20 | \$18.30 | \$18.40 | \$18.50 | \$18.60 | \$18.70 | \$18.80 | \$18.90 | \$19.00 | \$19.10 | \$19.20 | \$19.30 | \$19.40 |
| RC34 | WSI / LTS Semi-Private Lessons Group Exercise Instructor B | \$22.00 | \$22.10 | \$22.20 | \$22.30 | \$22.40 | \$22.50 | \$22.60 | \$22.70 | \$22.80 | \$22.90 | \$23.00 | \$23.10 | \$23.20 | \$23.30 | \$23.40 |

ORDINANCE NO. 3-17

AN ORDINANCE AUTHORIZING THE PAYMENT OF \$30,000.00 TO MAIN STREET MEDINA FOR THE CITY'S 2017 MEMBERSHIP RENEWAL.

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

- SEC. 1:** That the Director of Finance is hereby authorized and directed to pay Main Street Medina \$30,000.00 for the city's 2017 membership renewal.
- SEC. 2:** That the funds to cover this expenditure are available in Account No. 001-0707-52215.
- 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



MAIN STREET MEDINA

39 Public Square, Suite 305 Medina, Ohio 44256 Phone: 330-722.6186
info@mainstreetmedina.com www.MainStreetMedina.com

Ord. 3-17

INVOICE

Date: December 4, 2016

To:
The Honorable Dennis Hanwell
Mayor of Medina
132 N. Elmwood Avenue
Medina, Ohio 44256

Sent: Via E-mail: dhanwell@medinaoh.org

| Description | Amount Due | Amount Paid | Amount Owed |
|--|-------------|-------------|-------------|
| Main Street Medina Annual Support (2017) | \$30,000.00 | \$0.00 | \$30,000.00 |

DUE: Upon receipt pending approval by City Council

Please remit payment to:
Main Street Medina
39 Public Square, Suite 305
Medina, OH 44256

THANK YOU FOR YOUR SUPPORT!

Like us on Facebook at Main Street Medina * Follow us on Twitter @MainStMedina

RESOLUTION NO. 4-17**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE STATEMENT OF RESPONSIBILITY PERTAINING TO THE GRANGER ROAD LOW HEAD DAM REMOVAL.**

WHEREAS: Ordinance No. 70-15, passed May 26, 2015, authorized the Mayor to execute Consent Legislation with the Ohio Department of Transportation (ODOT) for the Granger Road Low Head Dam removal, located within the North Branch of the Rocky River within City of Medina property; and

WHEREAS: As part of the permitting process, ODOT needs to provide a Statement of Maintenance Responsibility identifying the entity that will assume responsibility in perpetuity.

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

SEC. 1: That the Mayor is authorized and directed to execute the Statement of Responsibility pertaining to the Granger Road Low Head Dam removal.

SEC. 2: That a copy of the Statement of Maintenance Responsibility 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 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



132 North Elmwood St.
P.O. Box 703
Medina, Ohio 44258-0703
Phone: 330-764-3319
Fax: 330-722-9045
www.medinaoh.org

STATEMENT OF MAINTENANCE RESPONSIBILITY

MED-Granger Road Dam Removal

PID No. 99636

Res. 4-17
Exh. A

With reference to the above captioned project, please be advised of the following:

1. On May 26, 2015 the City Council of the City of Medina approved Ordinance #70-15 authorizing consent legislation to allow the Ohio Department of Transportation (ODOT) to remove the Granger Road Low Head Dam.
2. The Granger Road Dam is located in Medina Township, within the North Branch of the Rocky River on City property adjacent to the City's former water treatment plant (PPN 026-06D-16-010).
3. The City has owned this property since 1907; at that time the City was known as the 'Village of Medina'.
4. The City has assumed maintenance responsibility for this property, including the portion of the North Branch of the Rocky River, continually since 1907.
5. As required by the Medina County Flood Damage Reduction Regulations, Section 4.13 C.3, the applicant shall be responsible for providing the necessary maintenance for the altered or relocated portion of said watercourse so that the flood carrying capacity will not be diminished.
6. The alteration to be completed by ODOT is not expected to diminish the flood carrying capacity of the channel.
7. To satisfy the requirements of the Regulations, it is necessary that a statement identifying the entity that will have maintenance responsibilities for the stream channel be submitted.
8. Please be advised that the City of Medina, as owner of the property since 1907, has been and will continue to be the responsible entity.
9. This statement authorized by approval of the City of Medina City Council, through Resolution # 4-17 passed on January 9, 2017.

Dennis Hanwell, Mayor of the City of Medina

Date

ORDINANCE NO. 5-17

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); and

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 #9 from Delta Airport Consultants for the transient apron rehab project per Ordinance 162-16.

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. 6-17

**AN ORDINANCE ESTABLISHING A POLICE TRAINING
FUND #152.**

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

- SEC. 1:** That the Finance Director of the City of Medina is hereby authorized to establish a Police Training Fund #152, in accordance with Sections 5705.09 and 109.802(F) of the Ohio Revised Code.
- SEC. 2:** That the funds shall be used to account for funds received in the form of reimbursement from the State of Ohio – Attorney General’s Office for costs relating to continuing professional training (CPT) hours for the Police 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 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. 7-17

**AN ORDINANCE ESTABLISHING A FEDERAL EQUITABLE
SHARING PROGRAM GRANT FUND #151.**

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

- SEC. 1:** That the Finance Director of the City of Medina is hereby authorized to establish a Federal Equitable Sharing Program Grant Fund #151, in accordance with Section 5705.09 of the Ohio Revised Code.
- SEC. 2:** That the fund shall be used to account for revenues and expenditures pertaining to U.S. Department of Justice's Equitable Sharing Program – Catalog of Federal Domestic Assistance (CFDA) #16.922.
- 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. 8-17

**AN ORDINANCE AMENDING ORDINANCE NO. 167-16,
PASSED DECEMBER 12, 2016. (Amendments to 2017 Budget)**

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

SEC. 1: That Ordinance No. 167-16, passed December 12, 2016, shall be amended by the following additions:

| <u>Account No./Line Item</u> | <u>Additions</u> |
|--|------------------|
| 152-0101-52211 (Police Training) | 15,220.00 * |
| 902-0355-52215 (Bicentennial Hat Sales) | 90.00 * |
| 001-0210-50111 (Insurance Payment-Cemetery Accident) | 1,285.00 * |

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

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

* - new appropriation

PASSED: _____

SIGNED: _____
President of Council

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Mayor

RESOLUTION NO. 9-17

A RESOLUTION AUTHORIZING THE MAYOR TO FILE AN APPLICATION FOR GRANT ASSISTANCE WITH THE OHIO ENVIRONMENTAL PROTECTION AGENCY (EPA) FOR A COMMUNITY DEVELOPMENT GRANT SUPPORTING COMMUNITY RECYCLING AND LITTER PREVENTION ACTIVITIES, AND DECLARING AN EMERGENCY.

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

- SEC. 1:** That the Mayor is hereby authorized and directed to file an application with the Ohio Environmental Protection Agency (EPA) for a Community Development Grant supporting community recycling and litter prevention activities.
- SEC. 2:** That if the Grant is awarded to the City, the Mayor is authorized to accept the grant and complete all documentation necessary for the implementation and administration of the grant.
- SEC. 3:** That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.
- SEC. 4:** That this Resolution shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason the application is due on February 3, 2017; wherefore, this Resolution shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: _____

SIGNED: _____
President of Council

ATTEST: _____
Clerk of Council

APPROVED: _____

SIGNED: _____
Mayor