

ORDINANCE NO. 107-26

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONSTRUCTION AGREEMENT WITH BROOKDALE PARK, LLC REGARDING THE ADDITION OF A TURN LANE ON US 42/LAFAYETTE ROAD.

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

- SEC. 1:** That the Mayor is hereby authorized to enter into a Construction Agreement with Brookdale Park, LLC regarding the addition of a turn lane on US42/Lafayette Road.
- SEC. 2:** That a copy of the Construction 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 in full force and effect at the earliest period allowed by law.

PASSED: July 13, 2026

SIGNED: John M. Coyne, III
President of Council

ATTEST: Kathy Patton
Clerk of Council

APPROVED: July 13, 2026

SIGNED: James A. Shields
Mayor

CONSTRUCTION AGREEMENT

TO: The Mayor and Council of the City of Medina, Ohio

ATTENTION: City Engineer

RE: City Job #1196: Lafayette Road Widening

Gentlemen:

Brookdale Park LLC (the developer), agrees and by this writing guarantees the construction and installation of the improvements listed below pursuant to Title Nine of the Code of Ordinances of the City of Medina, Ohio, as amended, within the time authorized for completion and in accordance with all applicable ordinances of the City of Medina.

It is hereby understood and agreed that **Brookdale Park LLC** developer, shall provide the following improvements and facilities to be installed at the developers expense in compliance with the standards and specifications for each of the following various types of improvements:

1. Construction of a west bound left turn lane on Lafayette Road substantially in accordance with the construction documents prepared by Thorson Baker & Associates, and approved by the City Engineer, City of Medina on _____, 2025, referenced as City project #1196: Lafayette Road Widening.

If the improvements are not completed on or before _____, 2026, the City, upon proper notice, may complete the improvements and recover full costs and reasonable expenses, provided said costs and expenses are substantiated, thereof from BROOKDALE PARK LLC and may appropriate such portion of money or bonds posted for the faithful performance of said works.

In witness whereof, authorized representatives of the parties to this agreement, indicating their party's approval of the terms herein, have signed as of the dates set forth below:

BROOKDALE PARK LLC. (DEVELOPER)

BY: _____
(Signature)

Name: _____
(Please print of type)

State of Ohio)
) SS:
County of Medina)

The foregoing instrument was acknowledged before me this ____ day of _____, 20__

The Developer by, _____, who
acknowledged that he did sign this Power of Attorney, and that it is his free act and deed.

I have signed and sealed this Power of Attorney at Medina, Ohio this ____ day of _____, 20__

Notary Signature: _____

Print Name: _____

My Commission Expires: _____

Notary Seal:

CITY OF MEDINA, OHIO

BY: [Signature]
(Signature)

Name: James Shields, Mayor, City of Medina

State of Ohio)
) SS:
County of Medina)

The foregoing instrument was acknowledged before me this 27 day of July, 2026

The City of Medina, Ohio by, Jim A. Shields, who acknowledged that he did sign this Power of Attorney, and that it is his free act and deed.

I have signed and sealed this Power of Attorney at Medina, Ohio this 27 day of July, 2026

Notary Signature: [Signature]

Print Name: Tracy Eckert

My Commission Expires: August 23, 2029

Notary Seal:



TRACY ECKERT
Notary Public
State of Ohio
My Comm. Expires
August 25, 2029

APPROVED AS TO FORM:

Greg Huber, City of Medina Law Director