CITY OF MEDINA
AGENDA FOR COUNCIL MEETING

November 9, 2026
Medina City Hall – Council Rotunda
7:30 p.m.

Call to Order.

Roll Call.

Reading of minutes. (October 26, 2026)

Reports of standing committees.

Requests for council action.

Reports of municipal officers.

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: Ord. 174-26, Ord. 175-26, Ord. 176-26, Ord. 177-26, Ord. 178-26, Ord. 179-26, Ord. 180-26, Res. 181-26, Ord. 182-26, Ord. 183-26, Ord. 184-26

Ord. 174-26
An Ordinance authorizing an expenditure not to exceed $170,908 to Technology Engineering Group, LLC for the year 2027.

Ord. 175-26
An Ordinance authorizing the Job Creation Grant Agreement for Falcon Industries, Inc.

Ord. 176-26
An Ordinance authorizing the Job Creation Grant Agreement for Spray Products Corporation.

Ord. 177-26
An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the Railroad Improvement Project, Ph. 2.

Ord. 178-26
An Ordinance amending Ordinance No. 77-26, passed May 11, 2026 relative to the 2026 Concrete Street Repair Program.

Ord. 179-26
An Ordinance authorizing the Mayor to accept the FMVE (Fair Market Value Estimate) Appraisals and accept the easements for the State Road Reconstruction Project.

Ord. 180-26
An Ordinance authorizing the Mayor to execute a Memorandum of Understanding with the Medina County Board of Commissioners for Job #1179, E. Smith Road Reconstruction.

Res. 181-26
A Resolution authorizing the Application and to accept reimbursements from the FY2026 Patrick Leahy Bulletproof Vest Partnership Program for the Police Department.

Ord. 182-26
An Ordinance amending Section 133.01 of the Codified Ordinances of the City of Medina, Ohio relative to the "Chief of Police or Designee(s)" Association Memberships.

Ord. 183-26
An Ordinance authorizing the purchase of two (2) 2027 vehicles from Montrose Ford and Upfits from Hall Public Safety for the Police Department.

Ord. 184-26
An Ordinance amending Ordinance No. 218-25, passed December 8, 2025. (Amendments to 2026 Budget)

Council comments:

Adjournment.

Medina City Council Meeting

Meeting Minutes

October 26, 2026, 7:30 p.m.

Medina City Hall, Medina, OH.

Call to Order

Following an executive session, the Council reconvened into the Finance Committee, and Council President Coyne called for a motion to adjourn. A motion to adjourn the Finance Committee at 6:30 p.m. was made by Council Member Haire and seconded by Council Member Simpson; the motion carried by voice vote, 7-0. Council President Coyne then called the October 26, 2026, Council meeting to order at 7:30 p.m., welcomed Boy Scout Troop 506 of St. Francis Xavier and their committee chair, David Fletcher, and invited Mr. Fletcher to lead the Pledge of Allegiance.

Roll Call

Council Clerk Kathy Patton called the roll. A quorum was established. Present: Council Member Natalie Harjar-DiSalvo, Council Member Regi Haire, Council Member Edward Isabella, Council Member Bill Lamb, Council Member Chet Simmons, Council Member Dennie Simpson, Council President Coyne / Absent: None

Reading of minutes

Motion to approve the minutes of the October 13, 2026, meeting, as prepared and submitted by the Clerk, was made by Council Member Haire and seconded by Council Member Simpson. The motion carried 7-0 on a roll call vote

Reports of standing committees

Finance Committee, (Council President Coyne) reported that the met before Council, as it does every two weeks, and discussed all items on the evening's agenda.
Health, Safety, and Sanitation (Council Member Simpson) had no meeting scheduled and nothing to report.
Public Properties (Council Member Haire) will meet Thursday, October 29 at 5:00 p.m. in the Spring Grove Cemetery conference room, located in the Amos Mears building off Route 18. The committee will tour the new columbarium work at the cemetery.
Special Legislation (Council Member DiSalvo) will meet Tuesday, November 17 at 5:00 p.m. at City Hall. The committee expects to receive information on data centers from Law Director Huber and will also discuss e-scooters and e-bikes.
Streets and Sidewalks (Council Member Isabella) has no meeting scheduled. Once a final draft of the OHM survey work is available, the committee will meet to discuss it. It also plans to schedule a discussion of other parking options around the city.
Water and Utilities (Council Member Simmons) had no meetings scheduled and nothing to report. He announced that the city Archive Committee will meet tomorrow at 6:00 p.m. at the engine house.
Emerging Technologies (Council Member Lamb) had no meetings scheduled and nothing to report.

Requests for council action

Council President Coyne read the requests for council action. The Finance Committee requests were:

- 26-203, budget amendments
- 26-204, rollover advances
- 26-205, fund advance for the airport runway
- 26-206, second lease modification agreement for the Medina Municipal Airport
- 26-207, expenditure for the IT Department
- 26-208, 2027 blanket purchase order with Technology Engineering Group for the IT Department
- 26-209, job creation grants JCG-29 for Falcon Industries, Inc.
- 26-210, job creation grants JCG-31 for Spray Products Corporation
- 26-211, bids for Job No. 1192, rail-with-improvement project, Phase 2
- 26-212, amendment of Ordinance 77-26, 2026 concrete street repair program
- 26-213, fair market value estimates for State Road
- 26-214, memorandum of understanding with the County for Job No. 1179, East Smith Road reconstruction
- 26-215, grant application for 2026 bulletproof vests for the Police Department
- 26-216, amendment of Code 133.01, association memberships for the Police Department
- 26-217, purchase of two 2027 Ford Police Interceptors for the Police Department

Special Legislation Committee:

26-218 - discussion of adopting e-bike and scooter legislation
26-219 - discussion of adopting data center legislation

Reports of municipal officers

Mayor Jim Shields reported on several items:

- Trick or treat will be held Saturday, October 31 from 6:00 to 8:00 p.m., with extra police patrols. Residents who do not wish to participate were asked to turn off their porch lights.

- City auction. The October 17 city auction at the city garage sold all items. The Mayor thanked city staff and Service Director Nino Piccoli, who oversaw the auction and the follow-up on vehicle titles.

- Jump Park. The Recreation Center's trick-or-treat event at Jump Park on October 17 drew strong attendance. Nearly everyone who stopped at the history and future-plans table signed up to help with fundraising and rebuilding.

- Arboretum Walk. The Friends of the Cemetery hosted the Spring Grove Arboretum Walk on October 17, led by master arborist Chad Clink. The cemetery is Medina's only globally accredited arboretum, with more than 600 tree species. QR codes at the trees tell each tree's story.

- Day of Caring. About 300 parishioners from St. Francis Xavier volunteered at 23 city residences and nine nonprofit agencies and nursing homes, and the Mayor thanked them.

- Pumpkin carving. The America 250 Committee's pumpkin carving event was held in front of the new municipal courthouse. Sponsors were Ravago, Wickens Insurance, and the Medina Sunrise Rotary Club. Hope Recovery Center, Rogue Goat Entertainment, city staff, and the County, which lit the courthouse rooftop orange, were also thanked.

- Court Street project. The Mayor thanked residents and businesses for their patience with the grinding and repaving of Court Street from Lafayette Road to just north of Homestead Street, performed with Kokosing. He expected completion within about a week, and the work is needed only about every 15 years.

- Candlelight Walk. City departments have been preparing holiday lighting and decorations for the Candlelight Walk kickoff on November 20, 2026. Volunteers may help prepare and decorate on the mornings of November 14 and 15 by contacting the Mayor's office.

Finance Director Dirham gave no report, noting that the last two items on the agenda originated with Finance and that he would address them at that time.

Gregory Huber, Law Director, had no report.

Economic Development Director Kimberly Marshall announced five ribbon cuttings on Friday, 13th:

- 10:00 a.m., Earth Wise Pet, 867 North Court Street (the former Hallmark space)
- 11:00 a.m., Hive Strength Company, 980 Lafayette Road
- 1:00 p.m., Thrifty Miss, 120 West Washington Street, Suite G70
- 2:00 p.m., Curve Collective, 229 South Court Street

The hotel ribbon cutting date is still being coordinated. She also reported that the Ohio Economic Development Association published a data center toolkit for elected officials, and she will send the links to Council and the Council Clerk.

Lieutenant Marcum, Police Department, had no report.

Jarrod Fry, Director of Communications, announced that a new, monthly, more in-depth city newsletter will launch Friday and be delivered by email link. Medina TV and its Facebook page are airing interviews with more than 20 candidates ahead of the November 3 election. Questions for the city may be sent to askmedina@medinaoh.org.

Daniel Gladish, Building Official, had no report.

Nino Piccoli, Service Director, said auction tabulations will be available by the next Council meeting. The leaf collection program began today, and residents were asked to rake leaves to the curb rather than into the street. The deer carcass count for 2026 stands at 106.

Jansen Wehrley, Parks Director, reported that 37 deer have been harvested in the archery program, compared with 22 at this point last year. Of these, 33 were does, one buck, and three button bucks. Thirty-three permits have been issued for the 2026-2027 season. The Recreation Center will hold a pumpkin smash at Reagan Park on November 7 from 12:00 to 2:00 p.m., with the sanitation department composting the pumpkins.

Patrick Patton, City Engineer, reported that milling on the Route 42 (Court Street) resurfacing project is complete. Paving will continue all week, with night work in the square area and daytime paving south of Washington Street. Completion is expected Friday. The Medina Street bridge project is complete and the street is open.

Larry Walters, Fire Chief, and **Andrew Dutton, Community Development Director**, had no reports.

Notices, communications and petitions.

There were none.

Unfinished business.

There was none.

Introduction of visitors.

Ms. Newcomer (Feeding Medina County) thanked Council for the grant made last December and reported on its impact. The funds supported four of Feeding Medina County's five programs:

- Direct distributions. Council members volunteered at the December and April distributions, and these received a significant portion of the funds.
- Emergency pantry. Residents who cannot attend a distribution can call ahead for bags of groceries.
- Home delivery. This serves residents without transportation. Cleveland Clinic Medina Hospital refers patients recovering from surgery or conditions such as stroke, many of them city residents.
- Staples for Seniors. This serves senior living facilities in the city managed by Medina Metropolitan Housing.

She reported that the programs served over 2,820 people, plus another 1,400 families where only families are counted. Council President Coyne thanked her. No other visitors addressed Council.

Introduction and consideration of ordinances and resolutions.

Motion to suspend the rules requiring three readings on Resolution 163-26 and Ordinances 164-26 through 173-26 was made by Council Member Haire and seconded by Council Member Simpson. The roll was called and the minutes were approved by the roll call vote of R. Haire, E. Isabella, B. Lamb, C. Simmons, D. Simpson, J. Coyne, and N. DiSalvo.

Res. 163-26
A Resolution accepting the amounts and rates as determined by the Budget Commission, authorizing the necessary tax levies, and certifying them to the County Auditor.
Director of Finance Dirham explained that the resolution authorizes the property taxes the city collects. These are the EMS fund levy and the inside millage to the General Fund and police pension. Motion to approve Resolution 163-26 was made by Council Member Haire and seconded by Council Member Simpson. The roll was called and Res. 163-26 was approved by the yea votes of E. Isabella, B. Lamb, C. Simmons, D. Simpson, J. Coyne, N. DiSalvo, and R. Haire.

Ord. 164-26
An Ordinance authorizing the expenditure of $39,654.97 to the Medina County Mental Health Recovery Board (MHRB) to help support the 2027 Hope Works Workforce Development Program.
Mayor Shields explained that the city receives annual opioid class action settlement funds, which it has redeployed to help people in recovery, including funding for the Next Step Up homeless shelter and last year's Hope Recovery Center transportation grant. In response to a Finance Committee question about projections, the Mayor said the funds are expected to continue for 10 to 12 years. The most received in one year was about $59,000, and this year's receipt was about $23,000. He expected roughly $25,000 annually in the next few years, declining eventually to about $3,000, though other settlements could increase the amount. He

also indicated that about $25,000 would again go toward recovery work at the homeless shelter. Motion to approve Ordinance 164-26 was made by Council Member Haire and seconded by Council Member Simpson. The roll was called and Ord. No. 164-26 passed by the yea votes of C. Simmons, D. Simpson, J. Coyne, N. DiSalvo, R. Haire, E. Isabella and B. Lamb.

Ord. 165-26

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the East Smith Reconstruction, Phase 2 Project. City Engineer Patton stated that design is complete for the total reconstruction of East Smith Road from South Jefferson Street to South Harmony Street. The city received a $465,000 Ohio Public Works Commission grant, and Medina County has committed about $478,000 to cover the sanitary sewer work. Motion to approve Ordinance 165-26 was made by Council Member Haire and seconded by Council Member Simpson. The roll was called and Ord. 165-26 passed by the yea votes of D. Simpson, J. Coyne, N. DiSalvo, R. Haire, E. Isabella, B. Lamb and C. Simmons.

Ord. 166-26

An Ordinance authorizing the Mayor to enter into a Preliminary Engineering Agreement with the Wheeling & Lake Erie Railway and repealing Ordinance No. 72-26, passed April 27, 2026, pertaining to the State Road Reconstruction Project. City Engineer Patton explained that the State Road reconstruction design includes work within the railroad right-of-way at the crossing south of West Liberty. The agreement lets the railway review the plans for compliance with its standards. Council first passed the agreement in April, and the railway's attorneys requested a few changes. Law Director Huber confirmed that he reviewed the agreement, met with the Engineer, and approved the changes. Motion to approve Ordinance 166-26 was made by Council Member Haire and seconded by Council Member Simpson. The roll was called and Ordinance 166-26 passed by the yea votes of N. DiSalvo, R. Haire, E. Isabella, B. Lamb, C. Simmons, D. Simpson, and J. Coyne.

Ord. 167-26

An Ordinance authorizing the purchase of one (1) 2026 Ford F-250 Pick Up Truck from Montrose Ford to be used by the Water Department. Service Director Piccoli stated that the truck is for the Water Department and that availability is probably not until 2027, though the city hopes to obtain one from the dealer sooner. Motion to approve Ordinance 167-26 was made by Council Member Haire and seconded by Council Member Simpson. The roll was called and Ord. 167-26 passed by the yea votes of R. Haire, E. Isabella, B. Lamb, C. Simmons, D. Simpson, J. Coyne, and N. DiSalvo.

Ord. 168-26

An Ordinance repealing and replacing Ordinance No. 126-25, passed July 14, 2025 pertaining to the Annual Membership Rates for the Medina Community Recreation Center. Parks Director Wehrley explained that the ordinance increases all membership types by the 2027 Consumer Price Index rate of 3.5%, effective for memberships beginning January 1, 2027. Rates have not increased since 2016, while the CPI has risen over 39%. The increase was delayed as long as possible because of recent construction projects that closed some areas of the facility. Motion to approve Ordinance 168-26 was made by Council Member Haire and seconded by Council Member Simpson. The roll was called and Ordinance 168-26 passed by the yea votes of E. Isabella, B. Lamb, C. Simmons, D. Simpson, J. Coyne, N. DiSalvo, and R. Haire.

Ord. 169-26
An Ordinance amending Section 31.05 of the Salaries and Benefits Code of the City of Medina, Ohio relative to the Director of Communications, Economic Development Director and Fire Chief salaries. Mayor Shields stated that the city agreed to review the Communications Director's salary when the former Cable TV Department became the Communications Department. The Fire Chief and Economic Development Director salaries were adjusted after periodic salary surveys of other municipalities, to keep the city competitive. Motion to approve Ordinance 169-26 was made by Council Member Haire and seconded by Council Member Lamb. The roll was called and Ordinance No. 169-26 passed by the yea votes of B. Lamb, C. Simmons, D. Simpson, J. Coyne, N. DiSalvo, R. Haire and E. Isabella.

Ord. 170-26
An Ordinance amending Ordinance No. 108-23, passed August 28, 2023, authorizing the Mayor to execute a Second 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. Law Director Huber explained that the original lease contemplated separate utility meters, but Ohio Edison will not install two meters. The amendment divides the electric bill from a single meter by square footage. The City occupies 20% of the facility and will pay 20%, and the County will pay 80%. Motion to approve Ordinance 170-26 was made by Council Member Haire and seconded by Council Member Simpson. The roll was called and Ordinance 170-26 passed by the yea votes of C. Simmons, D. Simpson, J. Coyne, N. DiSalvo, R. Haire, E. Isabella and B. Lamb.

Ord. 171-26
An Ordinance amending Ordinance No. 218-25, passed December 8, 2025. (Amendments to 2026 Budget) Director of Finance Dirham stated that the amendments consist of a number of items, mostly related to the advance rollovers addressed in the next ordinance. Motion to approve Ordinance 171-26 was made by Council Member Haire and seconded by Council Member Simpson. The roll was called and Ordinance 171-26 passed by the yea votes of D. Simpson, J. Coyne, N. DiSalvo, R. Haire, E. Isabella, B. Lamb and C. Simmons.

Ord. 172-26
An Ordinance authorizing the Finance Director to rollover certain advances.
Director of Finance Dirham explained that outstanding advances must be rolled over once a year to demonstrate to the state the city's intent to repay them. Motion to approve Ordinance 172-26 was made by Council Member Haire and seconded by Council Member Simpson. The roll was called and Ord. 172-26 passed by the yea votes of J. Coyne, N. DiSalvo, R. Haire, E. Isabella, B. Lamb, C. Simmons and D. Simpson.

Ord. 173-26
An Ordinance authorizing the Finance Director to make certain fund advances.
Director of Finance Dirham noted that, unlike the previous rollovers, this is a new advance for a grant project. Motion to approve Ordinance 173-26 was made by Council Member Haire and seconded by Council Member Simpson. The roll was called and Ord. 173-26 passed by the yea votes of N. DiSalvo, R. Haire, E. Isabella, B. Lamb, C. Simmons, D. Simpson, and J. Coyne.

Council comments:
Council Member Simpson praised the Mayor and department heads and affirmed Council's full support of city staff. He encouraged kindness and urged all eligible residents to vote on November 3, by early voting, absentee ballot, or in person. He expressed concern about the

current tone of political discourse and hoped voters would insist on a return to civility and morality.

Council Member Haire agreed, urged residents to vote, and asked them to be kind and to consider the needs of their neighbors, friends, and families.

Council Member Simmons thanked Parks Director Wehrley and the Forestry department for completing the Blake Avenue resurfacing project in Ward 1 with four species of trees.

Council Member DiSalvo noted that several of her high school students had told her they had already voted, and she was glad to hear it.

Council Member Isabella thanked Troop 506 Scouts for attending. He encouraged them to identify ways to improve their schools, neighborhoods, and city, to work with others on those efforts, and to seek out people willing to help. He acknowledged his mother, who was in the audience and had campaigned for him. He also wished his grandmother, Florence Isabella, a happy 100th birthday.

Council Member Lamb praised Council Member Isabella's remarks and noted that Council members are elected on a nonpartisan basis, a tradition dating to the 1950s. He stated that Council works together regardless of personal affiliation, and he thanked city staff for the many daily services that keep the city running. He described forming a five-person advisory committee, in which discussion of Jump Park showed him how much the park means to families across generations. He said this underscored the importance of the private fundraising and city contribution planned for it.

Council President Coyne reminded residents of a city ballot issue concerning the "108 account," which was established by voters in 2004 for streets and utilities. The measure asks voters only whether the word "sidewalks" should be added to the account. It involves no tax increase and would allow the city to use the account funds for sidewalks, which he described as a public asset. He thanked Troop 506 for attending and encouraged them to thank Service Director Piccoli for plowing the roads in winter.

Adjournment.

There being no further business, Council President Coyne declared the meeting adjourned at 8:16 p.m.

_____

John M. Coyne, III, President of Council

_____

Kathy Patton, Clerk of Council

ORDINANCE NO. 174-26

AN ORDINANCE AUTHORIZING AN EXPENDITURE NOT TO EXCEED $170,908 TO TECHNOLOGY ENGINEERING GROUP, LLC FOR THE YEAR 2027.

WHEREAS: This Ordinance will provide for the efficient and lawful certifications to provide Municipal Services; 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 expenditure of $170,908.00 is hereby authorized to Technology Engineering Group, LLC (TEG) for the year 2027.

SEC. 3: That the funds to cover this expenditure are available in Account Nos. 388-0714, 574-0350 and 513-0533.

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

SEC. 5: That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: _____ **SIGNED:** _____
President of Council

ATTEST: _____ **APPROVED:** _____
Clerk of Council

SIGNED: _____
Mayor

ORDINANCE NO. 175-26

AN ORDINANCE AUTHORIZING THE JOB CREATION GRANT AGREEMENT FOR FALCON INDUSTRIES, INC.

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

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

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

WHEREAS: The Business Development Committee recommended the attached grant agreement for Falcon Industries, Inc.

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

SEC. 1: That the Job Creation Grant Agreement #JCG29-Falcon for Falcon Industries, Inc. is hereby authorized.

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

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

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

SEC. 5: That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: _____ **SIGNED:** _____
President of Council

ATTEST: _____ **APPROVED:** _____
Clerk of Council

SIGNED: _____
Mayor

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

ORD. 175-26
Exh. A

EXHIBIT A **GRANT# JCG29-Falcon**

(Administrative Only)

JOB CREATION GRANT AGREEMENT

This Agreement made and entered into by and between the CITY OF MEDINA, OHIO, a municipal corporation, with its main offices located at 132 North Elmwood Avenue, Medina, Ohio 44256 (hereinafter referred to as "Medina") and Falcon Industries, Inc. with its main offices located at 180 Commerce Drive (hereinafter referred to as "Company), and is dated as of _____.

WITNESSETH:

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

WHEREAS, **Falcon Industries, Inc.** is desirous to expand their business in the City of Medina located at 111 Commerce Dr., Medina, Ohio to create 7 new full-time employment opportunities (hereinafter sometimes referred to as the "PROJECT") within the boundaries of the City of Medina, provided that the appropriate development incentives are available to support the economic viability of said PROJECT; and

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

WHEREAS, the City of Medina, having the appropriate authority for the stated type of program, is desirous of providing **Falcon Industries, Inc.** with incentives available for the development of the PROJECT; and

WHEREAS, **Falcon Industries, Inc.** has submitted a proposed Agreement application (herein attached as Exhibit A1) to the City of Medina (said application hereinafter referred to as "Application"); and

WHEREAS, **Falcon Industries, Inc.** has remitted the required application fee of $ 500.00 made payable to the City of Medina; and

WHEREAS, the Business Development Committee of the City of Medina has investigated the application of **Falcon Industries, Inc.** and has recommended the same to Medina City Council on the basis that **Falcon Industries, Inc.** is qualified by financial responsibility and business experience to create employment opportunities in the City of Medina and improve the economic climate of Medina; and

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

1. Description of the Project.

   A. **Falcon Industries, Inc.** shall **expand by constructing a 38,000 square foot facility located at 180 Commerce Drive, Medina, Ohio**

2. Project Investment.

   A. The PROJECT will involve a total investment, plus or minus 10%, by the Property Owner of **$4,370,000.00** (dollars) the PROJECT.

   B. The PROJECT will involve a total investment, plus or minus 10%, by **Falcon Industries, Inc.** as follows:

1. Additions/New Consturction	**$ 4,100,000.00**
2. Improvements to Existing Buildings	**$ 50,000.00**
2. Machinery & Equipment	**$ 200,000.00**
2. Furniture & Equipment	**$ 20,000.00**
TOTAL	**$ 4,370,000.00**

   C. Improvements to facility will begin approximately **October, 2026** and will be completed approximately **October, 2027**.

3. Job Creation and Retention.

   A. **Falcon Industries, Inc.** shall create in the City of Medina within a time period not exceeding **36** months after the occupation of the aforesaid facility, the equivalent of **7** new full-time permanent job opportunities in the City of Medina.

      1) **Falcon Industries, Inc.** schedule for hiring permanent full-time employees is as follows:

Year	Number of Jobs New to Medina
1	**3 (2027)**
2	**3 (2028)**
3	**1 (2029)**

   B. The job creation period begins approximately January, 2027 and all jobs will be in place by December 2029.

C. The Company currently has 41 employees in the City of Medina. In total, the Company has 44 full-time permanent employees in the State of Ohio.

D. The increase in the number of employees new to the City of Medina will result in approximately $780,000 of additional annual payroll in the City if Medina when the projected maximum employment level is achieved.

4. Issuance of Grant.

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

Years	Amount of Grant as a Percentage Payroll Taxes New to Medina
3	**40%**

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

B. For purposes of calculating the amount of the grant, the new payroll upon which the grant is based may not exceed 25% above the maximum payroll projected in Section 3(D) above. The grant amount shall be based on the current 1.25% income tax rate. The maximum grant amount in any year shall be **$4,875.00 (maximum NEW PAYROLL projection x 125% X 1.25% x 40% of grant)**

C. To receive a grant in any given year, **Falcon Industries, Inc.** must retain full time permanent jobs existing in Medina prior to the Agreement.

(1) If **Falcon Industries, Inc.** does not achieve at least 90% of new payroll and employment projections, **Falcon Industries, Inc.** shall receive reduced incentives according to the schedule below:

% of New Payroll Projection Achieved	Amount of Grant as a Percentage of Payroll Taxes New to Medina
90-100%	full grant
85-89%	reduce grant by 5% (Ex.: 40% grant reduced to 35%)
80-84%	reduce grant by 10% (Ex.: 40% grant reduced to 30%)
75-79%	reduce grant by 15%
Less than 75%	no grant for that year; and

(2) If **Falcon Industries, Inc.** fails to meet 75% of new payroll **and** new employment projections in any given year, the grant shall not be awarded for that year.

(3) New payroll is defined as that amount in excess of the amount in Section 3(D) above.

5. Grant Payments.

A. Initial Grant Payment.

(1) Year 3 projections must be met by December 31, 2029. The initial grant payment shall be made by approximately July 1, 2030 (**following year**), or Tax Incentive payments will commence upon the fulfillment of job creation and payroll obligations provided that **Falcon Industries, Inc.** files its Reconciliation of City Income Tax Withheld Form S-W3 by February 28, 2029, at the latest or February 28, 2028 at the earliest. Reconciliation is confirmed by the City of Medina Finance Department.

(2) If the project start date or occupancy of the project facility is delayed, Year 1 may be extended to the following year and the Year 1 projections deadline adjusted accordingly, upon written request by **Falcon Industries, Inc.** to the Economic Development Director, provided that the extension is approved by the Economic Development Director with notice to the Business Development Committee.

(3) If the project or occupancy of a project facility begins in the third or fourth quarter of the year and **Falcon Industries, Inc.** is not able to meet its Year 1 projections by December 31st of that year, Year 1 will be considered the first full year of occupancy, and the first grant payment will occur in the year following the first full year of the project or occupancy of the project facility.

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

C. Use of Grant Payments. Grants shall be allocated by **Falcon Industries, Inc.** for land acquisition, building acquisition, purchase of machinery/equipment,

purchase of furniture/fixtures, and/or other non-construction related and non-installation related costs of the project.

6. Payment of Taxes and Filing Reports and Returns. **Falcon Industries, Inc.** shall pay all taxes and shall file all tax reports and returns as required by law. If **Falcon Industries, Inc.** fails to pay such taxes or file such returns and reports, all incentives granted under this Agreement are terminated beginning with the year for which such taxes are charged or such reports or returns are required to be filed and thereafter.

7. Information for Annual Review. **Falcon Industries, Inc.** shall timely provide to the City of Medina any information reasonably required by the City of Medina to evaluate **Falcon Industries, Inc.** compliance with the Agreement.

8. Maintenance of Grant.

   A. Medina shall perform such acts as are reasonably necessary or appropriate to effect, claim, reserve, and maintain incentives granted under this Agreement including, without limitation, joining in the execution of all documentation and providing necessary information to maintain the incentives granted hereunder.

   B. If for any reason the Job Creation Grant Program is discontinued, entitlements granted under this Agreement shall continue for the number of years specified under this Agreement, unless **Falcon Industries, Inc.** materially fails to fulfill its obligations under this Agreement and Medina terminates or modifies the incentives granted under this Agreement.

9. Certification as to Payment of Taxes. **Falcon Industries, Inc.** certifies that at the time this Agreement is executed, **Falcon Industries, Inc.** does not owe any delinquent real or tangible personal property taxes to any taxing authority of the State of Ohio, and does not owe delinquent taxes for which **Falcon Industries, Inc.** is liable under Chapter 5733, 5735, 5739, 5741, 5743, 5747, or 5753 of the Ohio Revised Code, or, if such delinquent taxes are owed, **Falcon Industries, Inc.** currently is paying the delinquent taxes pursuant to an undertaking enforceable by the State of Ohio or an agent or instrumentality thereof, has filed a petition in bankruptcy under 11 U.S.C.A. 101, et seq., or such a petition has been filed against **Falcon Industries, Inc**. For the purposes of the certification, delinquent taxes are taxes that remain unpaid on the latest day prescribed for payment without penalty under the chapter of the Revised Code governing payment of those taxes.

10. Non-Discrimination Hiring. Medina has developed a policy to ensure recipients of Job Creation Grants practice non-discriminatory hiring in its operations. By executing this Agreement, **Falcon Industries, Inc.** is committing to following non-discriminatory hiring practices acknowledging that no individual may be denied employment solely on the basis of race, religion, sex, disability, color, national origin, or ancestry.

11. Transfer and Assignment. This Agreement is not transferable or assignable without the express, written approval of City of Medina. The City of Medina acknowledges

that it would be unreasonable to withhold such consent in the event of a proposed transfer or assignment to any parent, subsidiary or affiliate of **Falcon Industries, Inc.** or to any third party so long as with respect to all or any of such proposed transfers or assignments, the proposed transferee or assignee adequately and sufficiently demonstrates to the City of Medina, to the City of Medina's reasonable satisfaction, its financial ability, business experience and intentions to continue its operations of the Facility and Project in a manner similar to that of **Falcon Industries, Inc.** in all pertinent respects.

12. Termination or Modification of Incentives.

A. If **Falcon Industries, Inc.** fails to meet 75% of new payroll or new employment projections in any given year, the grant shall not be awarded for that year.

B. If **Falcon Industries, Inc.** fails to meet 75% of new payroll or new employment projections for three consecutive years, this Agreement shall be terminated by the City of Medina.

C. If the project does not proceed as specified in Section 5(A)(1) of the Agreement or within the approved one-year extension period, the City of Medina may terminate the Agreement upon recommendation of the Business Development Committee.

D. If **Falcon Industries, Inc.** fails to submit required information and/or reports as set forth in Section 7 above, the City of Medina may terminate or modify this Agreement and deny or modify future grants heretofore granted from the date of **Falcon Industries, Inc.'s** breach or default.

In the case as provided in this Subsection D, the City of Medina's termination or modification of this Agreement may be instituted only if **Falcon Industries, Inc.** fails to cure any breach of any term of this Agreement as determined by the City of Medina within ten (10) days of receiving written notice of such failure from the City of Medina or, if cure of the breach cannot be completed within ten (10) days, if **Falcon Industries, Inc.** has not made a good faith start of the cure, and/or not diligently pursued same.

E. Nothing contained in Sections 12(A), 12(B), 12(C), or 12(D) shall permit the City of Medina to recapture or otherwise deny **Falcon Industries, Inc.** the benefit of a grant in respect of any period prior to the date of such termination or modification by the City of Medina.

F. The City of Medina may terminate or modify this Agreement and may also require the repayment of the full amount of grant payments awarded under this Agreement, upon the occurrence of any of the following:

1) the City of Medina determines that the certification as to delinquent taxes required by this Agreement is fraudulent, or

2) In the event that **Falcon Industries, Inc.** vacates the Facility and/or moves the Project out of the City of Medina or terminates its operations at the Facility altogether during a 10 (numeral) year period beginning on the effective date of this Agreement.

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

G. **Falcon Industries, Inc.** or successor entity shall promptly notify the City of Medina if any of the following events occur:

(i) If control of **Falcon Industries, Inc.** or substantially all of its assets located at the Project site is obtained by another entity or shareholders or

(ii) If **Falcon Industries, Inc.** merges with another entity or

(iii) If **Falcon Industries, Inc.** substantially restructures itself through an acquisition or divestiture or otherwise

and if any of these events affects the ability of **Falcon Industries, Inc.** or its successor entity to perform substantially the obligations of **Falcon Industries, Inc.** under this Agreement and to meet the employment and payroll projections anticipated herein. "Control of **Falcon Industries, Inc.**" for the purposes of this subsection means that persons and/or entities owning the majority of Company's outstanding voting stock at the date of this Agreement cease to own such or cease to have the unconditional right to elect a majority of **Falcon Industries, Inc.'s** board of directors.

H. Each provision for modification or termination hereunder shall not affect **Falcon Industries, Inc.'s** obligations or the City of Medina's rights under any other provision of this Agreement.

13. Fees. **Falcon Industries, Inc.** shall pay an annual fee of $ 500 (five hundred dollars) in each year that **Falcon Industries, Inc.** has a grant agreement in effect upon notification that such payment is due. The proceeds will be used to defray costs of program administration and to help fund the program.

14. Any notices, statements, acknowledgements, consent approvals, certificates, or requests required to be given on behalf of either party shall be made in writing addressed as follows:

If to the City to:

James Shields, Mayor
Medina City Hall
132 N. Elmwood Avenue
Medina, Ohio 44256

With a copy to:

Director of Law– City of Medina
Gregory Huber
Medina City Hall
132 N. Elmwood Avenue
Medina, Ohio 44256

If to _____ to:

Falcon Industries, Inc.

_____

Brian Fitzgerald, President
180 Commerce Drive
Medina, OH 44256

or such other address as may be noticed.

15. Condition Precedent. **Falcon Industries, Inc.** and Medina acknowledge that this Agreement must be approved by formal action of the legislative authority of the City of Medina as a condition for the Agreement to take effect.

IN WITNESS WHEREOF, the City of Medina, Ohio, by Jim Shields, its Mayor, and pursuant to Ordinance No. 154-07 and **Falcon Industries, Inc.**, by **Brian Fitzgerald, President**, have caused this instrument to be executed on the _____ day of _____, 2026.

WITNESSED BY:

_____

_____

WITNESSED BY:

_____

_____

_____

CITY OF MEDINA

By: _____

Title: Mayor

By: _____

Title: _____

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

DIRECTOR OF LAW– CITY OF MEDINA

By: _____

Date: _____

Medina

CITY OF MEDINA
JOB CREATION GRANT APPLICATION

The following is an application to the City of Medina located in the County of Medina by Falcon Industries, hereinafter referred to as the company, for Job Creation Grant Incentives.
(company name)

I. General Information

Applicant Company Name Falcon Industries, Inc.

Home or Main Office Street Address 180 Commerce Dr

City Medina State OH Zip code 44256

Local Project Site Street Address 180 Commerce Dr

City Medina State OH Zip code 44256

Contact Person Name Brian FitzGerald

Telephone 330/723-0099 Fax 330/723-5399

Email bfitzgerald@falconindustries.com

Nature of business (manufacturing, distribution, wholesale, retail, residential or other)

Manufacturing

Standard Industrial Codes that apply to the products produced by the enterprise.

SIC Code # 3532 NAICS Code # 333131

SIC Code # 3531 NAICS Code # _____

Form of business (corporation, partnership, proprietorship, or other).

Corporation

Medina

CITY OF MEDINA
JOB CREATION GRANT APPLICATION

Name of principal owner(s) or officers of the company (attach list if necessary).

J. Donald FitzGerald CEO

Brian FitzGerald President

Does the company owe:

A. Any delinquent taxes to the State of Ohio or any County, City or Township within the State of Ohio?

Yes _____ No X (please check)

B. Any moneys to the State or a state agency for the administration or enforcement of any environmental laws of the State?

Yes _____ No X (please check)

C. Any other moneys to the State, a state agency or a political subdivision of the State that are past due, whether the amounts owed are being contested in a court of law or not?

Yes _____ No X (please check)

D. If yes to any of the above, please provide details of each instance including but not limited to the location, amounts and/or case identification numbers (attach additional sheets if needed).

Medina

CITY OF MEDINA
JOB CREATION GRANT APPLICATION

II. Financial Information & Project Information

Estimate the amount to be invested by the company to establish, expand, renovate or occupy a facility:

		Total Amount
A	Land	$ —
B	Acquisition of Buildings	$ —
C	Additions/New Construction	$ 4,100,000
D	Improvements to Existing Buildings	$ 50,000
E	Machinery & Equipment	$ 200,000
F	Furniture & Equipment	$ 20,000
G	Inventory	$
	Total New Project Investment	$ 4,370,000

Project will begin 3rd Q, 2026 **and be completed** 3rd Q, 2027.

Project Description: EXPAND CURRENT FACILITY TO IMPROVE OPERATIONS, TO SUPPORT CURRENT GROWTH RATE, AND TO ACCOMODATE BRINGING MANUFAITURING EQUIPMENT FROM OVER SEAS

Business's reasons for requesting tax incentives (be quantitatively specific as possible)

WE WOULD LIKE TO GROW OPERATIONS IN OHIO, RATHER THAN IN OUR MINNESOTA FACILITY. WE WOULD USE THE SAVINGS TO INVEST IN NEW EQUIPMENT, ALONG WITH BRINGING EXISTING MANUFACTURING EQUIPMENT IN FROM ITALY. IT WOULD ALSO OFFSET THE HIGH COSTS OF HIRING AND TRAINING,

III. Employment & Payroll Information

A. State the company's current employment level in the City of Medina (for all locations) and the total of any other Ohio locations as well as annual payroll for those jobs:

Current F/T Permanent Employees in Medina	41	Current Annual Payroll for F/T Permanent Employees in Medina	2025- $2,412,000 $1,581,100
Current F/T Employees in Ohio at locations outside of City of Medina	3	Current Annual Payroll for F/T Employees in Ohio at locations outside City of Medina	2025- $457,000 $179,700

B. List proposed schedule for new hiring as a result of this project:

	Year 1	Year 2	Year 3	Total
New F/T or F/T equivalent Permanent employees	3	3	1	7

C. Estimate the amount of Payroll such NEW employees will add as a result of this project:

	Year 1	Year 2	Year 3	Total
New F/T or F/T equivalent Permanent employees	$ 500,000	$ 230,000	$ 50,000	$ 780,000

Medina

CITY OF MEDINA
JOB CREATION GRANT APPLICATION

IV. Certifications

Submission of the application expressly authorizes The City of Medina
(Name of Local Jurisdiction)

to contact the Ohio Environmental Protection Agency to confirm statements contained within this application including item #5 and to review applicable confidential records. As part of this application, the property owner may also be required to directly request from the Ohio Department of Taxation, or complete a waiver form allowing the Department of Taxation to release specific tax records to the local jurisdiction considering the request. The applicant agrees to supply additional information upon request.

The applicant affirmatively covenants that the information contained in and submitted with this application is complete and correct and is aware of the ORC Sections 9.66(C)(1) and 2921.13(D)(1) penalties for falsification which could result in the forfeiture of all current and future economic development assistance benefits as well as a fine of not more than $1,000 and/or a term of imprisonment of not more than six months.

FALCON INDUSTRIES, Inc.
Name of Property/Business Owner

8/12/2026
Date

Signature

BRIAN FITZGERALD, PRESIDENT
Typed Name and Title

Application Fee:

- **A non-refundable fee of $500.00 is to be submitted with this application. A copy of the application will be attached to the final Job / Payroll Creation Grant Program Agreement, which must be submitted to City Council for approval.**

ORDINANCE NO. 176-26

AN ORDINANCE AUTHORIZING THE JOB CREATION GRANT AGREEMENT FOR SPRAY PRODUCTS CORPORATION.

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

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

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

WHEREAS: The Business Development Committee recommended the attached grant agreement for Spray Products Corporation.

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

SEC. 1: That the Job Creation Grant Agreement #JCG31-Spray Products for Spray Products Corporation is hereby authorized.

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

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

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

SEC. 5: That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: _____ **SIGNED:** _____
President of Council

ATTEST: _____ **APPROVED:** _____
Clerk of Council

SIGNED: _____
Mayor

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

ORD. 176-26
EXH. A

EXHIBIT A **GRANT# JCG31-Spray Products**
(Administrative Only)

JOB CREATION GRANT AGREEMENT

This Agreement made and entered into by and between the CITY OF MEDINA, OHIO, a municipal corporation, with its main offices located at 132 North Elmwood Avenue, Medina, Ohio 44256 (hereinafter referred to as "Medina") and Spray Products Corporation with its main offices located at 1100 East Hector Street, Suite 225, Conshohocken, PA 19428 (hereinafter referred to as "Company), and is dated as of _____.

WITNESSETH:

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

WHEREAS, **Spray Products Corporation** is desirous to expand their business in the City of Medina located at 1000 Lake Road, Medina, Ohio to create 32 new full-time employment opportunities (hereinafter sometimes referred to as the "PROJECT") within the boundaries of the City of Medina, provided that the appropriate development incentives are available to support the economic viability of said PROJECT; and

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

WHEREAS, the City of Medina, having the appropriate authority for the stated type of program, is desirous of providing **Spray Products Corporation** with incentives available for the development of the PROJECT; and

WHEREAS, **Spray Products Corporation** has submitted a proposed Agreement application (herein attached as Exhibit A1) to the City of Medina (said application hereinafter referred to as "Application"); and

WHEREAS, **Spray Products Corporation** has remitted the required application fee of $ 250.00 made payable to the City of Medina; and

WHEREAS, the Business Development Committee of the City of Medina has investigated the application of **Spray Products Corporation** and has recommended the same to Medina City Council on the basis that **Spray Products Corporation** is qualified by financial responsibility and business experience to create employment opportunities in the City of Medina and improve the economic climate of Medina; and

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

1. Description of the Project.

   A. **Spray Products Corporation** shall **renovate a facility located at 1000 Lake Road, Medina, Ohio**

2. Project Investment.

   A. The PROJECT will involve a total investment, plus or minus 10%, by the Property Owner of **$7,000,000.00** (dollars) the PROJECT.

   B. The PROJECT will involve a total investment, plus or minus 10%, by **Spray Products Corporation** as follows:

1. Improvements to Existing Buildings	**$ 4,000,000.00**
2. Machinery & Equipment	**$ 2,500,000.00**
3. Furniture & Equipment	**$ 400,000.00**
4. Inventory	**$ 100,000.00**
TOTAL	**$ 7,000,000.00**

   C. Improvements to facility will begin approximately **November, 2026** and will be completed approximately **December, 2029**.

3. Job Creation and Retention.

   A. **Spray Products Corporation** shall create in the City of Medina within a time period not exceeding **36** months after the occupation of the aforesaid facility, the equivalent of **32** new full-time permanent job opportunities in the City of Medina.

      1) **Spray Products Corporation** schedule for hiring permanent full-time employees is as follows:

Year	Number of Jobs New to Medina
1	**11 (2027)**
2	**11 (2028)**
3	**10 (2029)**

B. The job creation period begins approximately July, 2027 and all jobs will be in place by December 2029.

C. The Company currently has 156 employees in the City of Medina. In total, the Company has 156 full-time permanent employees in the State of Ohio.

D. The increase in the number of employees new to the City of Medina will result in approximately $2,240,000 of additional annual payroll in the City if Medina when the projected maximum employment level is achieved.

4. Issuance of Grant.

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

Years	Amount of Grant as a Percentage Payroll Taxes New to Medina
5	**40%**

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

B. For purposes of calculating the amount of the grant, the new payroll upon which the grant is based may not exceed 25% above the maximum payroll projected in Section 3(D) above. The grant amount shall be based on the current 1.25% income tax rate. The maximum grant amount in any year shall be **$14,000.00 (maximum NEW PAYROLL projection x 125% X 1.25% x 40% of grant)**

C. To receive a grant in any given year, **Spray Products Corporation** must retain full time permanent jobs existing in Medina prior to the Agreement.

(1) If **Spray Products Corporation** does not achieve at least 90% of new payroll and employment projections, **Spray Products Corporation** shall receive reduced incentives according to the schedule below:

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

Less than 75% no grant for that year; and

(2) If **Spray Products Corporation** fails to meet 75% of new payroll **and** new employment projections in any given year, the grant shall not be awarded for that year.

(3) New payroll is defined as that amount in excess of the amount in Section 3(D) above.

5. Grant Payments.

A. Initial Grant Payment.

(1) Year 3 projections must be met by December 31, 2029. The initial grant payment shall be made by approximately July 1, 2030 (**following year**), or Tax Incentive payments will commence upon the fulfillment of job creation and payroll obligations provided that **Spray Products Corporation** files its Reconciliation of City Income Tax Withheld Form S-W3 by February 28, 2030, at the latest or February 28, 2029 at the earliest. Reconciliation is confirmed by the City of Medina Finance Department.

(2) If the project start date or occupancy of the project facility is delayed, Year 1 may be extended to the following year and the Year 1 projections deadline adjusted accordingly, upon written request by **Spray Products Corporation** to the Economic Development Director, provided that the extension is approved by the Economic Development Director with notice to the Business Development Committee.

(3) If the project or occupancy of a project facility begins in the third or fourth quarter of the year and **Spray Products Corporation** is not able to meet its Year 1 projections by December 31st of that year, Year 1 will be considered the first full year of occupancy, and the first grant payment will occur in the year following the first full year of the project or occupancy of the project facility.

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

C. Use of Grant Payments. Grants shall be allocated by **Spray Products Corporation** for land acquisition, building acquisition, purchase of machinery/equipment, purchase of furniture/fixtures, and/or other non-construction related and non-installation related costs of the project.

6. Payment of Taxes and Filing Reports and Returns. **Spray Products Corporation** shall pay all taxes and shall file all tax reports and returns as required by law. If **Spray Products Corporation** fails to pay such taxes or file such returns and reports, all incentives granted under this Agreement are terminated beginning with the year for which such taxes are charged or such reports or returns are required to be filed and thereafter.

7. Information for Annual Review. **Spray Products Corporation** shall timely provide to the City of Medina any information reasonably required by the City of Medina to evaluate **Spray Products Corporation** compliance with the Agreement.

8. Maintenance of Grant.

A. Medina shall perform such acts as are reasonably necessary or appropriate to effect, claim, reserve, and maintain incentives granted under this Agreement including, without limitation, joining in the execution of all documentation and providing necessary information to maintain the incentives granted hereunder.

B. If for any reason the Job Creation Grant Program is discontinued, entitlements granted under this Agreement shall continue for the number of years specified under this Agreement, unless **Spray Products Corporation** materially fails to fulfill its obligations under this Agreement and Medina terminates or modifies the incentives granted under this Agreement.

9. Certification as to Payment of Taxes. **Spray Products Corporation** certifies that at the time this Agreement is executed, **Spray Products Corporation** does not owe any delinquent real or tangible personal property taxes to any taxing authority of the State of Ohio, and does not owe delinquent taxes for which **Spray Products Corporation** is liable under Chapter 5733, 5735, 5739, 5741, 5743, 5747, or 5753 of the Ohio Revised Code, or, if such delinquent taxes are owed, **Spray Products Corporation** currently is paying the delinquent taxes pursuant to an undertaking enforceable by the State of Ohio or an agent or instrumentality thereof, has filed a petition in bankruptcy under 11 U.S.C.A. 101, et seq., or such a petition has been filed against **Spray Products Corporation**. For the purposes of the certification, delinquent taxes are taxes that remain unpaid on the latest day prescribed for payment without penalty under the chapter of the Revised Code governing payment of those taxes.

10. Non-Discrimination Hiring. Medina has developed a policy to ensure recipients of Job Creation Grants practice non-discriminatory hiring in its operations. By executing this Agreement, **Spray Products Corporation** is committing to following non-discriminatory hiring practices acknowledging that no individual may be denied

employment solely on the basis of race, religion, sex, disability, color, national origin, or ancestry.

11. Transfer and Assignment. This Agreement is not transferable or assignable without the express, written approval of City of Medina. The City of Medina acknowledges that it would be unreasonable to withhold such consent in the event of a proposed transfer or assignment to any parent, subsidiary or affiliate of **Spray Products Corporation** or to any third party so long as with respect to all or any of such proposed transfers or assignments, the proposed transferee or assignee adequately and sufficiently demonstrates to the City of Medina, to the City of Medina's reasonable satisfaction, its financial ability, business experience and intentions to continue its operations of the Facility and Project in a manner similar to that of **Spray Products Corporation** in all pertinent respects.

12. Termination or Modification of Incentives.

A. If **Spray Products Corporation** fails to meet 75% of new payroll or new employment projections in any given year, the grant shall not be awarded for that year.

B. If **Spray Products Corporation** fails to meet 75% of new payroll or new employment projections for three consecutive years, this Agreement shall be terminated by the City of Medina.

C. If the project does not proceed as specified in Section 5(A)(1) of the Agreement or within the approved one-year extension period, the City of Medina may terminate the Agreement upon recommendation of the Business Development Committee.

D. If **Spray Products Corporation** fails to submit required information and/or reports as set forth in Section 7 above, the City of Medina may terminate or modify this Agreement and deny or modify future grants heretofore granted from the date of **Spray Products Corporation's** breach or default.

In the case as provided in this Subsection D, the City of Medina's termination or modification of this Agreement may be instituted only if **Spray Products Corporation** fails to cure any breach of any term of this Agreement as determined by the City of Medina within ten (10) days of receiving written notice of such failure from the City of Medina or, if cure of the breach cannot be completed within ten (10) days, if **Spray Products Corporation** has not made a good faith start of the cure, and/or not diligently pursued same.

E. Nothing contained in Sections 12(A), 12(B), 12(C), or 12(D) shall permit the City of Medina to recapture or otherwise deny **Spray Products Corporation** the benefit of a grant in respect of any period prior to the date of such termination or modification by the City of Medina.

F. The City of Medina may terminate or modify this Agreement and may also require the repayment of the full amount of grant payments awarded under this Agreement, upon the occurrence of any of the following:

1) the City of Medina determines that the certification as to delinquent taxes required by this Agreement is fraudulent, or

2) In the event that **Spray Products Corporation** vacates the Facility and/or moves the Project out of the City of Medina or terminates its operations at the Facility altogether during a 10 (numeral) year period beginning on the effective date of this Agreement.

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

G. **Spray Products Corporation** or successor entity shall promptly notify the City of Medina if any of the following events occur:

(i) If control of **Spray Products Corporation** or substantially all of its assets located at the Project site is obtained by another entity or shareholders or

(ii) If **Spray Products Corporation** merges with another entity or

(iii) If **Spray Products Corporation** substantially restructures itself through an acquisition or divestiture or otherwise

and if any of these events affect 250the ability of **Spray Products Corporation** or its successor entity to perform substantially the obligations of **Spray Products Corporation** under this Agreement and to meet the employment and payroll projections anticipated herein. "Control of **Spray Products Corporation**" for the purposes of this subsection means that persons and/or entities owning the majority of Company's outstanding voting stock at the date of this Agreement cease to own such or cease to have the unconditional right to elect a majority of **Spray Products Corporation's** board of directors.

H. Each provision for modification or termination hereunder shall not affect **Spray Products Corporation's** obligations or the City of Medina's rights under any other provision of this Agreement.

13. Fees. **Spray Products Corporation** shall pay an annual fee of $ 500 five hundred dollars) in each year that **Spray Products Corporation** has a grant agreement in effect upon notification that such payment is due. The proceeds will be used to defray costs of program administration and to help fund the program.

14. Any notices, statements, acknowledgements, consent approvals, certificates, or requests required to be given on behalf of either party shall be made in writing addressed as follows:

If to the City to:

James Shields, Mayor
Medina City Hall
132 N. Elmwood Avenue
Medina, Ohio 44256

With a copy to:

Director of Law– City of Medina
Gregory Huber
Medina City Hall
132 N. Elmwood Avenue
Medina, Ohio 44256

If to _____ to:

Spray Products Corporation

_____

Peter Bastian, Executive Vice President
1100 East Hector St, Suite 225
Conshohocken, PA 19428

or such other address as may be noticed.

15. Condition Precedent. **Spray Products Corporation** and Medina acknowledge that this Agreement must be approved by formal action of the legislative authority of the City of Medina as a condition for the Agreement to take effect.

IN WITNESS WHEREOF, the City of Medina, Ohio, by Dennis Hanwell, its Mayor, and pursuant to Ordinance No. 154-07 and **Spray Products Corporation**, by **Peter Bastian, Executive Vice President**, have caused this instrument to be executed on the _____ day of _____, 2026.

WITNESSED BY:

_____

_____

CITY OF MEDINA

By: _____

Title: Mayor

WITNESSED BY:

_____

_____

By: _____

Title: Executive Vice President

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

DIRECTOR OF LAW– CITY OF MEDINA

By: _____

Date: _____

CITY OF MEDINA
JOB CREATION GRANT APPLICATION

The following is an application to the City of Medina located in the County of Medina by Spray Products Corporation, hereinafter referred to as the company, for Job Creation Grant Incentives.
(company name)

I. General Information

Applicant Company Name __Spray Products Corporation_____

Home or Main Office Street Address __1100 East Hector Street, Suite 225_____

City _Conshohocken___ State ___PA_____ Zip code _19428_____

Local Project Site Street Address __1000 Lake Road_____

City __Medina_____ State __OH_____ Zip code ___44256_____

Contact Person Name ____Peter Bastian_____

Telephone __484-905-1141_____ Fax _____

Email ___pbastian@sprayproducts.com_____

Nature of business (manufacturing, distribution, wholesale, retail, residential or other)
Manufacturing

Standard Industrial Codes that apply to the products produced by the enterprise.

SIC Code # __2899_____ NAICS Code # ___325988_____

SIC Code # _____ NAICS Code # _____

Form of business (corporation, partnership, proprietorship, or other).

S Corporation

Name of principal owner(s) or officers of the company (attach list if necessary).

Andrew (Bart) Bastian (majority owner) , Peter Bastian (minority owner through trust), Douglas Geer (Secretary)

Does the company owe:

A. Any delinquent taxes to the State of Ohio or any County, City or Township within the State of Ohio?

Yes _____ **No** __X_____ (please check)

B. Any moneys to the State or a state agency for the administration or enforcement of any environmental laws of the State?

Yes _____ **No** ___X____ (please check)

C. Any other moneys to the State, a state agency or a political subdivision of the State that are past due, whether the amounts owed are being contested in a court of law or not?

Yes _____ **No** ___X____ (please check)

D. If yes to any of the above, please provide details of each instance including but not limited to the location, amounts and/or case identification numbers (attach additional sheets if needed).

II. Financial Information & Project Information

Estimate the amount to be invested by the company to establish, expand, renovate or occupy a facility:

		Total Amount
A	Land	$ 0
B	Acquisition of Buildings	$ 0
C	Additions/New Construction	$ 0
D	Improvements to Existing Buildings	$ 4,000,000
E	Machinery & Equipment	$ 2,500,000
F	Furniture & Equipment	$ 400,000
G	Inventory	$ 100,000
	Total New Project Investment	$ 7,000,000

Project will begin November, 2026_ and be completed December, 2029.

Project Description: Spray Products Corporation ("Spray") has been operating its Medina manufacturing and distribution facility since 2018. Spray acquired the property at 1000 Lake Road from Sherwin-Williams; it was previously utilized as an aerosol manufacturing plant for Plastikote Spray Paint, but had been shuttered and inactive since 2016. Since 2018, Spray has invested heavily in the infrastructure and equipment in the plant to return the plant to service as a premier aerosol manufacturer in North America. The site now is the home location for 156 FTE and 5 aerosol production lines with total annual capacity of 175 million units.

Spray is looking to begin a new investment campaign in the location which will bring at least 32 FTE over the next three years and approximately $2.25 million in new payroll. The total investment is contemplated at $7 million, which will include a new energy-efficient roof and related HVAC systems, new energy efficient LED lighting and exterior windows and doors, a fully renovated 8,000 sq. foot office space for over 25 support and management staff and meeting space for visitors, and a new production line servicing new markets identified as strategic for Spray.

Business's reasons for requesting tax incentives (be quantitatively specific as possible)

As a privately held and family-run business, our access to capital for large projects is limited. Any assistance that can be provided would greatly help us support our proposed job growth and continued capital investment in the site. Payroll expense, before taxes and benefits, is expected to grow to over $15 million by 2030 and savings on newly hired employees would greatly help us move forward with employment growth plans.

III. Employment & Payroll Information

A. State the company's current employment level in the City of Medina (for all locations) and the total of any other Ohio locations as well as annual payroll for those jobs:

Current F/T Permanent Employees in Medina	156	Current Annual Payroll for F/T Permanent Employees in Medina	$ 13,016,391
Current F/T Employees in **Ohio** at locations outside of City of Medina	0	Current Annual Payroll for F/T Employees in Ohio at locations outside City of Medina	$0

B. List proposed schedule for new hiring as a result of this project:

	Year 1	Year 2	Year 3	Total
New F/T or F/T equivalent Permanent employees	**11**	**11**	**10**	**32**

C. Estimate the amount of Payroll such <u>NEW</u> employees will add as a result of this project:

	Year 1	Year 2	Year 3	Total
New F/T or F/T equivalent Permanent employees	**$ 770,000**	**$ 770,000**	**$ 700,000**	**$ 2,240,000**

IV. Certifications

CITY OF MEDINA
JOB CREATION GRANT APPLICATION

Submission of the application expressly authorizes **The City of Medina**
(Name of Local Jurisdiction)

to contact the Ohio Environmental Protection Agency to confirm statements contained within this application including item #5 and to review applicable confidential records. As part of this application, the property owner may also be required to directly request from the Ohio Department of Taxation, or complete a waiver form allowing the Department of Taxation to release specific tax records to the local jurisdiction considering the request. The applicant agrees to supply additional information upon request.

The applicant affirmatively covenants that the information contained in and submitted with this application is complete and correct and is aware of the ORC Sections 9.66(C)(1) and 2921.13(D)(1) penalties for falsification which could result in the forfeiture of all current and future economic development assistance benefits as well as a fine of not more than $1,000 and/or a term of imprisonment of not more than six months.

Spray Products Corporation	9/22/2026
Name of Property/Business Owner	Date
Signature	Peter Bastian, Executive VP
	Typed Name and Title

Application Fee:

- **A non-refundable fee of $~~500~~ 350.00 is to be submitted with this application. A copy of the application will be attached to the final Job / Payroll Creation Grant Program Agreement, which must be submitted to City Council for approval.**

ORDINANCE NO. 177-26

AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR COMPETITIVE BIDS AND TO AWARD A CONTRACT TO THE SUCCESSFUL BIDDER FOR THE RAILROAD IMPROVEMENT PROJECT, PH 2.

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

SEC. 1: That the Mayor is hereby authorized and directed to advertise for competitive bids and to award a contract to the successful bidder for Job #1192, the Railroad Improvement Project, Phase 2 in accordance with plans and specifications on file in the office of the Mayor.

SEC. 2: That the estimated cost of the project, in the amount of $1,103,492.00, is available as follows: $882,793.60 (ORDC Grant) in Account No. 109-0630-54411, $172,500.00 (Rail partners) in Account No. 145-0630-54411, and $48,198.40 (City share) in Account No. 145-0630-54411.

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. 178-26

AN ORDINANCE AMENDING ORDINANCE NO. 77-26, PASSED MAY 11, 2026 RELATIVE TO THE 2026 CONCRETE STREET REPAIR PROGRAM.

WHEREAS: Ordinance No. 77-26, passed May 11, 2026, authorized $700,000.00 for the 2026 Concrete Street Repair Program; and

WHEREAS: A request to authorize increasing the amount by $20,000 to cover additional concrete replacement was received cue to both repairs from emergency water line breaks and an addition of areas where concrete pavement was deemed to have failed.

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

SEC. 1: That Ordinance No. 77-26, passed May 11, 2026 is hereby amended to authorize an additional $20,000 to the 2026 Concrete Street Repair Program.

SEC. 2: That the funds to cover the additional $20,000.00 are available as follows: $10,000 in Account No. 108-0610-54411 and $10,000 in Account No. 513-0533-54414.

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. 179-26

AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT THE FMVE (FAIR MARKET VALUE ESTIMATE) APPRAISAL(S) AND ACCEPT THE EASEMENT(S) FOR THE STATE ROAD RECONSTRUCTION PROJECT.

WHEREAS: In order to complete the reconstruction of State Road, Phase 1, the City must acquire several easements; and

WHEREAS: In order for the City's right-of-way consultant (O. R. Colan) to proceed with the offer to purchase and complete negotiations and acquisition, Council must authorize acceptance of the Fair Market Value Estimates (FMVE's) for the project.

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

SEC. 1: That the City of Medina hereby authorizes the appraisals of O.R. Colan, and accepts the Fair Market Value (FMVE) for the following parcels as follows:

Address	Parcel	FMVE
230 State Rd.	028-19A-20-067	
230 State Rd.	028-19A-20-068	$ 300.00
800 W. Liberty	028-19A-20-080	$ 6,800.00
740 W. Liberty	028-19A-20-084	$ 700.00
809 W. Liberty	029-19A-20-016	$14,975.00
737 W. Liberty	028-19A-20-082	$ 1,650.00
811 W. Liberty	029-19A-20-005	$14,700.00
80-130 State Rd.	028-19A-20-100	
80-130 State Rd.	028-19A-20-008	$ 300.00
85 State Rd.	029-19A-20-002	
85 State Rd.	029-19A-20-003	$ 1,750.00
239 State Rd.	029-19A-16-033	$ 300.00
230 State Rd.	029-19A-16-024	
230 State Rd.	029-19A-16-003	
230 State Rd.	029-19A-16-002	$ 300.00
	TOTAL	$41,775.00

SEC. 2: That the Mayor is hereby authorized to sign each FMVE appraisal authorizing the Consultant to proceed with the acquisition.

SEC. 3: That if the property owners agree to the FMVE as listed, the Mayor is hereby authorized to accept the easement and authorize its recording and payment to the property owner.

SEC. 4: That the funds to cover the appraisals, in the amount of $41,775.00 are available in Account No. 108-0610-54411.

SEC. 5: 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. 6: 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. 180-26

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE MEDINA COUNTY BOARD OF COMMISSIONERS FOR JOB #1179, E. SMITH ROAD RECONSTRUCTION.

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

SEC. 1: That the Mayor is hereby authorized and directed to execute a Memorandum of Understanding with the Medina County Board of Commissioners to allow the City to complete the work to replace the existing sanitary sewer on E. Smith Rd. and then invoice Medina County for 100% of the cost of the work.

SEC. 2: That a copy of the Memorandum of Understanding 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. 6: 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

MEMORANDUM OF UNDERSTANDING ORD. 180-26 Exh. A

SANITARY SEWER CONSTRUCTION on EAST SMITH ROAD in the CITY OF MEDINA

Terms to be contained in a Memorandum of Understanding ("MOU") between the MEDINA COUNTY COMMISSIONERS (County), and the CITY OF MEDINA (CITY).

Section 1: Project Description

The CITY will be completing a reconstruction and replacement of East Smith Road between South Jefferson Street and S. Harmony Street in the City of Medina.

The Medina County Sanitary Engineers (MCSE), under an agreement with the City entered into in 2022, operates and maintains a City owned sanitary sewer that extends through the project limits of this project.

MCSE has requested that the CITY replace the existing sanitary sewer and appurtenances with a new sewer and appurtenances as part of the CITY's East Smith Road Reconstruction, Phase II project.

Construction is tentatively scheduled to begin in the spring of 2027.

Section II – Consent Statement

Being in the public interest, the COUNTY gives consent to the CITY to complete the replacement of the sanitary sewer in conjunction with the East Smith Road Reconstruction, Phase II project.

Section III - Cooperation Statement

The CITY and the COUNTY shall cooperate as follows:

1. The CITY agrees to assume and bear one hundred percent (100%) of the engineering and project administration costs for this project.
2. The CITY shall submit the completed construction plans to the COUNTY for review and approval prior to commencing this project.
3. The CITY shall modify the plans as requested by the COUNTY with regards to the final sanitary sewer design.
4. The COUNTY agrees to assume and bear one hundred percent (100%) of the construction costs and construction inspection costs for the sanitary sewer line replacement.
5. The preliminary construction cost estimate for the COUNTY's share of this project is $479,000.
6. The actual final total share shall be calculated by the CITY upon completion of the project.

7. The CITY shall use the contract unit prices and the final approved contract unit price quantities to calculate the final total share due by the COUNTY.
8. The COUNTY shall submit payment for the final total share due to the CITY within sixty (60) days after receiving the invoice from the CITY.

Section IV – Maintenance

The City shall require the contractor to post a two-year maintenance bond to become effective upon completion and acceptance of the project. The County shall, in accordance with the 2022 agreement between the County and the City, assume responsibility for the maintenance of the sanitary sewer and appurtenances installed as part of this project upon the expiration of the contractor's maintenance bond.

MEDINA COUNTY COMMISSIONERS	CITY OF MEDINA, OHIO
By (signature):	By (signature):
Printed Name: Colleen M. Swedyk	Printed Name:
Title: Board President	Title:
Date: 10/13/26	Date:

RESOLUTION NO. 181-26

A RESOLUTION AUTHORIZING THE APPLICATION AND TO ACCEPT REIMBURSEMENTS FROM THE FY2026 PATRICK LEAHY BULLETPROOF VEST PARTNERSHIP PROGRAM FOR THE POLICE DEPARTMENT.

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 and accept reimbursements from the Patrick Leahy Bulletproof Vest Partnership Program for the Police Department.

SEC. 2: That if the Grant is awarded, the Mayor is authorized to accept the grant and enter into an agreement 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

ORDINANCE NO. 182-26

AN ORDINANCE AMENDING SECTION 133.01 OF THE CODIFIED ORDINANCES OF THE CITY OF MEDINA, OHIO RELATIVE TO THE "CHIEF OF POLICE OR DESIGNEE(S)" ASSOCIATION MEMBERSHIPS.

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

SEC. 1: That Section 133.01 of the codified ordinances of the City of Medina, Ohio pertaining to Association Memberships for the "Chief of Police or designee(s)" shall be amended with the addition of the following:

Chief of Police or designee(s)	**Ohio School Resource Officer Association**

SEC. 2: That the Mayor is hereby authorized to execute any and all documents to procure membership for the Chief of Police or designee(s).

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. 183-26

AN ORDINANCE AUTHORIZING THE PURCHASE OF TWO (2) 2027 VEHICLES FROM MONTROSE FORD AND UPFITS FROM HALL PUBLIC SAFETY FOR THE POLICE DEPARTMENT.

WHEREAS: In accordance with ORC 125.04 the City of Medina, Ohio requested authority to participate in State contracts which the Department of Administrative Services has entered into for the purchase of supplies, services, equipment and certain materials; 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.

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

SEC. 1: That the purchase of one (1) 2027 F-150 Responder from Montrose Ford ($51,120.00) and upfit cost from Hall Public Safety ($15,479.03), and one (1) 2027 Ford Interceptor from Montrose Ford ($44,730.00) and upfit cost from Hall Public Safety ($8,938.57) utilizing the CUE, Community University Education Purchasing Contract, is hereby authorized for the Police Department for the total amount of $120,267.60.

SEC. 2: That the funds to cover this purchase, in the amount of $120,267.60 are available as follows: $95,850.00 in Account No. 106-0101-54417 (vehicles) and $24,417.60 in Account No. 106-0101-53321 (upfit cost).

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. 184-26

AN ORDINANCE AMENDING ORDINANCE NO. 218-25, PASSED DECEMBER 8, 2025. (Amendments to 2026 Budget)

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

SEC. 1: That Ordinance No. 218-25, passed December 8, 2025, shall be amended by the following additions:

Account No./Line Item	Additions
108-0671-54411	412.19 *
108-0672-54414 (Smith Rd. Ph. 2 Reconstruction)	1,750,000.00 *
109-0757-50111	32,100.00 *
109-0757-50114	1,400.00 *
109-0757-50115	4,000.00 *
109-0757-50116	2,000.00 *
109-0757-51121	4,000.00 *
109-0757-51122	15,000.00 *
109-0757-51123	300.00 *
109-0757-51126	700.00 *
109-0757-51129	1,350.00 *
109-0757-52211	150.00 *
109-0757-52226	14,000.00 *
145-0630-54411	100,000.00 *
153-0771-52215	39,654.97 *
162-0705-53315	15,000.00 *
169-0705-52226	10,000.00 *
301-0707-52215	2,820.00 *
741-0945-56612	15,000.00 *

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: _____ **APPROVED:** _____
Clerk of Council

SIGNED: _____
Mayor