

AGENDA

**February 24, 2020
Multi-Purpose Room (downstairs)**

Finance Committee (6:00 p.m.)

1. Assignment of Requests for Council Action
2. 20-040-2/24 – 2020 SPCA Contribution Request
3. 20-041-2/24 – Amend Codified Ord. 943.06(l) – Cemetery
4. 20-042-2/24 – Purchase 2020 Ford F250 Truck – Parks Dept.
5. 20-043-2/24 – Recommendation to rezone 1088 S. Court – R-3 to C-S
6. 20-044-2/24 – Budget Amendment

#2020-002 – Municipal Court Funding – CMAR Courthouse Project
7. 20-045-2/24 – Grant Application Request – Drop Off Recycling Project
8. 20-022-1/27 – CMAR Fees – Combined Court Project (Amend Ord. 98-19)
9. 20-046-2/24 – Grant Application – AFG (Assistance to Firefighter Grant)

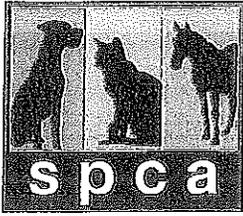
REQUESTS FOR COUNCIL ACTION/DISCUSSION

Finance Committee

- 20-040-2/24 – 2020 SPCA Contribution Request
- 20-041-2/24 – Amend Codified Ord. 943.06(l) – Cemetery
- 20-042-2/24 – Purchase 2020 Ford F250 Truck – Parks
- 20-043-2/24 – Recommendation to Rezone 1088 S. Court from R-3 to C-S
- 20-044-2/24 – Budget Amendment – Municipal Court
- 20-045-2/24 – Grant Application Request – Drop Off Recycling Project
- 20-046-2/24 – Grant Application Request – Assistance to Firefighter Grant (AFG)

2/24/20

medina county



RCA 20-040-2/24
Finance

Medina County
Society for the Prevention of Cruelty to Animals
8790 Guilford Road, Seville, OH 44273
www.medinacountyspca.com - 330.723.7722
A Non-Profit 501(c)3 Charitable Organization Tax ID#34-1507786

October 17, 2019

Mr. Paul Rose, Sr.
Council at Large
The City of Medina

President
Tom Jenkins

Vice President
Shaun McWilliams

Secretary
Sandy Larson

Treasurer
Nicole Florio

Directors
Jennifer Anzalone
Cindy Brode
Patrick Hahn
Will Klingel
Thomas S. Lehner, MD
George "Hub" Marquis
William Post
Nikki Robishaw
Carla Boyle Small

Director of Operations
Tracey Miller

Humane Officer
Carrie Moore

Dear Mr. Rose:

The Medina County SPCA is the official humane society for Medina County. As such, we:

- Investigate and prosecute animal neglect and cruelty
- Provide first responder services for animal emergencies 24/7
- Assist local law enforcement with animal handling 24/7
- Intake sick, injured and unwanted animals to rehabilitate and adopt out
- Provide humane education

The majority of our funding comes from individual donations, memberships, fundraising, and adoption fees. Therefore, we do rely on the financial support of local communities to share in the expenditures we incur serving each of them. Per the request of several jurisdictions, we have changed the statistical reporting period to assist in their budgeting process.

For the fiscal period October 1, 2018 through September 30, 2019, we provided the following services to the City of Medina:

Intake of 377 animals originating in your jurisdiction
(More detailed information available on request)

Our average cost of care per animal serviced is \$192.15. That cost multiplied by the number of animals from your jurisdiction (377) results in a total expense of \$72,440.55. In support of the services we have provided to your jurisdiction, we respectfully request a fair share remuneration to defray the associated costs incurred. It is our hope you see value in the role Medina County SPCA plays in your community. I want to sincerely thank you in advance for your consideration and financial support. If you have any questions regarding our services or suggestions on how we can better serve you, please feel free to contact me at 330.723.7722.

With much appreciation,

Tom Jenkins
President
Medina County SPCA Board of Directors

RECEIVED

OCT 30 2019

BY: _____

2019 - \$8,850
2018 - \$8,670
2017 - \$8,500
2016 - \$8,452

medina county



*CC: Council
1-27-2020*

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January 17, 2020

City of Medina
Council Members
132 N. Elmwood St.
Medina, Ohio 44256

President
Tom Jenkins

Vice President
Shaun McWilliams

Secretary
Sandy Larson

Treasurer
Nicole Florio

Directors
Cindy Brode
Patrick Hahn
Will Klingel
Thomas S. Lehner, MD
George "Hub" Marquis
William Post
Nikki Robishaw
Carla Boyle Small

Executive Director
Deb Poland

Director of Operations
Tracey Miller

Humane Officers
Carrie Moore
Lisa Jenkinson

Dear Council Members:

Not in our community? **Think again!**

We are the Medina County Society For The Prevention Of Cruelty To Animals, Inc., a non-profit 501(c)3 humane society. Our Federal ID is 34-1507786. The mission of the Medina County SPCA is to protect and care for animals in our community from abuse, cruelty, neglect, injury and abandonment. We are an independent local shelter with no ties to any national organization or rescues, and we employ Humane Officers and Emergency Rescue Technicians who respond to calls about animals in need.

When abuse, cruelty or neglect cases are reported, an investigation is initiated resulting in one of the following outcomes:

Education through our Humane Education Program; removal of animals from premises and prosecution as per Ohio's animal cruelty laws

Last year we rescued and accepted 377 animals just in your jurisdiction of the City of Medina. The cost to the shelter for just the City of Medina alone was \$72,440.55.

Overall, we rescued 1711 abused, abandoned or neglected animals in Medina County. As you can imagine this is very costly. Providing medical care, spay and neutering, shots, nutrition, rehabilitation and finally adoption is our main goal and our mission does not come cheap. Each animal cost us just about \$200 each in costs for immediate care; not including what it costs us to operate the shelter.

We are asking for your help. Last year only 10 Cities, Townships and Villages in our county made a financial contribution to our organization for this FREE service we provide to the community. We are hoping you as government officials will consider what we do for you and will make a financial contribution to the organization for the services that we provide to you and the residents of your community.

If you have any questions or would like to speak with me in person, feel free to give me a call at 330-723-7722.

Sincerely,
Deb Poland
Deb Poland
Executive Director

*Thank you for being a supporter
of a yearly donation!!
We really appreciate it!*

Medina County SPCA Intake 10/1/18-9/30/19 Medina City

Animal ID	Species	Intake Date/Time	Operation Type	Location Found
1	Cat	10/8/2018 9:27 PM	Stray	Branch Rd Apts-sick kittens born to feral
2	Cat	10/8/2018 9:27 PM	Stray	Branch Rd Apts-sick kittens born to feral
3	Cat	10/8/2018 9:27 PM	Stray	Branch Rd Apts-sick kittens born to feral
4	Cat	10/9/2018 6:02 PM	Owner/Guardian Surrender	177 High Point Drive
5	Cat	10/9/2018 10:08 PM	Seized / Custody	Abandoned in a carrier at Kitten Crazy
6	Cat	10/10/2018 2:26 PM	Owner/Guardian Surrender	715 Miner Drive
7	Cat	10/10/2018 10:26 PM	Stray	Found in library parking lot on the square
8	Cat	10/10/2018 10:30 PM	Stray	1166 Lafayette-stray
9	Hamster	10/11/2018 2:40 PM	Owner/Guardian Surrender	417 Bronson Street B
10	Dog	10/15/2018 11:55 AM	Owner/Guardian Surrender	1166 Lafayette
11	Cat	10/18/2018 11:54 AM	Stray	791 W Smith Rd-injured
12	Cat	10/18/2018 4:05 PM	Stray	320 Springbrook
13	Cat	10/30/2018 2:14 PM	Stray	N Huntington-injured stray
14	Cat	10/30/2018 3:04 PM	Stray	near Medina Hosp parking lot
15	Cat	10/30/2018 3:20 PM	Stray	5 Douglas Lane-sick stray
16	Cat	11/1/2018 8:42 PM	Stray	behind Walgreens on Court St
17	Cat	11/2/2018 8:46 PM	Stray	Nottingham Ct-born to a feral
18	Cat	11/2/2018 8:46 PM	Stray	Nottingham Ct-born to a feral
19	Dog	11/3/2018 9:05 PM	Stray	Court St and Union-stray
20	Cat	11/5/2018 9:58 PM	Stray	Found at Jump Park
21	Cat	11/6/2018 9:48 PM	Stray	612 Cedar St-sick stray
22	Cat	11/10/2018 10:48 PM	Stray	E Washington by cemetery-stray
23	Cat	11/12/2018 9:15 PM	Stray	Reagan Park-stuck in a tree
24	Cat	11/19/2018 4:47 PM	Stray	463 West Park Dr-sick stray
25	Cat	11/24/2018 3:44 PM	Stray	Twisted Parking Lot-stray
26	Cat	11/28/2018 8:40 PM	Stray	211 N Elmwood
27	Cat	11/28/2018 8:40 PM	Stray	211 N Elmwood
28	Cat	11/29/2018 10:38 AM	Stray	1166 Lafayette-sibling to Boomer
29	Cat	12/4/2018 4:17 PM	Stray	800 Nottingham Ct-stray litter
30	Cat	12/4/2018 4:17 PM	Stray	800 Nottingham Ct-stray litter
31	Cat	12/4/2018 4:17 PM	Stray	800 Nottingham Ct-stray litter
32	Dog	12/7/2018 2:38 PM	Owner/Guardian Surrender	refused at county shelter "too scared" 1166 Lafayette
33	Cat	12/11/2018 3:46 PM	Stray	1058 Sugarhouse Ln
34	Cat	12/11/2018 5:43 PM	Owner/Guardian Surrender	715 Miner Drive C2
35	Cat	12/13/2018 7:02 PM	Transfer In	Dropped off at Dr Parkers office W Smith
36	Cat	12/13/2018 7:02 PM	Transfer In	Dropped off at Dr Parkers office W Smith

37	A40412293	Cat	12/17/2018 2:46 PM	Stray	S Elmwood-owners evicted and left behind
38	A40412307	Cat	12/17/2018 2:46 PM	Stray	S Elmwood-owners evicted and left behind
39	A40412321	Cat	12/17/2018 2:46 PM	Stray	S Elmwood-owners evicted and left behind
40	A40423018	Cat	12/20/2018 6:57 PM	Transfer In	Dr Parkers Officer-W Smith (sibling to one dropped of the other day)
41	A40446653	Cat	12/24/2018 9:24 PM	Owner/Guardian Surrender	S Court Street,
42	A40446655	Cat	12/24/2018 9:24 PM	Owner/Guardian Surrender	S Court Street,
43	A40481012	Cat	12/28/2018 3:59 PM	Stray	440 Miller Dr
44	A40497919	Dog	12/30/2018 3:58 PM	Owner/Guardian Surrender	refused at county shelter "too old"- Douglas Ln
45	A40489649	Cat	1/1/2019 4:05 PM	Stray	431 E North St
46	A40524866	Cat	1/8/2019 5:55 PM	Owner/Guardian Surrender	301 Harding Street
47	A40524871	Cat	1/8/2019 5:55 PM	Owner/Guardian Surrender	301 Harding Street
48	A40524872	Cat	1/8/2019 5:55 PM	Owner/Guardian Surrender	301 Harding Street
49	A40565289	Cat	1/12/2019 4:00 PM	Stray	911 W Liberty St-stray
50	A40570184	Dog	1/13/2019 12:35 PM	Owner/Guardian Surrender	Refused at shelter for being too old- Leisure Ln
51	A40570307	Dog	1/13/2019 12:35 PM	Owner/Guardian Surrender	Refused at shelter for being too old- Leisure Ln
52	A36150591	Cat	1/13/2019 12:44 PM	Owner/Guardian Surrender	3 Young Avenue
53	A40566587	Cat	1/14/2019 5:56 PM	Owner/Guardian Surrender	863 Norwegian Wood Drive
54	A40578803	Dog	1/15/2019 12:38 PM	Stray	Found running at the fairgrounds
55	A40625425	Cat	1/23/2019 1:59 PM	Stray	Baxter St
56	A40613312	Cat	2/1/2019 4:11 PM	Owner/Guardian Surrender	893 Waterloo Lane
57	A40714593	Dog	2/4/2019 3:39 PM	Stray	Wadsworth Rd & Broadway-matted smelly
58	A40692996	Dog	2/8/2019 4:19 PM	Owner/Guardian Surrender	428 N Harmony Street,
59	A40762598	Cat	2/11/2019 5:14 PM	Stray	1166 Lafayette-Mom and babies
60	A40762635	Cat	2/11/2019 5:14 PM	Stray	1166 Lafayette-Mom and babies
61	A40762660	Cat	2/11/2019 5:14 PM	Stray	1166 Lafayette-Mom and babies
62	A40762675	Cat	2/11/2019 5:14 PM	Stray	1166 Lafayette-Mom and babies
63	A40762692	Cat	2/11/2019 5:14 PM	Stray	1166 Lafayette-Mom and babies
64	A40762718	Cat	2/11/2019 5:14 PM	Stray	1166 Lafayette-Mom and babies
65	A40762737	Cat	2/11/2019 5:14 PM	Stray	1166 Lafayette-Mom and babies
66	A40762753	Cat	2/11/2019 5:14 PM	Stray	1166 Lafayette-Mom and babies
67	A40778317	Cat	2/12/2019 6:01 PM	Owner/Guardian Surrender	401 Baxter Street
68	A40778334	Cat	2/12/2019 6:01 PM	Owner/Guardian Surrender	401 Baxter Street
69	A40778356	Cat	2/12/2019 6:01 PM	Owner/Guardian Surrender	401 Baxter Street
70	A40777551	Cat	2/14/2019 4:40 PM	Stray	Nottingham Ct-injured
71	A40617670	Cat	2/15/2019 12:26 PM	Owner/Guardian Surrender	1042 Brookfield Drive
72	A40807694	Cat	2/19/2019 6:27 PM	Owner/Guardian Surrender	Owner passed-N Huntington
73	A40807696	Cat	2/19/2019 6:27 PM	Owner/Guardian Surrender	Owner passed-N Huntington
74	A40807701	Cat	2/19/2019 6:27 PM	Owner/Guardian Surrender	Owner passed-N Huntington
75	A40807705	Cat	2/19/2019 6:27 PM	Owner/Guardian Surrender	Owner passed-N Huntington

77	A40807714	Cat	2/19/2019 6:27 PM	Owner/Guardian Surrender	Owner passed-N Huntington
78	A40807716	Cat	2/19/2019 6:27 PM	Owner/Guardian Surrender	Owner passed-N Huntington
79	A40807722	Cat	2/19/2019 6:27 PM	Owner/Guardian Surrender	Owner passed-N Huntington
80	A41012830	Cat	2/28/2019 6:16 PM	Stray	883 Lancaster Dr
81	A41070684	Cat	3/9/2019 5:31 PM	Stray	232 S Huntington
82	A41044745	Cat	3/11/2019 5:18 PM	Stray	Giant Eagle-N Court
83	A41044746	Cat	3/11/2019 5:18 PM	Stray	Giant Eagle-N Court
84	A41044749	Cat	3/11/2019 5:18 PM	Stray	Giant Eagle-N Court
85	A41044751	Cat	3/11/2019 5:18 PM	Stray	Giant Eagle-N Court
86	A39042125	Cat	3/15/2019 6:09 PM	Owner/Guardian Surrender	177 High Point Drive
87	A41099280	Cat	3/18/2019 3:14 PM	Stray	211 N Elmwood Ave
88	A40302536	Dog	3/20/2019 12:59 PM	Owner/Guardian Surrender	1100 Concord Drive
89	A38842308	Cat	3/22/2019 5:42 PM	Owner/Guardian Surrender	277 Canterbury Lane C
90	A41148585	Cat	3/23/2019 12:42 PM	Stray	1166 Lafayette Rd-stray
91	A34852407	Rabbit	3/26/2019 3:53 PM	Owner/Guardian Surrender	920 Weymouth Road,
92	A41179533	Cat	3/26/2019 4:27 PM	Owner/Guardian Surrender	152 Glenshire Lane
93	A41179596	Cat	3/26/2019 4:27 PM	Owner/Guardian Surrender	152 Glenshire Lane
94	A40727899	Cat	3/27/2019 9:46 AM	Owner/Guardian Surrender	987 Guilford Boulevard
95	A41180382	Cat	3/28/2019 5:26 PM	Owner/Guardian Surrender	Branch Rd-owner being evicted
96	A41180407	Cat	3/28/2019 5:26 PM	Owner/Guardian Surrender	Branch Rd-owner being evicted
97	A41180414	Cat	3/28/2019 5:26 PM	Owner/Guardian Surrender	Branch Rd-owner being evicted
98	A41180428	Cat	3/28/2019 5:26 PM	Owner/Guardian Surrender	Branch Rd-owner being evicted
99	A41180445	Cat	3/28/2019 5:26 PM	Owner/Guardian Surrender	Branch Rd-owner being evicted
100	A41180457	Cat	3/28/2019 5:26 PM	Owner/Guardian Surrender	Branch Rd-owner being evicted
101	A14286703	Cat	3/30/2019 12:17 PM	Owner/Guardian Surrender	Branch Rd-owner being evicted
102	A41379748	Cat	4/1/2019 1:21 PM	Stray	97 Leisure Lane
103	A41379753	Cat	4/1/2019 1:21 PM	Stray	211 S Elmwood-born to Cleopatra
104	A41379760	Cat	4/1/2019 1:21 PM	Stray	211 S Elmwood-born to Cleopatra
105	A41379763	Cat	4/1/2019 1:21 PM	Stray	211 S Elmwood-born to Cleopatra
106	A41379771	Cat	4/1/2019 1:21 PM	Stray	211 S Elmwood-born to Cleopatra
107	A41219980	Cat	4/2/2019 1:57 PM	Owner/Guardian Surrender	237 E North Street
108	A41219995	Cat	4/2/2019 1:57 PM	Owner/Guardian Surrender	237 E North Street
109	A40302536	Dog	4/7/2019 3:47 PM	Owner/Guardian Surrender	
110	A41267468	Cat	4/8/2019 4:37 PM	Stray	993 Chadwick-stray
111	A41267540	Cat	4/8/2019 4:41 PM	Stray	Branch Rd Apartments
112	A41267567	Cat	4/8/2019 4:41 PM	Stray	Branch Rd Apartments
113	A41267576	Cat	4/8/2019 4:41 PM	Stray	Branch Rd Apartments
114	A41267581	Cat	4/8/2019 4:41 PM	Stray	Branch Rd Apartments
115	A41267590	Cat	4/8/2019 4:41 PM	Stray	Branch Rd Apartments
116	A41390541	Cat	4/20/2019 1:47 PM	Stray	Branch Rd Apartments
117	A41392895	Cat	4/24/2019 3:43 PM	Stray	328 E Washington-injured feral
118	A41393496	Dog	4/25/2019 4:15 PM	Owner/Guardian Surrender	947 Westland Dr-blind thin stray
119	A41399069	Cat	4/26/2019 12:30 PM	Owner/Guardian Surrender	525 Birch Hill Drive A7
120	A41399083	Cat	4/26/2019 12:30 PM	Owner/Guardian Surrender	321 Northland Drive
121	A41560036	Cat	4/27/2019 3:26 PM	Owner/Guardian Surrender	321 Northland Drive
					E Reagan Parkway-Moving

123	A41560085	Cat	4/27/2019 3:26 PM	Owner/Guardian Surrender	E Reagan Parkway-Moving
124	A41560088	Cat	4/27/2019 3:26 PM	Owner/Guardian Surrender	E Reagan Parkway-Moving
125	A41562423	Dog	4/29/2019 6:00 PM	Transfer In	Medina County Animal Shelter-states found in the city of Medina
126	A41562777	Cat	4/30/2019 6:42 PM	Stray	Nottingham Ct
127	A41562781	Cat	4/30/2019 6:42 PM	Stray	Nottingham Ct
128	A41562783	Cat	4/30/2019 6:42 PM	Stray	Nottingham Ct
129	A41562785	Cat	4/30/2019 6:42 PM	Stray	Nottingham Ct
130	A41562789	Cat	4/30/2019 6:42 PM	Stray	Nottingham Ct
131	A41562793	Cat	4/30/2019 6:42 PM	Stray	Nottingham Ct
132	A41562801	Dog	4/30/2019 6:42 PM	Stray	Nottingham Ct
133	A41562811	Dog	4/30/2019 6:42 PM	Stray	Nottingham Ct
134	A41562821	Dog	4/30/2019 6:42 PM	Stray	Nottingham Ct
135	A41619561	Cat	5/1/2019 4:44 PM	Stray	Nottingham Ct-born to feral in development
136	A41619569	Cat	5/1/2019 4:44 PM	Stray	Nottingham Ct-born to feral in development
137	A41619584	Cat	5/1/2019 4:44 PM	Stray	Nottingham Ct-born to feral in development
138	A41619588	Cat	5/1/2019 4:44 PM	Stray	Nottingham Ct-born to feral in development
139	A41619592	Cat	5/1/2019 4:44 PM	Stray	Nottingham Ct-born to feral in development
140	A41619597	Cat	5/1/2019 4:44 PM	Stray	Nottingham Ct-born to feral in development
141	A41619605	Cat	5/1/2019 4:44 PM	Stray	Nottingham Ct-born to feral in development
142	A41610363	Cat	5/1/2019 6:35 PM	Stray	Corner of Cloverdale and Ryan at construction site
143	A41610367	Cat	5/1/2019 6:35 PM	Stray	Corner of Cloverdale and Ryan at construction site
144	A41610370	Cat	5/1/2019 6:35 PM	Stray	Corner of Cloverdale and Ryan at construction site
145	A41610374	Cat	5/1/2019 6:35 PM	Stray	Corner of Cloverdale and Ryan at construction site
146	A41610376	Cat	5/1/2019 6:35 PM	Stray	Corner of Cloverdale and Ryan at construction site
147	A41610377	Cat	5/1/2019 6:35 PM	Stray	Corner of Cloverdale and Ryan at construction site
148	A41610379	Cat	5/1/2019 6:35 PM	Stray	Corner of Cloverdale and Ryan at construction site
149	A41610382	Cat	5/1/2019 6:35 PM	Stray	Corner of Cloverdale and Ryan at construction site
150	A41610865	Cat	5/1/2019 8:05 PM	Owner/Guardian Surrender	715 Miner Drive C2
151	A41825276	Dog	5/3/2019 3:12 PM	Stray	E Washington & Guilford Blvd
152	A41609193	Cat	5/3/2019 4:44 PM	Owner/Guardian Surrender	2 Young Drive
153	A41609208	Cat	5/3/2019 4:44 PM	Owner/Guardian Surrender	2 Young Drive

155	A41610253	Cat	5/3/2019 6:20 PM	Stray	Found by Dominics on Jefferson
156	A41610259	Cat	5/3/2019 6:20 PM	Stray	Found by Dominics on Jefferson
157	A33235867	Cat	5/3/2019 6:20 PM	Stray	Found by Dominics on Jefferson
158	A33235872	Cat	5/4/2019 11:37 AM	Owner/Guardian Surrender	675 Guilford
159	A41825344	Dog	5/4/2019 11:37 AM	Owner/Guardian Surrender	675 Guilford
160	A40566770	Cat	5/4/2019 3:15 PM	Transfer In	Medina Police Pickup
161	A41625946	Cat	5/6/2019 12:47 PM	Owner/Guardian Surrender	1166 Lafayette
162	A41628145	Cat	5/7/2019 1:33 PM	Stray	88 Blanot (hard to read writing)
163	A41628168	Cat	5/7/2019 3:26 PM	Stray	933 White Oak
164	A41628170	Cat	5/7/2019 3:26 PM	Stray	933 White Oak
165	A41628174	Cat	5/7/2019 3:26 PM	Stray	933 White Oak
166	A41628176	Cat	5/7/2019 3:26 PM	Stray	933 White Oak
167	A41628179	Cat	5/7/2019 3:26 PM	Stray	933 White Oak
168	A41628189	Cat	5/7/2019 3:26 PM	Stray	933 White Oak
169	A41825919	Dog	5/10/2019 12:45 PM	Stray	Liberty Plaza-Abbeyville
170	A41670828	Cat	5/12/2019 8:24 PM	Seized / Custody	Found in the parking lot at Petsmart
171	A41706109	Cat	5/13/2019 1:03 PM	Seized / Custody	420 Bronson-cats in car after hit and run
172	A41706115	Cat	5/13/2019 1:03 PM	Seized / Custody	420 Bronson-cats in car after hit and run
173	A41706813	Cat	5/13/2019 1:42 PM	Owner/Guardian Surrender	485 Stratton Drive
174	A41733306	Cat	5/17/2019 11:12 AM	Stray	1166 Lafayette-sick stray
175	A41764843	Cat	5/20/2019 10:54 AM	Stray	1166 Lafayette-sick strays
176	A41764849	Cat	5/20/2019 10:54 AM	Stray	1166 Lafayette-sick strays
177	A41765226	Cat	5/20/2019 11:21 AM	Stray	Nottingham Court
178	A41765235	Cat	5/20/2019 11:21 AM	Stray	Nottingham Court
179	A41765241	Cat	5/20/2019 11:21 AM	Stray	Nottingham Court
180	A41765245	Cat	5/20/2019 11:21 AM	Stray	Nottingham Court
181	A41765252	Cat	5/20/2019 11:21 AM	Stray	Nottingham Court
182	A41805608	Cat	5/20/2019 4:43 PM	Stray	Branch Rd Apts
183	A41805613	Cat	5/20/2019 4:43 PM	Stray	Branch Rd Apts
184	A41805617	Cat	5/20/2019 4:43 PM	Stray	Branch Rd Apts
185	A34649119	Cat	5/24/2019 10:46 AM	Owner/Guardian Surrender	611 Canterbury Lane C
186	A41705979	Cat	5/24/2019 1:23 PM	Owner/Guardian Surrender	1159 Willow Bend Drive
187	A41798747	Cat	5/25/2019 10:20 AM	Stray	431 Springbrook
188	A41799052	Cat	5/27/2019 10:47 AM	Stray	344 Lafayette
189	A41799055	Cat	5/27/2019 10:47 AM	Stray	344 Lafayette
190	A41800430	Cat	5/28/2019 12:11 PM	Stray	Found by fairgrounds
191	A41800434	Cat	5/28/2019 12:11 PM	Stray	Found by fairgrounds
192	A41800435	Cat	5/28/2019 12:11 PM	Stray	Found by fairgrounds
193	A41800437	Cat	5/28/2019 12:11 PM	Stray	Found by fairgrounds
194	A41877726	Cat	5/28/2019 12:11 PM	Stray	Found by fairgrounds
195	A41803274	Cat	5/28/2019 2:39 PM	Stray	650 W Smith-HBC
196	A41803278	Cat	5/29/2019 2:46 PM	Stray	820 Walter Rd
197	A41803282	Cat	5/29/2019 2:46 PM	Stray	820 Walter Rd

190	A41822429	Cat	5/30/2019 12:40 PM	Stray	1254 Joshua Way-sick stray
199	A41822429	Dog	5/30/2019 12:53 PM	Owner/Guardian Surrender	Refused by shelter because she is on meds for itchy skin (W union)
200	A41864161	Rat	6/3/2019 12:27 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
201	A41864167	Rat	6/3/2019 12:27 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
202	A41864170	Rat	6/3/2019 12:27 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
203	A41864175	Rat	6/3/2019 12:27 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
204	A41864230	Rat	6/3/2019 12:27 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
205	A41864242	Rat	6/3/2019 12:27 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
206	A41864245	Rat	6/3/2019 12:27 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
207	A41864250	Rat	6/3/2019 12:27 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
208	A41864263	Rat	6/3/2019 12:27 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
209	A41864267	Rat	6/3/2019 12:27 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
210	A41864279	Rat	6/3/2019 12:27 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
211	A41864288	Rat	6/3/2019 12:27 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
212	A41864295	Rat	6/3/2019 12:27 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
213	A41864300	Rat	6/3/2019 12:27 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
214	A41864307	Rat	6/3/2019 12:27 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
215	A41864315	Rat	6/3/2019 12:27 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
216	A41866905	Cat	6/4/2019 2:47 PM	Stray	720 Brookledge Drive
217	A41866930	Cat	6/4/2019 2:47 PM	Stray	720 Brookledge Drive
218	A41866942	Cat	6/4/2019 2:47 PM	Stray	720 Brookledge Drive
219	A41866953	Cat	6/4/2019 2:47 PM	Stray	720 Brookledge Drive
220	A41866961	Cat	6/4/2019 2:47 PM	Stray	720 Brookledge Drive
221	A41866781	Cat	6/4/2019 4:13 PM	Stray	Dr Parkers Officer-W Smith
222	A41866789	Cat	6/4/2019 4:13 PM	Stray	Dr Parkers Officer-W Smith
223	A41866794	Cat	6/4/2019 4:13 PM	Stray	Dr Parkers Officer-W Smith
224	A41891661	Cat	6/5/2019 5:24 PM	Stray	Nottingham Court
225	A41891682	Cat	6/5/2019 5:24 PM	Stray	Nottingham Court
226	A41891694	Cat	6/5/2019 5:24 PM	Stray	Nottingham Court
227	A41933033	Cat	6/7/2019 4:26 PM	Stray	1166 Lafayette
228	A41933101	Cat	6/7/2019 4:29 PM	Stray	190 Guilford Blvd
229	A41975833	Rat	6/7/2019 5:07 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
230	A41975835	Rat	6/7/2019 5:07 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
231	A41975838	Rat	6/7/2019 5:07 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
232	A41975843	Rat	6/7/2019 5:07 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
233	A41975844	Rat	6/7/2019 5:07 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
234	A41975848	Rat	6/7/2019 5:07 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
235	A41975851	Rat	6/7/2019 5:07 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
236	A41977000	Rat	6/10/2019 6:51 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
237	A41977004	Rat	6/10/2019 6:51 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
238	A41977005	Rat	6/10/2019 6:51 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
239	A41977006	Rat	6/10/2019 6:51 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
240	A41977009	Rat	6/10/2019 6:51 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
241	A41977010	Rat	6/10/2019 6:51 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
242	A41977011	Rat	6/10/2019 6:51 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,

244	A41977015	Rat	6/10/2019 6:51 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
245	A41977016	Rat	6/10/2019 6:51 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
246	A41977017	Rat	6/10/2019 6:51 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
247	A41977018	Rat	6/10/2019 6:51 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
248	A41977020	Rat	6/10/2019 6:51 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
249	A41952881	Dog	6/13/2019 2:27 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
250	A41977085	Cat	6/16/2019 7:03 PM	Stray	987 E Smith-sick stray
251	A41999288	Cat	6/16/2019 7:09 PM	Stray	408 Halifax Ln
252	A42061103	Cat	6/19/2019 5:25 PM	Stray	950 N Huntington
253	A42007371	Cat	6/20/2019 3:52 PM	Stray	879 Nottingham Ct
254	A42064140	Cat	6/21/2019 10:34 AM	Stray	found and dropped off at Dr Parkers on W Smith
255	A42055006	Cat	6/21/2019 11:25 AM	Owner/Guardian Surrender	
256	A42019719	Cat	6/21/2019 5:57 PM	Stray	300 Glenshire Ln
257	A42064236	Cat	6/26/2019 10:41 AM	Stray	525 N Jefferson
258	A42121941	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
259	A42121945	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
260	A42121950	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
261	A42121959	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
262	A42121964	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
263	A42121973	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
264	A42121979	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
265	A42121987	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
266	A42122002	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
267	A42122017	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
268	A42122099	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
269	A42122101	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
270	A42122109	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
271	A42122112	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
272	A42122116	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
273	A42122117	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
274	A42122130	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
275	A42122132	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
276	A42122135	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
277	A42122137	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
278	A42122145	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
279	A42122152	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
280	A42122155	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
281	A42122156	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
282	A42122162	Rat	7/1/2019 3:37 PM	Owner/Guardian Surrender	Hoarding-310 W Liberty Street,
283	A42113593	Cat	7/1/2019 5:18 PM	Stray	307 N Huntington
284	A42117765	Cat	7/2/2019 11:37 AM	Transfer In	Medina Police Pickup
285	A42120812	Cat	7/3/2019 2:37 PM	Stray	Burger King-Court Street
286	A42149878	Cat	7/5/2019 10:52 AM	Stray	1075 N Jefferson
287	A42164100	Cat	7/8/2019 2:13 PM	Stray	Taco Bell on 42

289	A42219320	Cat	7/15/2019 3:57 PM	Stray	303 Springbrook Dr
290	A42239221	Cat	7/15/2019 3:56 PM	Stray	37 Plymouth
291	A42257265	Cat	7/16/2019 2:24 PM	Stray	440 Halifax
292	A42257269	Cat	7/18/2019 12:31 PM	Stray	Found in Library parking lot on the square
293	A42257275	Cat	7/18/2019 12:31 PM	Stray	Found in Library parking lot on the square
294	A42282196	Cat	7/21/2019 6:23 PM	Stray	980 Lafayette Rd-sick strays
295	A42282197	Cat	7/21/2019 6:23 PM	Stray	980 Lafayette Rd-sick strays
296	A42291475	Cat	7/23/2019 4:31 PM	Stray	Branch Rd Apts
297	A42291480	Cat	7/23/2019 4:31 PM	Stray	Branch Rd Apts
298	A42291483	Cat	7/23/2019 4:31 PM	Stray	Branch Rd Apts
299	A42291490	Cat	7/23/2019 4:31 PM	Stray	Branch Rd Apts
300	A42350844	Cat	7/25/2019 4:29 PM	Stray	214 W North-stray litter
301	A42350870	Cat	7/25/2019 4:29 PM	Stray	214 W North-stray litter
302	A42350875	Cat	7/25/2019 4:29 PM	Stray	214 W North-stray litter
303	A42350882	Cat	7/25/2019 4:29 PM	Stray	214 W North-stray litter
304	A42351368	Cat	7/25/2019 5:06 PM	Owner/Guardian Surrender	165 Canterbury Lane B
305	A42351373	Cat	7/25/2019 5:06 PM	Owner/Guardian Surrender	165 Canterbury Lane B
306	A42351389	Cat	7/25/2019 5:06 PM	Owner/Guardian Surrender	165 Canterbury Lane B
307	A42351396	Cat	7/25/2019 5:06 PM	Owner/Guardian Surrender	165 Canterbury Lane B
308	A42351406	Cat	7/25/2019 5:06 PM	Owner/Guardian Surrender	165 Canterbury Lane B
309	A42419452	Cat	7/26/2019 3:03 PM	Stray	Nottingham Ct-very ill near death
310	A42352043	Cat	7/30/2019 5:49 PM	Stray	Found on 57 and Broadway
311	A42414739	Cat	8/5/2019 10:00 AM	Stray	Dropped off at Dr Parkers office W/Smith
312	A42415469	Cat	8/6/2019 11:04 AM	Stray	Found in park on Sturbridge
313	A42415478	Cat	8/6/2019 11:04 AM	Stray	Found in park on Sturbridge
314	A42458776	Cat	8/8/2019 3:42 PM	Stray	800 Nottingham Ct
315	A42459617	Cat	8/8/2019 4:37 PM	Transfer In	abandoned at Dr Parkers
316	A42459620	Cat	8/8/2019 4:37 PM	Transfer In	abandoned at Dr Parkers
317	A42459627	Cat	8/8/2019 4:37 PM	Transfer In	abandoned at Dr Parkers
318	A42482166	Dog	8/8/2019 8:18 PM	Stray	1030 Lake Rd
319	A42496915	Cat	8/16/2019 2:09 PM	Stray	Medina Fairgrounds
320	A42765330	Cat	8/19/2019 1:07 PM	Stray	42 & Homestead
321	A42531504	Cat	8/20/2019 10:49 AM	Stray	465 N Harmony
322	A42531569	Cat	8/20/2019 10:49 AM	Stray	465 N Harmony
323	A42531981	Cat	8/20/2019 10:49 AM	Stray	465 N Harmony
324	A42531996	Cat	8/20/2019 10:49 AM	Stray	465 N Harmony
325	A42532002	Cat	8/20/2019 10:49 AM	Stray	465 N Harmony
326	A42532996	Cat	8/20/2019 11:56 AM	Stray	Branch Rd Apts
327	A42533011	Cat	8/20/2019 11:56 AM	Stray	Branch Rd Apts
328	A42533017	Cat	8/20/2019 11:56 AM	Stray	Branch Rd Apts
329	A42533022	Cat	8/20/2019 11:56 AM	Stray	Branch Rd Apts

331	A42535651	Cat	8/20/2019 11:56 AM	Stray	Branch Rd Apts
332	A42765670	Dog	8/20/2019 2:16 PM	Owner/Guardian Surrender	875 Branch Road
333	A42849259	Cat	8/21/2019 1:25 PM	Stray	Huntington and Union
334	A42765893	Chicken	8/21/2019 5:22 PM	Stray	214 1/12 W North St
335	A41911471	Guinea Pig	8/22/2019 1:39 PM	Stray	232 S Huntington
336	A40482602	Guinea Pig	8/24/2019 1:36 PM	Owner/Guardian Surrender	210 Fox Borough Drive
337	A42846361	Cat	8/31/2019 1:43 PM	Owner/Guardian Surrender	523 N Broadway Street
338	A42845737	Cat	9/1/2019 11:42 AM	Stray	879 Nottingham
339	A42653531	Cat	9/2/2019 10:59 AM	Stray	Found by Sullys
340	A42653532	Cat	9/2/2019 7:46 PM	Stray	Branch Rd Apts
341	A42653535	Cat	9/2/2019 7:46 PM	Stray	Branch Rd Apts
342	A42653540	Cat	9/2/2019 7:46 PM	Stray	Branch Rd Apts
343	A42658679	Cat	9/2/2019 7:46 PM	Stray	Branch Rd Apts
344	A42932279	Cat	9/5/2019 1:51 PM	Stray	Nottingham Ct
345	A42715505	Cat	9/5/2019 3:17 PM	Stray	6606 Ballash Rd
346	A42691562	Cat	9/9/2019 12:08 PM	Stray	800 Nottingham Ct
347	A42715742	Cat	9/9/2019 6:35 PM	Stray	640 E Smith
348	A42768835	Cat	9/10/2019 12:21 PM	Owner/Guardian Surrender	887 Revere Circle
349	A42768883	Cat	9/13/2019 4:15 PM	Stray	850 Walter
350	A42768889	Cat	9/13/2019 4:18 PM	Stray	1128 Sturbridge
351	A42768894	Cat	9/13/2019 4:18 PM	Stray	1128 Sturbridge
352	A42768903	Cat	9/13/2019 4:18 PM	Stray	1128 Sturbridge
353	A42768916	Cat	9/13/2019 4:18 PM	Stray	1128 Sturbridge
354	A42768919	Cat	9/13/2019 4:18 PM	Stray	1128 Sturbridge
355	A42768924	Cat	9/13/2019 4:18 PM	Stray	1128 Sturbridge
356	A42768929	Cat	9/13/2019 4:18 PM	Stray	1128 Sturbridge
357	A42768935	Cat	9/13/2019 4:18 PM	Stray	1128 Sturbridge
358	A42828393	Cat	9/20/2019 5:16 PM	Stray	1166 Lafayette
359	A42828399	Cat	9/20/2019 5:16 PM	Stray	1166 Lafayette
360	A42827949	Cat	9/23/2019 4:48 PM	Stray	Nottingham Ct
361	A42827964	Cat	9/23/2019 4:48 PM	Stray	Nottingham Ct
362	A42827966	Cat	9/23/2019 4:48 PM	Stray	Nottingham Ct
363	A42827971	Cat	9/23/2019 4:48 PM	Stray	Nottingham Ct
364	A42827977	Cat	9/23/2019 4:48 PM	Stray	Nottingham Ct
365	A42827981	Cat	9/23/2019 4:48 PM	Stray	Nottingham Ct
366	A42828544	Lovebird	9/23/2019 4:48 PM	Stray	Nottingham Ct
367	A42830834	Cat	9/23/2019 5:27 PM	Stray	Giant Eagle-N Court
368	A42830839	Cat	9/25/2019 9:23 AM	Stray	Parking lot of Medina Library
369	A42883489	Cat	9/25/2019 9:23 AM	Stray	Parking lot of Medina Library
370	A42883515	Cat	9/27/2019 3:18 PM	Stray	575 S Court Street
371	A42883526	Cat	9/27/2019 3:18 PM	Stray	575 S Court Street
372	A42883532	Cat	9/27/2019 3:18 PM	Stray	575 S Court Street
373	A42883533	Cat	9/27/2019 3:18 PM	Stray	575 S Court Street
374	A42883538	Cat	9/27/2019 3:18 PM	Stray	575 S Court Street
375	A42932674	Dog	9/27/2019 3:37 PM	Stray	380 W Union

REQUEST FOR COUNCIL ACTION

No. RCA 20-041-2/24

FROM: Jansen Wehrley *JWD*
DATE: February 18, 2020
SUBJECT: Amend Ordinance 943.06(l)

Committee: Finance

SUMMARY AND BACKGROUND:

The cemetery department respectfully requests Council to amend Ordinance 943.06 Markers, Monuments, Foundations, and Niche Coverings section (l). Over the last several years, we have had a number of requests to install monuments that are over 5' in total height. This poses a problem for safety and uniformity within the newer sections of the cemetery. The Cemetery Commission reviewed this requested change on February 4, 2020 and voted unanimously in favor of the change.

(l) The following base dimensions shall not be exceeded for monument bases and **tablets in all Sections.** markers. The minimum monument width of a base shall not be less than six (6) inches, or wider than fourteen (14) inches. **The maximum height of the base shall not exceed (10) inches. The maximum tablet height shall not exceed (48) inches.**

Number of Grave Spaces	Width of Grave Space	Length of Marker	Height of Tablet
One (1)	36 inches	32 inches	48 inches
One (1)	48 inches	34 inches	48 inches
Two (2)	48 inches	60 inches	48 inches
Two (2)	36 inches	48 inches	48 inches
Baby Section	24 inches	18 inches	N/A
Cremains Section	36 inches	24 inches by 12 inches wide	N/A

Suggested Funding:

- NEW APPROPRIATION needed in Account No.
- NEW APPROPRIATION needed in Account No.

Emergency Clause Requested: No
Reason:

COUNCIL USE ONLY:

Committee Action/Recommendation:

Council Action Taken:

Ord./Res.
Date:

REQUEST FOR COUNCIL ACTION

No. RCA 20-042-2/24

FROM: Jansen Wehrley *JW*
DATE: February 18, 2020
SUBJECT: Purchase 2020 Ford F250 Truck

Committee: Finance

SUMMARY AND BACKGROUND:

The Parks Department respectfully request to purchase one 2020 Ford F250 4X4 truck equipped with a Reading Classic II Service body from Montrose Ford. This purchase will be utilizing the Community University Education Purchasing Association Contract.

This truck will be replacing a 2005 GMC 2500 as identified in the 2020 budget.

Estimated Cost: \$40,130.08

Suggested Funding: 104-0301-54417

- sufficient funds in Account No.
- transfer needed from Account No. \$15,130.08 of 2019 Carryforward to Account No. 104-0301-54417
- **NEW APPROPRIATION** needed in Account No.

Emergency Clause Requested: NO

Reason:

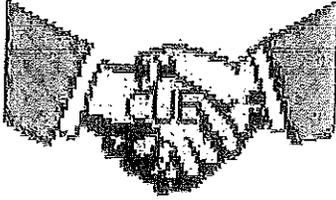
COUNCIL USE ONLY:

Committee Action/Recommendation:

Council Action Taken:

Ord./Res.

Date:



Community University Education Purchasing Association

Montrose Auto Group
3960 Medina Road
Akron, OH 44333
ATTN: Jeff Powers

Dear Jeff Powers:

The CUE Contract for Vehicles expired on 12/31/19. As you may recall, the original specifications allowed for contract renewals. I discussed this renewal with the CUE Steering Committee and they would like to renew the contract if Montrose Auto Group agrees. Therefore, if you wish to renew the CUE Contract for Vehicles, as originally awarded, for the period of 01/01/2020-12/31/2020 just indicate so below by signing in the signature line and returning this letter to me at your earliest convenience.

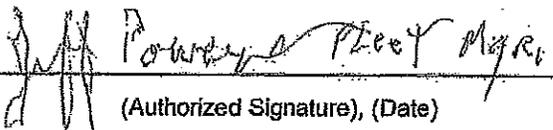
Please call me if you have any questions or if you need any information concerning this request.

Sincerely,

Andy

Andy Roth
CUE Contract Administrator
100 Lincoln St., Akron, OH 44325-9001
(330)972-6267, FAX (330)972-5564

Montrose Auto Group agrees to renew the CUE Contract for Vehicles for the period of 01/01/2020-12/31/2020.



(Authorized Signature), (Date)

VEHICLE QUOTE CONFIRMATION

				CITY OF MEDINA		Dealer: F44209	
				2020 F-SERIES SD		Page: 1	
Order No:		Priority: C1	Ord FIN: QH807	Order Type:	41	Price Level: 35	
		RETAIL	DLR INV			RETAIL	DLR INV
F2B	F250 4X4 SD R/C	\$36495	\$34670.00	67D	200/240 AMP ALT	NC	NC
	142" WHEELBASE				SP DLR ACCT ADJ		(1,282.00)
PQ	RACE RED				SP FLT ACCT CR		(1,014.00)
A	VNYL 40/20/40				FUEL CHARGE		20.56
S	MEDIUM EARTH GR			B4A	NET INV FLT OPT	NC	7.00
600A	PREF EQUIP PKG				DEST AND DELIV	1595	1,595.00
	.XL TRIM						
572	.AIR CONDITIONER	NC	NC				
	.AMFM/MP3/CLK						
996	.6.2L EFI V8 ENG	NC	NC				
44S	6-SPD AUTOMATIC	NC	NC				
TBM	LT245 BSW AT 17	165	150.00				
X37	3.73 REG AXLE	NC	NC				
66D	PU BOX DELETE	(625)	(569.00)				
	JOB #1 BUILD				TOTAL BASE AND OPTIONS	38410	33433.56
	TRAILER TOW PKG				XLT BASE DISCT RR & TT	38410	33433.56
	FLEET SPCL ADJ	NC	(585.00)		TOTAL		
18B	PLAT RUNNING BD	320	291.00				
	10000# GVWR PKG						
425	50 STATE EMISS	NC	NC				
66S	UPFITTER SWTCH	165	150.00				

C.U.E Cost with Fallsway Quote
(w/Inverter & 2" RCVR Hitch
and Socket) **\$40,095.08**
Title & Tag **\$35.00**

\$40,130.08

City of Medina
 C.U.E. Quote
 Attn: Jansen Wehrley

Derek Powers
 Fleet/Gvmt. Sales Mgr.
 Montrose Ford
 2/13/2020



Fallsway Equipment Co., Inc.
 1277 DeValera Ave, PO Box 4537
 Akron OH 44310
 Phone: 330-633-6000
 Fax: 330-633-0834
 www.fallsway.com

QUOTATION

Customer No:

Customer: Montrose Auto Group
 3960 Medina Rd
 Fairlawn, OH 44333

Quote Number: DH70056-A
Quote Date: 2/11/2020
Quote valid until: 3/13/2020

Contact: Derek Powers

Phone: 330-666-0711 Ext 162
Fax:

Salesperson: Derek Hill

Phone: 330-907-3245
Email: dhill@fallsway.com

QUANTITY	DESCRIPTION	UNIT-PRICE	AMOUNT
1	<p>One (1) Reading Model U98 Single Wheel Aluminum Classic II Service Body configured as followed:</p> <p>Service body: 98" Overall Length Aluminum construction "A" Compartment Layout Roadside and Curbside Powder Coated Ford #PQ Red Nitrogen Strut Door Closures Standard Shelving and Dividers Patented Hidden Hinges with Overlapping Door Construction Complete Stainless-Steel Rotary Locks Dual-Pro Seal System for Compartment Doors Aluminum Fuel Fill Receptacle Rectangular Tail Lights FMVSS-108 LED Lights and Reflectors Pooched Recessed Bumper – Powder Coated Ford #PQ Red Back Up Alarm Masterlocking – Spring loaded locking system – RS/CS Install OEM Provided Back Up Camera Spray on Bedliner in: Cargo area including floor, side & front bulkhead to top & inside & top flat surface of rear gate to 1/8" thickness – Black One (1) pair of plain black mudflaps SW service body Bright aluminum hinged cover – bolted in place (covers recess in rear bumper.)</p> <p>Inverter: THOR THPW2000, 2000-watt pure sine wave inverter, 16.92" L x 8.5" W x 3.34" H – 20 AMP output. Includes FGCI Outlet, On/Off remote port, digital volt meter and battery isolator, weight – 8.3# - 2 Year limited warranty. Auxiliary battery included. Inverter and battery installed in C/S/ front compartment</p> <p>Furnish & install auxiliary battery – including one (1) group 31 deep cycle marine battery, battery box, battery isolators/separator & vent assembly.</p>		

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
	THOR TH-ICR, remote with single AC outlet, USB port and error code display. Mounted on dash.		
	Installed on your approved Ford F250 SW Single Cab Chassis Painted Ford Red w/ 56in CA		
Total Due before Taxes:			\$12,877.00

Terms: Signed Sales Agreement/Purchase Order with Payment In Full Upon Delivery
 Delivery: Will Advise
 FOB: FallsWay Equipment Company, 1277 DeValera Ave, Akron, OH

The following options may be added:

QUANTITY	DESCRIPTION	PRICE EACH	AMOUNT	ADD TO QUOTE
1	2 in. receiver hitch and trailer socket installed	\$650.00	\$650.00	

Customer must complete before the order can be processed:

Accepted By (PRINT):	
Accepted By Signature:	
Date:	
Approximate Delivery Date:	

- All prices are before any applicable taxes.
- The Purchaser orders and agrees to purchase from FallsWay Equipment Co. Inc., the equipment and materials itemized and set forth above, to be paid for by the Purchaser at the prices fixed herein, but subject to the terms and conditions on the next page of this agreement.
- ALL USED EQUIPMENT IS SOLD "AS IS" WITH NO WARRANTY UNLESS OTHERWISE SPECIFIED.

Notes:

REQUEST FOR COUNCIL ACTION

No. RCA-20-043-2/24

FROM: Jonathan Mendel, Community Development Director *JM* Committee: Finance

DATE: February 19, 2020

SUBJECT: February 13, 2020 Planning Commission Recommendation to rezone 1088 S. Court Street from R-3, High Density Residential to C-S, Commercial Service.

SUMMARY AND BACKGROUND:

On February 13, 2020, the applicant requested rezoning the property at 1088 S. Court Street from R-3, High Density Urban Residential to C-S, Commercial Service. After reviewing the applicant's request and staff's report, the Planning Commission **recommended** the requested rezoning to City Council.

The requested rezoning is delineated for the City Council in the below attached documents:

- February 13, 2020 staff report & packet
- February 18, 2020 Planning Commission recommendation resolution
- February 13, 2020 Planning Commission draft meeting minutes for the case

Since a rezoning requires a City Council public hearing, staff suggests the following timeline:

- February 24, 2020 – Finance Cttee of City Council review
- February 25, 2020 to March 25, 2020 – Minimum 30 day notice period for the City Council Public hearing
- April 13, 2020 – Public Hearing before the City Council
- April 27, 2020 – Ordinance review by City Council

See RCA 19-199-10/28 for history

Estimated Cost: Not Applicable
Suggested Funding: Sufficient funds in Account No.

Transfer needed from Account No. to Account No.
NEW APPROPRIATION needed in Account No.

Emergency Clause Requested: N/A
Reason:

COUNCIL USE ONLY:
Committee Action/Recommendation:

Council Action Taken:

Ord./Res.
Date:

February 13, 2020 staff
report & packet

MEETING DATE: 2-13-20

PLANNING COMMISSION

Case No. P19-19
1088 S Court Street



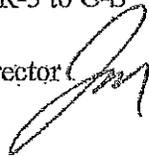
CITY of MEDINA
Planning Commission
February 13, 2020 Meeting

Case No: P19-19

Address: 1088 S. Court St.

Applicant: Tucker Ellis, LLP representing Trillium Creek, LLC

Subject: Revised request: rezone 1088 S. Court St. from R-3 to C-S

Submitted by: Jonathan Mendel, Community Development Director 

Subject Site:

The subject property is 0.92 acres on the east side of S. Court Street at the City of Medina corporation boundary. The site is occupied by a 2,369 sqft one-story principal building, a 2,029 sqft accessory building and accessory vehicle circulation areas.

Background:

On October 10, 2019, the applicant came before the Planning Commission with a request to rezone 1088 S. Court St. from R-3 to C-1. The Planning Commission heard the applicant's position and City staff's information regarding the proposed rezoning and did not recommend the request to the City Council as a motion to recommend approval failed by a 1-4 vote.

The Planning Commission's decision then proceeded into the City Council's legislative review process. The City Council public hearing was held on December 9, 2019 and there was extended discussion regarding the request.

After the December 9, 2019 meeting, the applicant reevaluated their request and under the procedural provisions of Section 1107.06 of the Planning and Zoning Code, the applicant has requested remanding themselves back to the Planning Commission with a revised rezoning request. The revised request is now to rezone the subject property from R-3, High Density Urban Residential to C-S, Commercial Service.

Project Introduction:

The applicant requests rezoning the property from R-3, High Density Urban Residential to C-S, Commercial Service. At the moment, the applicant wishes to develop the property with a bank ATM drive-thru, but this is not a permitted use within the R-3 district and is a conditionally permitted use within the C-S district.

Please find attached to this report:

1. Applicant's narrative for the rezoning and development plans received January 27, 2020 (narrative) and September 19, 2019 (property plans)
2. Current City of Medina Zoning Map
3. Future Land Use map from the City of Medina 2007 Comprehensive Plan Update and a detail of the subject property's immediate vicinity on the map
4. Chapter 1131 C-S, Commercial Service District regulations
5. Aerial photograph with City of Medina Zoning Districts overlay.

Present Zoning:

The subject property is presently zoned R-3, High Density Urban Residential. The permitted uses include single-family detached dwellings. The conditionally permitted uses include two-family dwellings, group homes, schools, churches, etc. Commercial uses are not permitted in the R-3 zoning district.

Proposed Zoning:

The applicant proposes rezoning the subject property to C-S, Commercial Service. This zoning district permits a limited range of commercial uses such as office and personal/professional services. The conditionally permitted uses are a range of uses such as bed and breakfasts, churches, and personal/professional services with drive through. The applicant provides discussion points to support their request to rezone from R-3 to C-S, which are attached in the packet.

2007 City of Medina Comprehensive Plan Update – Future Land Use Map:

The Future Land Use map in the Comprehensive Plan Update is a visual guide to future municipal planning and land use within the city. The map currently designates the subject property 'Residential High Density' as part of a specific area of the same designation to the north and east encompassing properties on the eastside of the S. Court and Sturbridge Dr.

Staff Comment:

The City's 2007 Comprehensive Plan Update designates the subject property as 'Residential High Density', which is equivalent with the existing multi-family development patterns on many of the neighboring properties to the north and east along the eastside of S. Court St.

The C-S, Commercial Service zoning district is specifically designed to be a low intensity commercial district typically used elsewhere in the city on sites closely situated near less intensive land uses and/or zoning districts, such as the 800 block of E. Washington St.

If the proposed rezoning is approved by City Council and becomes effective, the applicant's proposed and intended land use for the subject property will require, at a minimum, Conditional Zoning Certificate review and approval by the Planning Commission. This zoning process requires a public hearing by the Planning Commission.

Next Step:

The Planning Commission should weigh the information provided and forward a recommendation to City Council on the rezoning request from R-3, High Density Urban Residential to C-S, Commercial Service.

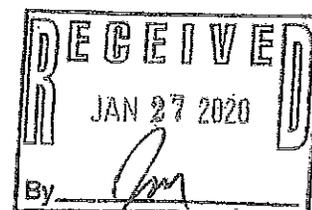
Applicant's narrative for the rezoning and development plans received January 27, 2020 (narrative) and September 19, 2019 (property plans).

Tucker Ellis | LLP

Addendum to Rezoning Application (Map Amendment)

City of Medina
Planning Director and Planning Commission
1088 S. Court Street, Medina Ohio (the "Property")
Trillium Creek, LLC (the "Applicant")

January 22, 2020



To the Planning Director and Planning Commission:

This Addendum to Rezoning Application (this "Addendum") is hereby incorporated into the Boards and Commissions Application for Zoning Approval (the "Application") of the referenced Applicant filed in connection herewith. This Addendum is intended to provide, in addition to the copies of all plan submittals, the information required in connection with the Application, including a statement supporting the proposed amendment to the zoning map.

Request

The Applicant hereby respectfully requests an amendment to the zoning map reclassifying the Property from the R-3 High Density Urban Residential zoning classification as contained within the provisions of the Codified Ordinances of Medina, Ohio (the "Code"), Chapter 1125, to the C-S Commercial Service District zoning classification as contained within the provisions of Code Chapter 1131.

Description of Proposed Work

The Applicant proposes the development of the vacant portion of the Property abutting S. Court Street for the installation of a KeyBank ATM kiosk (the "Work") in accordance with the plans and specifications included herewith (the "Plans"). The Work will include the installation of a thirty-six foot (36') concrete apron on S. Court Street at the southern boundary of the Property, with a circular access drive as depicted on the "Site Plan" included with Plans. The access drive will incorporate a passing lane to allow customers to bypass the ATM kiosk.

The existing landscaping mound along the northern boundary of the Property, and the existing buildings and vegetation along the eastern boundary of the Property, will remain as indicated on the Landscape Plan included with the Plans. It is anticipated that approximately three (3) existing trees will be removed.¹

Statement in Support of Rezoning

The intent of the Applicant's requested rezoning is to bring the zoning classification of the Property into conformance with the character of the surrounding area. The current R-3 zoning classification has been rendered obsolete and economically infeasible due to the substantial and ongoing commercial development of the properties along South Court Street. The City's Comprehensive Plan Update and Future Land Use Map (the "Plan") indicate the zoning relative to the Property should change. Therefore, even the City's own Plan says that, at minimum, the current R-3 zoning classification is inappropriate. The question becomes, what is

¹ The Applicant received Site Plan approval from the Planning Commission on April 11, 2019, subject to the condition that the existing driveway located on the northern boundary of the Property be removed and all ingress and egress be directed through the southern driveway depicted on the Site Plan. Site Plan approval was also conditioned upon approval of all building permits, site development approval, and the rezoning of the Property as requested in this application.

the property zoning? The Applicant submits that a map amendment to the C-S zoning classification is appropriate.

The requested rezoning is not only proper in light of the substantial commercial development in the area, but is required by Ohio law. *City of Norwood v. Horney*, 110 Ohio State 3d, 353, 853 N.E.2d 1115 (2006) provides:

Ohio has always considered the right of property to be a fundamental right. There can be no doubt that the bundle of venerable rights associated with property is strongly protected in the Ohio Constitution and must be trod upon lightly, no matter how great the weight of other forces.

Id. at 363. The requested rezoning will protect the Applicant's fundamental property rights, as well as advance legitimate governmental purposes as required by Ohio law. One of the primary factors to be considered in this regard is whether the R-3 zoning classification arbitrarily imposes regulations that are inconsistent with the character of the surrounding area or substantially similar properties. *Shemo v. Mayfield Heights*, 88 Ohio St. 3d 7 (2000).

Currently, the Property is zoned R-3 High Density Urban Residential², which permits a Single-Family Detached Dwelling as a principally permitted use, and conditionally permits the following:

Residential	Public/Semi-Public	Commercial
• Group Home up to 8 Individuals	• Cemetery 3,7,26	• None
• In-Law Suite	• Conservation Use	
• Two Family Dwelling	• Public or Quasi-Public Owned Park or Recreation Facility 1, 2, 3, 4, 5, 9, 11, 14, 22, 24, 25	
• Nursing Home, Assisted Living Facility, Independent Living Facility 1,2,3,5,7,9,11,14	• Public and Parochial Educational Institution for Primary Education 1,2,3,5,6,11	
• Mobile Home Park 3,5,8,9,10,11,14,24,26,27, 28,30	• Public and Parochial Educational Institution for Secondary Education 1,2,3,4,5,7,11	
	• Publicly Owned or Operated Governmental Facility 3, 7, 8, 11	
	• Religious Place of Worship 1,3, 7,11,12,14	

(See Code Sections 1125.02 and .04).

However, these uses are wholly inconsistent with the commercial nature of the South Court Street corridor, as it has developed over the years. The permitted and conditionally permitted

² All capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Code.

uses under the R-3 zoning classification have been rendered infeasible, both in terms of the economic realities associated with such developments and the Applicant's ability to put the Property to a productive use under the R-3 zoning classification, and the site development requirements imposed under the Code.

Accordingly, the R-3 zoning classification does not substantially advance a legitimate government purpose, and the character of the Property and its location in a major commercial corridor supports a change to the C-S zoning classification. The Property's location in a commercial corridor renders any of the uses permitted under the current zoning classification economically infeasible. It is not simply that Property is more valuable with a C-S zoning classification, or less valuable without it. Rather, the Property is unsuitable to any of the permitted or conditionally permitted uses as currently zoned.

Moreover, the properties along the west side of South Court Street all maintain a C-3 zoning classification. The properties to the north of the Property, while all maintaining an R-3 classification, are all commercially developed. The property immediately to the south of the Property (located in Montville Township), which previously contained single-family residences until it was determined that such uses were economically infeasible, is slated to be developed as an assisted living facility. There is an existing legally, non-conforming commercial use located on the Property.

In short, this is an ideal location for uses associated with the C-S zoning classification. This is supported by Code Section 1133.01, which states:

The C-S Commercial Service District is established to create an environment conducive to . . . limited business service activities.

There are a substantial amount of similar properties in the immediate area that are either zoned C-3 General Commercial or currently used for purposes consistent with a commercial zoning classification. Based on the location of the Property within an existing commercial corridor, the requested zoning amendment is insubstantial and in conformance with the general character of the neighborhood. The proposed use will provide "limited business service activities" and is located on a major thoroughfare in an outlying location. In other words, the requested rezoning will conform the Property to the surrounding commercial uses, consistent with the general intent of the Code with respect to the ongoing development in this particular corridor.

The requested rezoning is further supported by Code Section 1125.01, which states the purpose of the R-3 zoning classification is "to encourage relatively high density residential development in areas generally adjacent to built up sections of the community or in areas of existing development of such density The development is to consist of single-family and two-family dwellings in areas served with centralized sewer and water facilities." None of the properties which maintain the R-3 zoning classification along this portion of South Court Street have developed in this fashion, nor in conformance with the R-4 zoning classification, which is the most closely related land use to that identified in the Plan.

With respect to the Pinewood condominium development, it is located to the northeast of the Property and will not experience any nuisance conditions resulting from the proposed

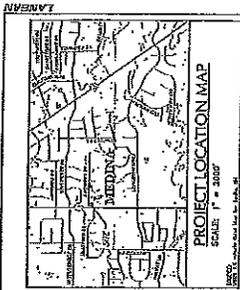
development. This is due to the existence of substantial vegetation and buffering, as well as the design of the site lighting, which will minimize any light or noise pollution into the Pinewood development.

Regarding potential traffic concerns that have been raised by Pinewood residents, during site plan approval the Applicant committed to removing the existing driveway located on the north side of the Property, consolidating all traffic into the south drive as approved. Further, while local governments may legitimately weigh traffic generation from proposed land uses in deciding whether or not to authorize them, controlling traffic is not a primary purpose of zoning (at least as it applies to commercial areas). Where, as here, a proposed use is lawful given the context of the surrounding area, the question of additional (or existing) traffic becomes a secondary consideration. *State ex rel. Killeen Realty Co. v. City of East Cleveland*, 169 Ohio St. 375, 386, 8 Ohio Op. 2d 409, 160 N.E.2d 1, 8 (1959). While "taking into account the rights of others and the needs of the community," zoning regulations must operate "to insure the greatest enjoyment and maximum use of one's land." *Ederer v. Board of Zoning Appeals*, 18 Ohio Misc. 143, 149, 47 Ohio Op. 2d 340, 248 N.E.2d 234 (C.P. 1969).

Here, the proposed use is designed to capture existing traffic and will generate very little traffic in the area. The anticipated amount of traffic to and from the Property (approximately 60-80 trips per day) does not add significant traffic safety concerns relative to the existing traffic in the corridor. In fact, this development will mix appropriately with the existing commercial uses, and replace the loss of services due to the closure of the Huntington Bank branch. This marginal increase in traffic is not sufficient to justify the Applicant's request, given the secondary status of such considerations under Ohio case law.

Conclusion

The current R-3 zoning classification applicable to the Property is unsuitable based on the various commercial uses surrounding the Property. Development of the Property under the R-3 zoning classification is economically infeasible, and the requested rezoning will bring the Property into conformance with the general character of this commercial corridor. In sum, there is no rational basis to continue to apply the restrictive R-3 zoning classification on the Property. Accordingly, the Applicant respectfully requests that the Property be rezoned under the C-S zoning classification.



PROJECT LOCATION MAP
SCALE: 1" = 200'

DATUM
NAD83
ELECTRIC POINT OF BOUNDARY FROM 1927
BASE OF BEARING
MAGNETIC NORTH
MAGNETIC DECLINATION
MAGNETIC NORTH
MAGNETIC DECLINATION

UTILITY ENCUMBRANCE
NONE SHOWN ON RECORDS
NONE SHOWN ON AERIAL PHOTO

CERTIFICATION
I, **ANTHONY LANGRISH**, C.S.,
Professional Land Surveyor,
No. 101,101, State of Texas,
do hereby certify that the foregoing is a true and correct copy of the original survey as shown to me by the owner thereof.



LANGRISH
REVISIONS

Table with 2 columns: NO., DESCRIPTION. It lists several revisions to the survey plan.

MEDINA SOUTH ATM
MEDINA COUNTY
CITY OF MEDINA

**ALTANSF'S LAND
TITLE SURVEY**

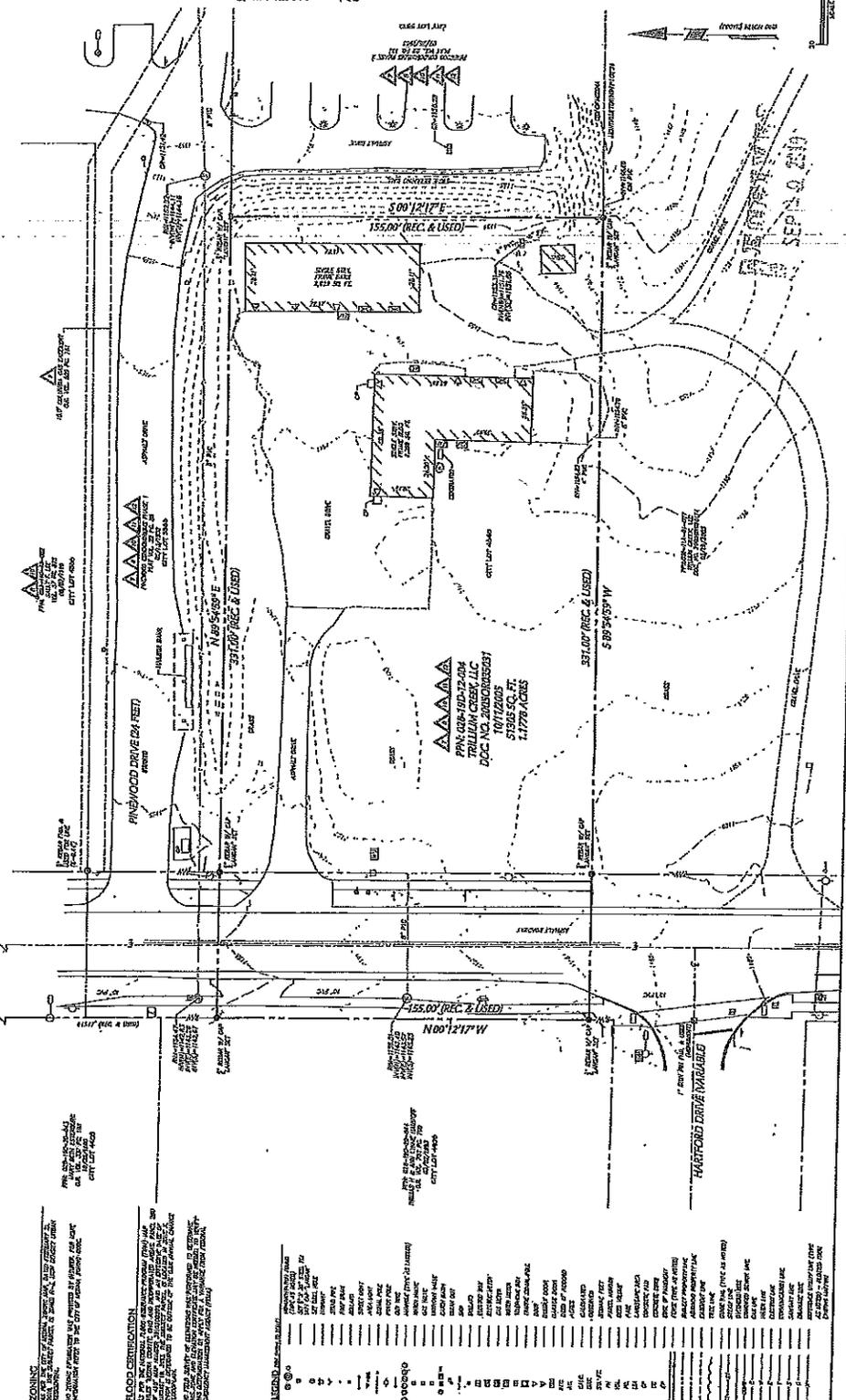
VL101
Drawing No.
Date: 08/20/2015
Drawn by: ALM
Checked by: ALM

Sheet 1 of 1

- NOTES: 1. THIS PLAN WAS PREPARED FOR THE PURPOSE OF THE FOLLOWING PURPOSES... 2. THE PROPERTY OWNER HAS REVIEWED AND APPROVED THIS PLAN... 3. THE PROPERTY OWNER HAS REVIEWED AND APPROVED THIS PLAN... 4. THE PROPERTY OWNER HAS REVIEWED AND APPROVED THIS PLAN... 5. THE PROPERTY OWNER HAS REVIEWED AND APPROVED THIS PLAN...

- SCHEDULE B: 1. THE PROPERTY OWNER HAS REVIEWED AND APPROVED THIS PLAN... 2. THE PROPERTY OWNER HAS REVIEWED AND APPROVED THIS PLAN... 3. THE PROPERTY OWNER HAS REVIEWED AND APPROVED THIS PLAN... 4. THE PROPERTY OWNER HAS REVIEWED AND APPROVED THIS PLAN... 5. THE PROPERTY OWNER HAS REVIEWED AND APPROVED THIS PLAN...

LEGAL DESCRIPTION:
A certain portion of the County of Medina, State of Texas, containing approximately 155.00 acres, more or less, bounded as follows: on the north by the West Side of Highway 171, on the east by the West Side of Highway 170, on the south by the West Side of Highway 171, and on the west by the West Side of Highway 170.



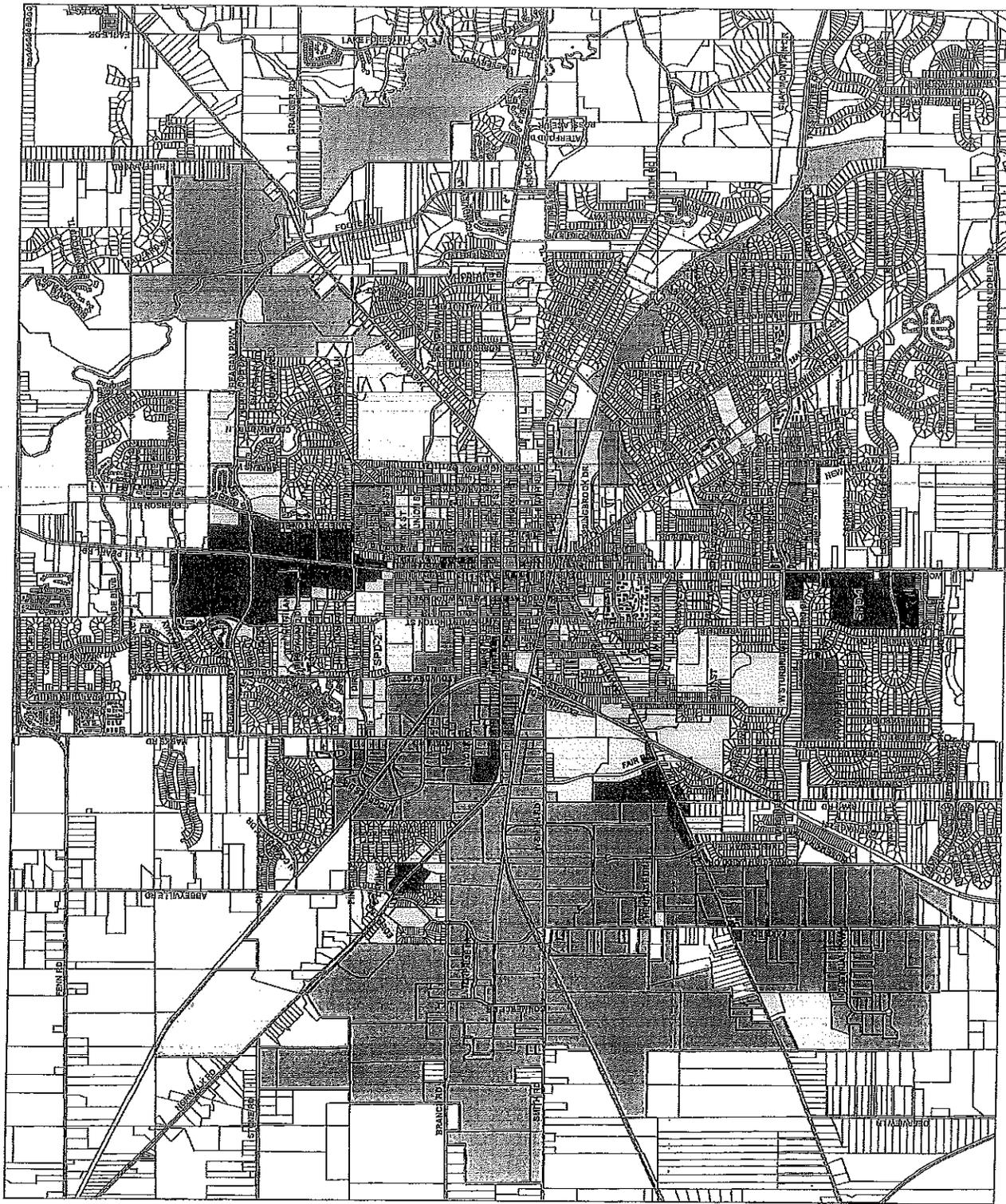
LEGEND: A detailed table defining symbols used in the survey plan, including various types of lines, points, and markers.

Current City of Medina Zoning Map



Zoning District Map

Effective November 27, 2018 (Ord. 174-18)



Legend

- City Boundary
- O-C Open Space Conservation
- R-1 Low Density Urban Residential
- R-2 Medium Density Urban Residential
- R-3 High Density Urban Residential
- R-4 Multi-Family Residential
- M-U Multi-Use
- P-F Public Facilities
- C-S Commercial Service
- C-1 Local Commercial
- C-2 Central Business
- C-3 General Commercial
- I-1 Industrial

Note:
This map is updated frequently and may not represent the most current information. To ensure accurate information contact the City of Medina at 330-764-4662.

The lot lines of this map are representative of the actual lot lines and are not intended to be substituted for an official survey or used to resolve boundary or area issues. Secure a survey, consult County records or the City Clerk of Council records for dimensions and areas of lots and boundaries.

Prepared by City of Medina
Community Development Department
July 22, 2019



Future Land Use map
from the City of Medina
2007 Comprehensive Plan
Update and a detail of the
subject property's
immediate vicinity on the
map

Map 8 Future Land Use

11/13/2006

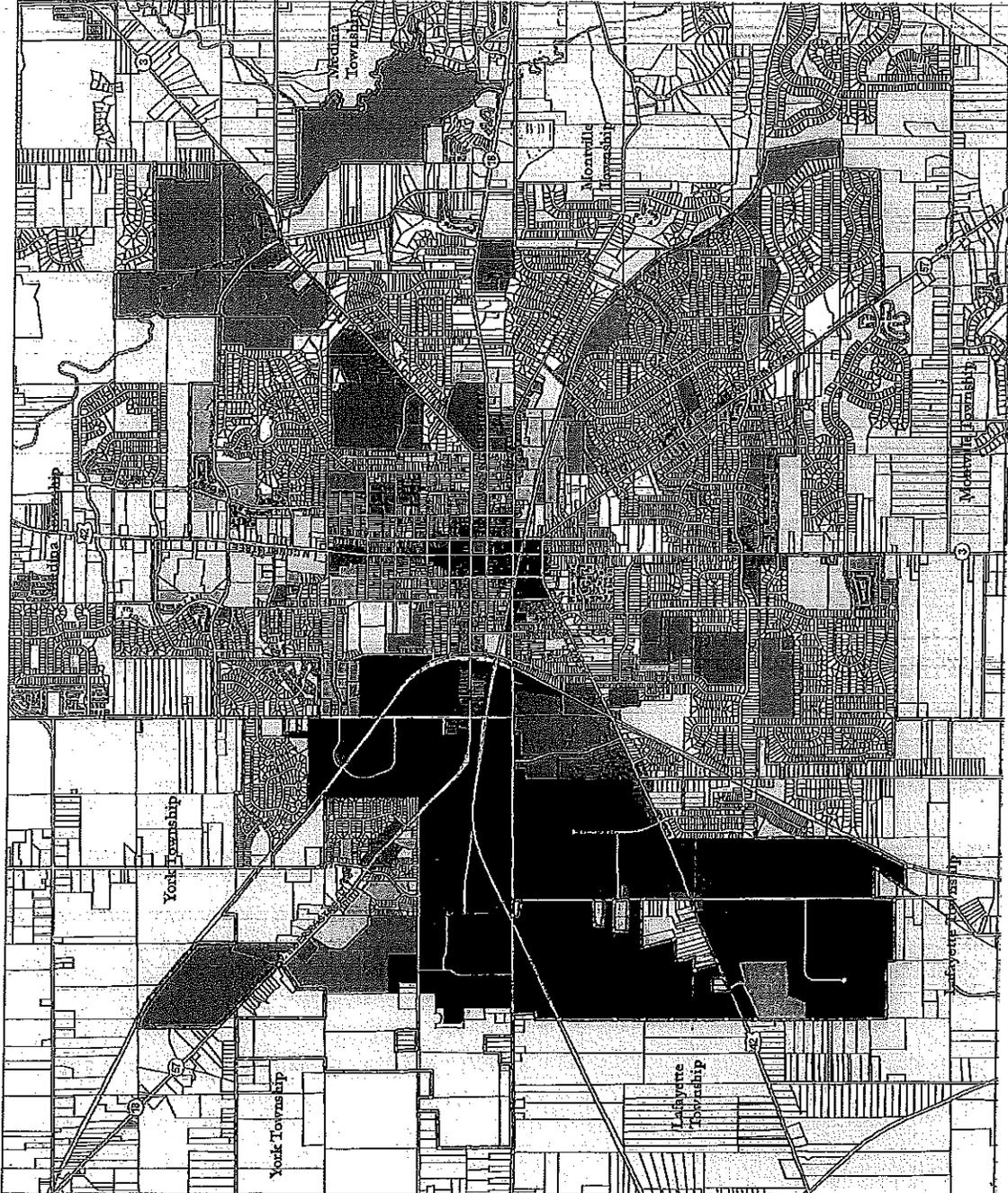
City of Medina, Ohio

Future Land Use

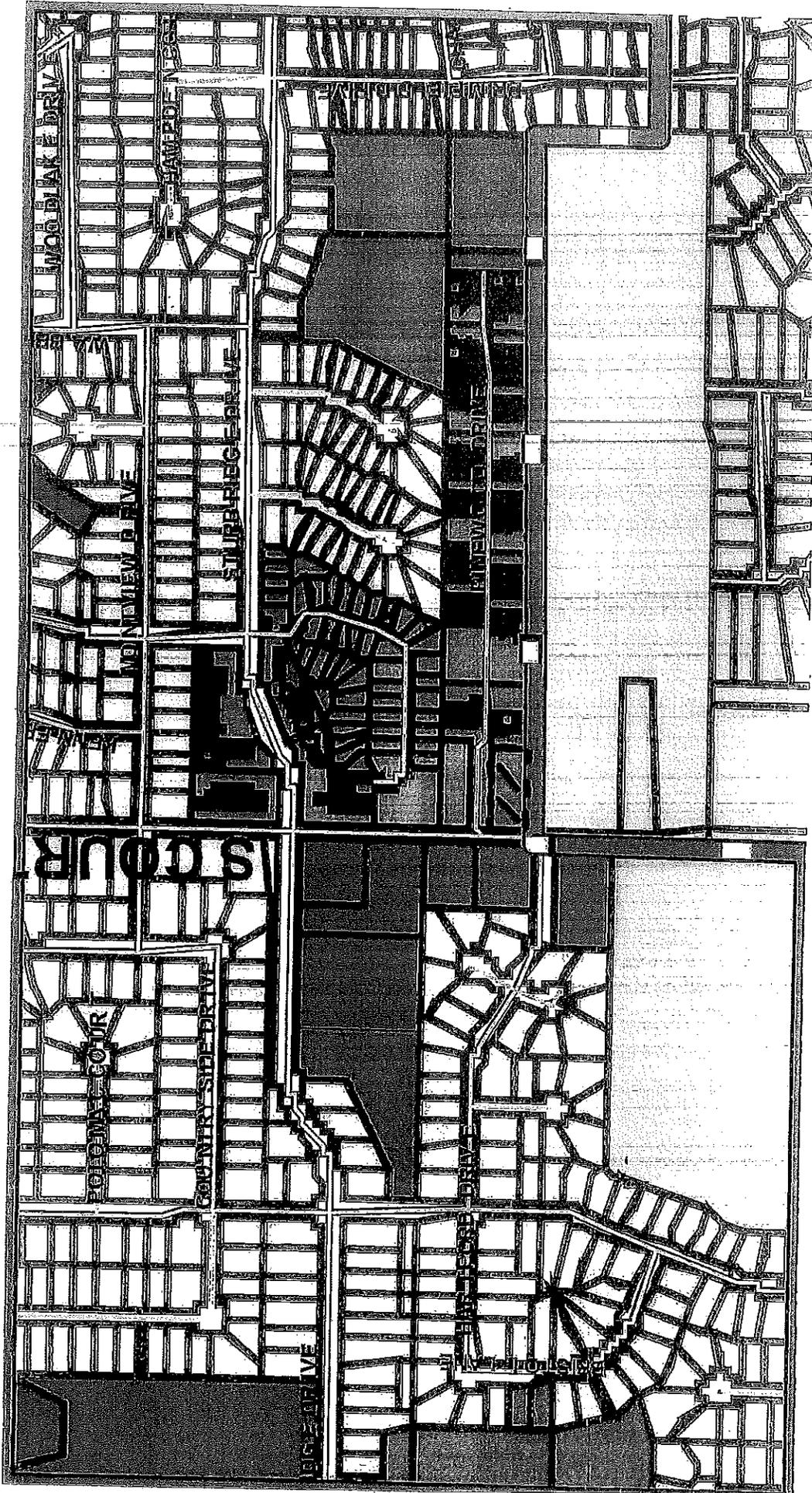
[Pattern]	Residential Low Density
[Pattern]	Residential Medium Density
[Pattern]	Residential High Density
[Pattern]	Mixed Use
[Pattern]	Central Business District
[Pattern]	Thoroughfare Commercial
[Pattern]	Financial Commercial
[Pattern]	Restored Office
[Pattern]	Office/ Technology
[Pattern]	Light Industrial
[Pattern]	General Industrial
[Pattern]	Public Facilities
[Pattern]	Conservation/ Recreation
[Line]	Municipal Boundary
[Line]	Township Boundary
[Line]	Surrounding Area



Base Map: Surveyed/Maple County GIS, 2015
Data Source: Michigan Aerials, Uncompressed, 2004



Map 8 (11/13/2006) City of Medina, Ohio



Chapter 1131
C-S, Commercial
Service District
regulations

**CHAPTER 1131
C-S Commercial Service District**

- 1131.01 Purpose.**
- 1131.02 Principally permitted uses.**
- 1131.03 Accessory uses.**
- 1131.04 Conditionally permitted uses.**
- 1131.05 Lot development standards.**
- 1131.06 Off-street parking and loading.**
- 1131.07 Signage.**
- 1131.08 Landscape and buffering.**
- 1131.09 Site plan review.**
- 1131.10 Pedestrian connection.**

CROSS REFERENCES

- Definitions - see P. & Z. Ch. 1105
- District established - see P. & Z. 113.01
- Minimum number of parking and loading spaces required - see P. & Z. 1145.04

1131.01 PURPOSE.

The C-S Commercial Service District is established to create an environment conducive to well-located and designed office building sites to accommodate professional offices, nonprofit organizations and limited business service activities. (Ord. 109-14. Passed 6-23-14.)

1131.02 PRINCIPALLY PERMITTED USES.

The following uses shall be permitted in the C-S Commercial Service District:

Residential	Public/Semi-Public	Commercial
. None	. None	. Office - Professional, Medical and Administrative
		. Personal and Professional Services
		. Other Similar Uses as Determined by the Planning Commission

(Ord. 109-14. Passed 6-23-14.)

1131.03 ACCESSORY USES.

The following uses shall be permitted as accessory uses in the C-S Commercial Service District:

- (a) Accessory buildings and uses.

(Ord. 109-14. Passed 6-23-14.)

1131.04 CONDITIONALLY PERMITTED USES.

The following uses shall be permitted as conditionally permitted uses in the C-S Commercial Service District subject to the requirements of Chapter 1153, Conditional Uses. Numerical identification after each item corresponds to specific standards in Section 1153.04, Conditionally Permitted Use Regulations.

Residential	Public/Semi-Public	Commercial
. Bed and Breakfast Inn ^{11,14}	. Cemetery ^{3,7,17,21}	. Child Day Care Center and Nursery ^{2,5,9,11,14}

	. Conservation Use	. Conference Center, Banquet Facility or Meeting Hall
	. Educational Institution for Higher Education 1,2,3,4,5,7,11	. Hospital 1,2,3,5,7,9,11,14
	. Publicly Owned or Operated Governmental Facility 3,7,8,11	. Personal and Professional Services with Drive-Thru 7,17
	. Public or Quasi Publicly Owned Park or Recreation Facility 1,2,3,4,5,9,11,14,22,24,25	. Research and Development Laboratory and Processing with No External Hazardous, Noxious or Offensive Conditions.
	. Public and Parochial Educational Institution for Primary Education 1,2,3,5,6,11	
	. Public and Parochial Educational Institution for Secondary Education 1,2,3,4,5,7,11	
	. Public Utility 1,10,11	
	. Religious Place of Worship 1,3,7,11,12,14	
	. Urban Garden	

(Ord. 109-14. Passed 6-23-14.)

1131.05 LOT DEVELOPMENT STANDARDS.

Lots in the C-S Commercial Service District shall adhere to the following standards:

Minimum Lot Size	. None
Minimum Lot Width at Building Line	. 100 Feet
Minimum Lot Frontage	. 100 Feet
Maximum Lot Depth	. None
Minimum Usable Open	

Space	. None
Maximum Lot Coverage	. 60%
Maximum Building Size	. None
Maximum Building Width	. None

Minimum Front Yard	. 50 Feet
Minimum Rear Yard	. 50 Feet for Principal Use or Structure . 25 Feet of Yard Must be Landscaped when Adjacent to a Residential District . 20 Feet for Accessory Use or Structure
Minimum Side Yard	. 50 Feet for Principal Use or Structure . 25 Feet of Yard Must be Landscaped when Adjacent to a Residential District . 20 Feet for Accessory Use or Structure
Maximum Height	. 40 Feet for Principal Use or Structure . 20 Feet for Accessory Use or Structure
Minimum District Size	. n/a

(Ord. 58-17. Passed 4-24-17.)

1131.06 OFF-STREET PARKING AND LOADING.

Off-street parking and loading shall be regulated pursuant to Chapter 1145, Off-Street Parking and Loading.

(Ord. 109-14. Passed 6-23-14.)

1131.07 SIGNAGE.

Signage shall be regulated pursuant to Chapter 1147, Signs.

1131.08 LANDSCAPE AND BUFFERING.

Landscape and buffering shall be regulated pursuant to Chapter 1149, Screening and Landscaping.

(Ord. 109-14. Passed 6-23-14.)

1131.09 SITE PLAN REVIEW.

All uses permitted under Section 1131.02 and 1131.04 shall be permitted only after the review and approval of the site plans by the Planning Commission according to the standards, criteria and regulations of Chapter 1109.

(Ord. 109-14. Passed 6-23-14.)

1131.10 PEDESTRIAN CONNECTION.

Where a sidewalk exists in a public right-of-way adjacent to a site, or when a sidewalk is required to be constructed as part of development approval, a pedestrian connection shall be constructed from the building to the public sidewalk.

(Ord. 109-14. Passed 6-23-14.)

Aerial photograph with
City of Medina Zoning
Districts overlay.

W STURBRIDGE DR
STURBRIDGE DR

R-3

S COURT ST

HARTFORD DR

R-3

WOOSTER, OH

SPD-1

P19-19
1088 S. Court St.
Rezone (rev. request)
R-3 to C-S
February 13, 2020

NORTHFORD CT

R-1

R-3

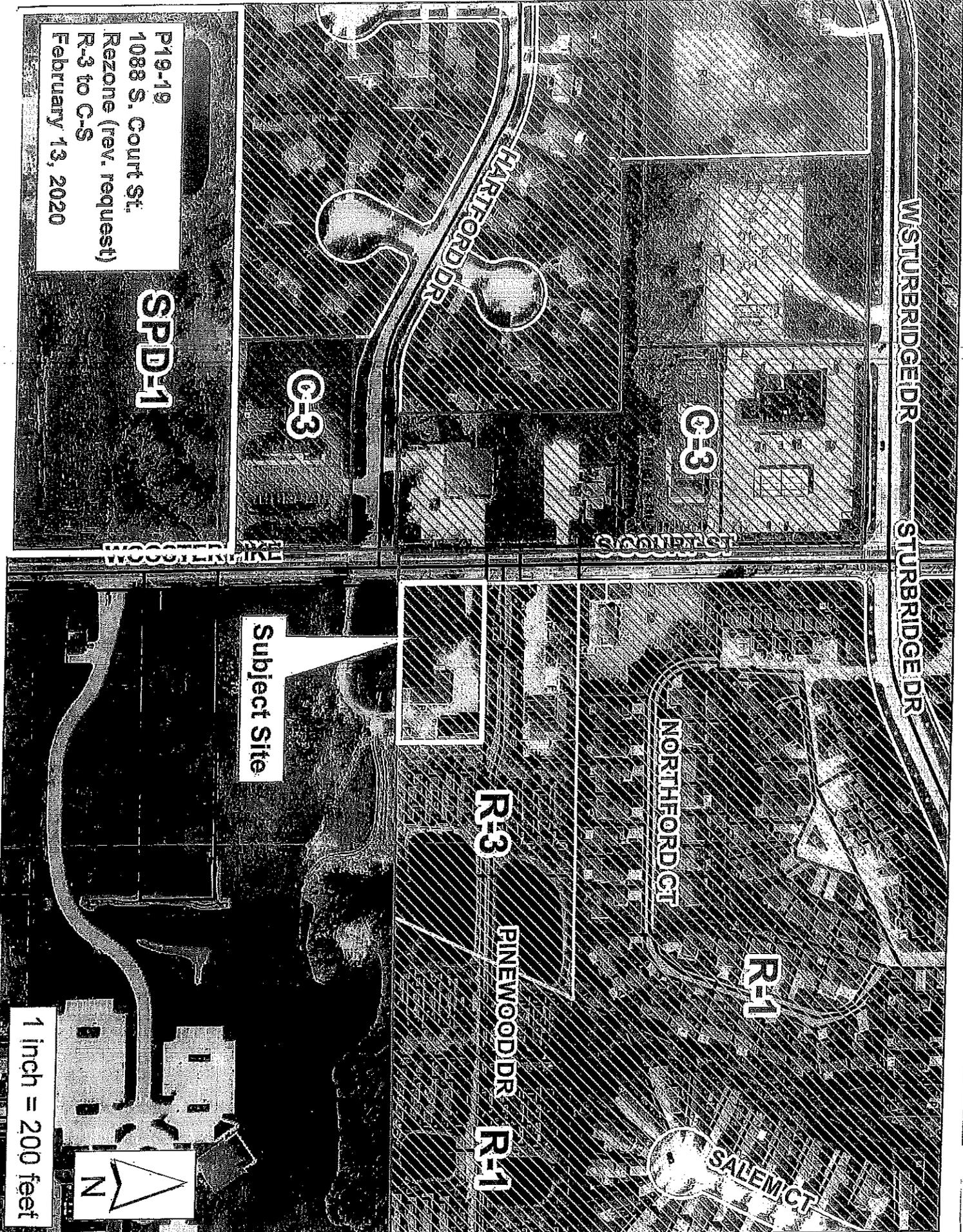
PINEWOOD DR

R-1

SALEM CT

Subject Site

1 inch = 200 feet



February 18, 2020
Planning Commission
recommendation
resolution

**RESOLUTION
PLANNING COMMISSION**

February 18, 2020

Justin Eddy
Tucker Ellis LLP
950 Main Avenue, Ste. 1100
Cleveland, Ohio 44113

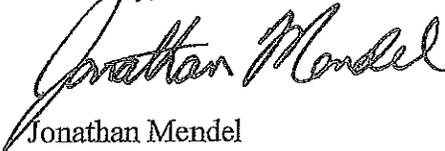
PROPERTY: 1088 S. Court Street

CASE NO: P19-19

WHEREAS, YOUR APPLICATION WAS DULY PROCESSED AND AFTER APPROPRIATE REVIEW AND STUDY THE COMMISSION HAS PASSED THE FOLLOWING RESOLUTION:

At the February 13, 2020 meeting the Planning Commission approved a recommendation to City Council to rezone the property at 1088 S. Court Street from R-3 to C-S.

Sincerely,



Jonathan Mendel
Community Development Director



February 13, 2020
Planning Commission
draft meeting minutes for
the case



CITY of MEDINA
Planning Commission

Planning Commission Meeting

Draft

Meeting Date: February 13, 2020

Meeting Time: 6:00 pm

Present: Bruce Gold, Rick Grice, Andrew Dutton, Paul Rose, Jonathan Mendel (Community Development Director), Sandy Davis (Administrative Assistant)

Absent: Monica Russell

The Court Reporter swore in all attendees.

Mr. Gold made a motion to accept the minutes from the January 9, 2020 Planning Commission as submitted. The motion was seconded by Mr. Rose.

Vote:

Dutton	<u>Y</u>
Grice	<u>Y</u>
Gold	<u>Y</u>
Rose	<u>Y</u>
Approved	4-0

Announcements: Mr. Mendel stated the Farmer's Exchange is open. Mr. Mendel stated the brewery in the lower level is finishing the space. Mr. Mendel stated it is a nice project for the community.

There were no announcements from City Council.

Mr. Grice stated the board must make an appointment to the Airport Commission which consists of 5 people, one of which must be a Planning Commission member. Mr. Rose made a motion to nominate Mr. Gold to the Airport Commission. Mr. Dutton seconded the motion.

Vote:

Dutton	<u>Y</u>
Grice	<u>Y</u>
Gold	<u>Y</u>
Rose	<u>Y</u>

Approved

4-0

Mr. Mendel stated the RFP request to create the City Comprehensive Plan will go live. Mr. Mendel stated it is posted on the city website as well as National APA and Ohio Chapter APA. Mr. Mendel stated that will close on March 16, 2020 with anticipated start of the project in June of 2020.

Mr. Mendel requested the board put Case P20-04 first on the agenda.

New Business:

~~1. P20-04 Timothy Clark 549 S. Court Street COA~~

~~Mr. Mendel gave a brief overview of the case. Mr. Mendel stated the property is in the Transitional Corridor Overlay District and they are seeking a Certificate of Appropriateness approval for the demolition of the building. Mr. Mendel stated the property is zoned R-3 residential and is on the 500 block of S. Court Street. Mr. Mendel stated the applicant is proposing demolishing the existing building in order to remove the severely fire damaged house which could become an attractive nuisance. Mr. Mendel stated demolitions within the TCOV require a Certificate of Appropriateness approval by the Planning Commission.~~

~~Mr. Mendel stated in reviewing the purpose statement in the code as well as the applicant's narrative, the demolition would be consistent with the intent and purpose of the TCOV. Mr. Mendel stated there was a house fire in late 2019 and it has been vacant and boarded since. Mr. Mendel stated if the building remained, it could become a long term attractive nuisance due to the condition that it is not salvageable for reconstruction due to the history of the ownership of the house and the use of the building and the extent of the location where the fire occurred in the basement. Mr. Mendel stated the Building Official, Dan Gladish commented on the condition of the building regarding the demolition of the building.~~

~~Mr. Mendel stated staff recommends approval of the Certificate of Appropriateness for the demolition of all buildings at 549 S. Court Street with the following condition:~~

- ~~1. Approval of a demolition permit by the City of Medina Building Department.~~

~~Present for the case was Tim Clarke property owner. Mr. Clarke stated they had an inspection before purchasing the property and the foundation was found to be in really bad shape. Mr. Clarke stated it is estimated at \$60,000 to fix the foundation on top of the fire damage which is approximately triple the house value.~~

~~Mr. Rose stated it is unfortunate that happened at all. Mr. Mendel stated Mr. Clarke plans to retain ownership of the lot. Mr. Clarke stated they did buy another home in Medina.~~

soccer/Lacrosse indoor facility but right now they are focusing more on baseball. Mrs. Paoletta stated the field house will be suitable for any sport to practice in. Mrs. Paoletta stated the field house could be divided into 4 spaces for different teams to practice. Mrs. Paoletta stated there is also a private area for private coaching and lessons.

Mr. Paoletta stated the building will have the Buckeye School colors as well as Medina colors.

Mr. Dutton made a motion to approve a Conditional Zoning Certificate and Site Plan as submitted for a Commercial Recreation Use located at 1050 Enterprise Drive subject to the following:

1. Subject to review and approval by the City of Medina Building Department for the proposed building and associated permits
2. Subject to review and approval by the City of Medina Engineering Department for the site improvement plans

Mr. Gold seconded the motion.

Vote:

Dutton	<u>Y</u>
Grice	<u>Y</u>
Gold	<u>Y</u>
Rose	<u>Y</u>
Approved	4-0

Old Business:

1. P19-19 1088 S. Court Street Trillium Creek LLC COM

Mr. Mendel gave a brief overview of the case. Mr. Mendel stated this is a revised request by Tucker Ellis LLP representing Trillium Creek LLC. Mr. Mendel stated the revised request to rezone 1088 S. Court Street from R-3 to C-S. Mr. Mendel stated the subject property is just under an acre on the east side of S. Court Street at the City of Medina corporation boundary.

Mr. Mendel stated the site has about a 2,400 sq. ft. one story principal building and a little over 2,000 sq. ft. accessory building and accessory vehicle circulation area.

Mr. Mendel reviewed the background on the request. Mr. Mendel stated On October 10, 2019, the applicant came before the Planning Commission with a request to rezone 1088 S. Court St. from R-3 to C-1. Mr. Mendel stated the Planning Commission heard the applicant's position and City staff's information regarding the proposed rezoning and did not recommend the request to the City Council as a motion to recommend approval failed by a 1-4 vote.

- Batting cages -- 4 per cage requiring 24 parking spaces
- Play field -- 20 per field requiring 20 parking spaces
 - Total required -- 44 spaces
 - 65 parking spaces are proposed for the property resulting in a 21 space surplus.

Mr. Mendel stated there were no staff comments submitted.

Mr. Mendel stated Staff recommends **approval** of the proposed Commercial Recreation Conditional Zoning Certificate and Site Plan approval subject to the following conditions:

1. Subject to review and approval by the City of Medina Building Department for the proposed building and associated permits
2. Subject to review and approval by the City of Medina Engineering Department for the site improvement plans

Present for the case was Joe Paoletta and his wife Susan, property owners. Mr. Paoletta stated his address as 8101 Parkview, Brecksville, Ohio 44141. Mr. Paoletta stated he and his wife owned the Laundry Mat in Medina and love Medina. Mr. Paoletta stated they did some research and spoke to many baseball coaches and found there is a shortage of this type of space in the area. Mr. Paoletta stated they made sure their design allowed all activities to be indoors. Mr. Paoletta stated this space will be productive and staffed.

Mr. Grice opened the public hearing at 6:15pm and asked for comments for or against from the public. Having no comments, Mr. Grice closed the public hearing at 6:15pm.

Mr. Dutton asked if there are landscaping requirements. Mr. Mendel stated there are no specific landscape requirements in the I-1 District. Mr. Mendel stated they provided a landscape plan but it is in the architecture plans. Mr. Mendel stated given the location, it is a nice transition lawn between the public right-of-way and the driveways. Mr. Mendel stated a foundation around the building softens the edges of it.

Mr. Dutton asked if there are any plans for Abbeyville. Mr. Mendel stated he spoke with the City Engineer about that. Mr. Mendel stated there is 27 acres for sale from the same group and at a minimum there might be a connection of Enterprise Drive up to Branch Road but whether it goes south across the tracks to Smith Road is another magnitude of cost due to the railroad crossing. Mr. Mendel stated right now it is just a dead end Street.

Mr. Dutton asked when they plan on opening. Mr. Paoletta stated they would like to open around this time next year for the spring rush.

Mr. Rose asked if there are plans for other sports at the facility. Mrs. Paoletta stated there is room to put a second field house. Mrs. Paoletta stated that would become the

Mr. Mendel stated the Planning Commission's decision then proceeded into the City Council's legislative review process. Mr. Mendel stated the City Council public hearing was held on December 9, 2019 and there was extended discussion regarding the request.

Mr. Mendel stated after the December 9, 2019 meeting, the applicant reevaluated their request and under the procedural provisions of Section 1107.06 of the Planning and Zoning Code, the applicant has requested remanding themselves back to the Planning Commission with a revised rezoning request. Mr. Mendel stated the revised request is now to rezone the subject property from R-3, High Density Urban Residential to C-S, Commercial Service.

Mr. Mendel stated the applicant requests rezoning the property from R-3, High Density Urban Residential to C-S, Commercial Service. Mr. Mendel stated at the moment, the applicant wishes to develop the property with a bank ATM drive-thru, but this is not a permitted use within the R-3 district and is a conditionally permitted use within the C-S district.

Mr. Mendel stated the subject property is presently zoned R-3, High Density Urban Residential. Mr. Mendel stated the permitted uses include single-family detached dwellings. Mr. Mendel stated the conditionally permitted uses include two-family dwellings, group homes, schools, churches, etc. Commercial uses are not permitted in the R-3 zoning district.

Mr. Mendel stated the applicant proposes rezoning the subject property to C-S, Commercial Service. Mr. Mendel stated this zoning district permits a limited range of commercial uses such as office and personal/professional services. Mr. Mendel stated the conditionally permitted uses are a range of uses such as bed and breakfasts, churches, and personal/professional services with drive through. Mr. Mendel stated the applicant provides discussion points to support their request to rezone from R-3 to C-S, which are attached in the packet.

Mr. Mendel stated the Future Land Use map in the Comprehensive Plan Update is a visual guide to future municipal planning and land use within the city. Mr. Mendel stated the map currently designates the subject property 'Residential High Density' as part of a specific area of the same designation to the north and east encompassing properties on the eastside of the S. Court and Sturbridge Dr.

Mr. Mendel stated the City's 2007 Comprehensive Plan Update designates the subject property as 'Residential High Density', which is equivalent with the existing multi-family development patterns on many of the neighboring properties to the north and east along the eastside of S. Court St.

Mr. Mendel stated the C-S, Commercial Service zoning district is specifically designed to be a low intensity commercial district typically used elsewhere in the city on sites closely situated near less intensive land uses and/or zoning districts, such as the 800 block of E. Washington St.

Mr. Mendel stated if the proposed rezoning is approved by City Council and becomes effective, the applicant's proposed and intended land use for the subject property will require, at a minimum, Conditional Zoning Certificate review and approval by the Planning Commission. This zoning process requires a public hearing by the Planning Commission.

Mr. Mendel stated the Planning Commission should weigh the information provided and forward a recommendation to City Council on the rezoning request from R-3, High Density Urban Residential to C-S, Commercial Service.

Mr. Mendel stated the City Law Director has reviewed this requests and recommends the Planning Commission approve the recommendation of C-S Zoning District for this property to City Council.

Mr. Mendel stated the request for this evening is just the rezoning. Mr. Mendel stated depending on the outcome of the rezoning request, it will require Conditional Zoning Certificate review and possibly site plan review.

Present for the case was Justin Eddy, Tucker Ellis, LLP, 950 Main Avenue, Suite 1100, Cleveland, Ohio 44113. Mr. Eddy stated this is a proposed ATM kiosk with a drive-in and drive out onto South Court Street. Mr. Eddy stated the area is developing as a commercial corridor on this part of South Court Street with C-3 zoning on the west side and commercial uses that were existing to the north of the property from when it was annexed from Montville Township. Mr. Eddy stated there is also a veterinary office, some office uses as well as a Handel's further north. Mr. Eddy stated in Montville Township is the Dermatology Clinic which is a commercial use. Mr. Eddy stated there were previously some houses that were owned by Trillium Creek but were demolished and there are plans in the works with regard to the area immediately south of the city line for an assisted living facility. Mr. Eddy stated he understands there has also been some additional commercial development further south down South Court Street. Mr. Eddy stated he thinks that is part of some of the issues regarding traffic concerns.

Mr. Grice pointed out that everything south of this site is not in the city. Mr. Eddy stated to the east is the city, to the south it is Montville Township. Mr. Eddy stated a residential use would not be a feasible use with the commercial nature of this particular section of the city or the property. Mr. Eddy stated there are various commercial uses immediately adjacent to the property. Mr. Eddy stated they have heard traffic concerns in the past and he does not doubt those concerns given the commercial development taking place. Mr. Eddy stated further south in Montville Township there is a lot of traffic and curb cuts. Mr. Eddy stated those factors affect this property just as much as they do the Pinewood Development or any other residential development along that street. Mr. Eddy stated this property has never been used as a residential zoning classification. Mr. Eddy stated it has been a commercial use.

Mr. Eddy stated case law must serve a legitimate government purpose. Mr. Eddy stated in this case where there is multiple commercial uses surrounding a specific property it is hard to tell what those are.

Mr. Eddy stated this request started with the highest commercial intensity and was changed to a request for a lower intensity commercial use. Mr. Eddy stated they are now requesting the lowest commercial intensity use for this property. Mr. Eddy stated recognizing the fact that there are residential uses to the east, the applicant feels the C-S zoning classification is a good buffer and the particular use is a good buffer. Mr. Eddy stated the principally permitted uses in the C-S zoning district are identical to what exists immediately across Pinewood Drive. Mr. Eddy stated they do not believe it would have an adverse effect on the residential developments to the east. Mr. Eddy stated he respectfully requests the approval of the application.

David Hoek, 28 Pinewood Drive, Medina commented on the request. Mr. Hoek presented an aerial view of the proposed site. Mr. Hoek stated he is a Trustee of the Pinewood Condominium Association and he is here tonight on behalf of their association and other interested parties. Mr. Hoek stated they have appeared before the Planning Commission and Council on numerous occasions to express their deep concern over traffic congestion and increased hazards that an additional commercial driveway at 1088 South Court Street would create. Mr. Hoek stated this was their focus at their first meeting here in April of 2019 and since that time, they have provided testimonial opposing rezoning signed by 72 residents of Pinewood, ODOT Data reflecting more than 13,000 vehicles daily on this busy section of Route 3 and an aerial view showing the existing 7 commercial driveways serving 17 businesses and 3 streets. Mr. Hoek stated all of this activity is within a 2/10 of a mile stretch of roadway south from Sturbridge to Mast Parkway. Mr. Hoek stated their concern has always been the danger created by an eighth commercial driveway regardless of what zoning is permitted. Mr. Hoek stated the driveway would be about 100' south of Pinewood and opposite Hartford Court. Mr. Hoek stated it would be located at the top of the rise which obstructs the view of oncoming northbound traffic and would be right at the city line. Mr. Hoek stated the speed limit reduces from 45mph to 35mph at that point and many drivers seem only intent on making the green light at Sturbridge and do not slow down. Mr. Hoek stated drivers entering South Court from Pinewood, the vet clinic and two medical facilities, only have about 6 seconds to safely enter South Court. Mr. Hoek stated they are gratified that their concerns about this critical safety issue are shared by Mayor and Safety Direction Hanwell, County Commissioner Bill Hutson, and Montville Township Trustee Jeff Brandon. Mr. Hoek stated following a meeting with ODOT District 3 Director, requested by Mr. Brandon, they sent ODOT letters stating their concern about the significant issues and requesting a traffic study. Mr. Hoek stated they have learned that a request is being prepared by ODOT to take funding for a Comprehensive Analysis of traffic on Rt. 3 from Interstate 76 to Medina. Mr. Hoek stated the Mayor pointed out that Rt. 3 on the south end of Medina, due to its limited lanes and numerous points of ingress and egress, provide significant safety concerns for the motoring public as well as our safety forces. Mr. Hoek stated there are too many driveways too close together. Mr. Hoek stated the issue of safety was echoed by Commissioner Hutson who stated in his

letter that over the last five years, there have been 196 crashes on St. Rt. 3 from Pinewood south to Good Road. Mr. Hoek stated Medina has recorded 21 crashes on South Court from Sturbridge south to Lexington in the past 3 years. Mr. Hoek stated the roadway was described to subject the drivers through a serpentine traffic pattern created by deceleration lanes for the many businesses. Mr. Hoek stated they would like to have these letters included for the record of this meeting. Mr. Hoek gave the letters to Mr. Mendel to enter as part of the record. Mr. Hoek stated the applicant has been denied a zoning variance for an ATM for a case that they believe is still pending. Mr. Hoek stated as well as a request for C-3 and C-1 rezoning. Mr. Hoek stated they oppose any rezoning of 1088 South Court including the current request for C-S status. Mr. Hoek stated while at the moment the applicant proposes to lease the vacant front 25% of the property for a bank ATM kiosk which would be opposite a current Huntington Bank ATM kiosk on South Court, the CS status would provide for future office and professional use, personal and professional services, a conference or banquet center, child day care center, public utility as well as numerous additional uses. Mr. Hoek stated to sum up, their concern is the danger and immediate impact and eighth commercial driveway on this narrow 2/10 of a mile roadway would have on the thousands of motorists and passengers who use this busy corridor daily as well as on our dedicated safety forces when accidents occur.

Mr. Dutton asked if it is possible to stipulate "no left turns" in or out of the property as part of the rezoning process. Mr. Dutton stated this way nobody can block traffic at 5pm to get cash. Mr. Dutton stated it would mean right turn in only when heading north and when you leave you have to go north, right turn only.

Mr. Mendel stated it is not appropriate to specify that during the rezoning request process. Mr. Mendel stated the rezoning is based on different criteria. Mr. Mendel stated if the site plan condition were to not get approved but he rezoning has occurred, you cannot claw back the rezoning because now the site has been given the right through the legislative process. Mr. Mendel stated it is not appropriate to do rezoning contingent on site plan discussion. Mr. Mendel stated the applicant will still need to go through at least the Conditional Zoning Certificate review process which affords the Planning Commission latitude on the particular nature of the use in its particular location. Mr. Mendel stated the 7 criteria in Chapter 1153, it talks about safety and appropriate site planning. Mr. Mendel stated if the previous site plan approval from 2019 expires, then that discussion will also need to happen in terms of the site planning requirements and the design guidelines but you still have leeway to talk about the use at that specific site. Mr. Mendel stated those discussions will have to happen to build what is being proposed. Mr. Mendel stated it will require at least another public meeting and another public hearing process.

Mr. Rose asked if Trillium Creek decides to put something else on the site, would they need to go through this process all over again. Mr. Mendel stated yes, all but the rezoning process for the remainder of the property.

Mr. Rose asked if the buildings get demolished on the property, would it need to come to Planning Commission. Mr. Mendel stated this is not under a Certificate of

Appropriateness review process for demolition so they can clear the site right now of all buildings with just a permit from the Building Department.

Mr. Dutton asked if the proposed CS zoning is the least intensive zoning district for the proposed use. Mr. Mendel stated yes.

Patricia Ryan, 4254 Sharon Copley Road, Medina, Ohio commented. Ms. Ryan asked if the kiosk is put in, could the buildings to the rear be developed as a commercial use and offices in addition to the kiosk up front. Mr. Mendel stated it depends on if someone wanted to convert the buildings to a commercial use if they wish. Mr. Mendel stated under the CS zoning district, you could have both land uses on one lot. Mr. Mendel stated there are no restrictions on one land use per lot. Mr. Mendel stated if the building were converted to something or a new office building was built with an accessory parking lot that could be approved. Mr. Mendel stated at a minimum, it would require Site Plan review through the Planning Commission at a public meeting.

Mr. Grice stated even if they converted the existing buildings to office, they would need to have site plan approval at a minimum for parking and circulation.

Ms. Ryan stated when the original site plan review was done, it also needed to go to the BZA for a land use variance. Ms. Ryan stated since this is not going that way for a land use variance, wouldn't a site plan review be required regardless of it running out of time on the original approval. Mr. Mendel stated he would need to take a look at that distinction but it is not a question for the rezoning process today but a question as it goes into site development review. Mr. Mendel stated once the zoning district is effective, they can make an application for the conditional zoning certificate review at which point he would look at the April 2019 approval to see if it has expired.

Ms. Ryan stated she just wants to clarify that there could be more uses on the site than just the kiosk if this zoning request is approved. Mr. Mendel stated yes.

Mr. Gold stated the existing building on the site could not be readapted into a new structure because it would not meet the setback requirements for CS. Mr. Mendel stated it would need to be reviewed at the time.

Mr. Gold made a motion to approve a recommendation to City Council to rezone the property at 1088 S. Court Street from R-3 to C-S.

The motion was seconded by Mr. Rose.

Vote:	
Gold	<u>Y</u>
Grice	<u>Y</u>
Dutton	<u>Y</u>
Rose	<u>Y</u>
Approved	4-0

Having no further business, the meeting was adjourned.

Respectfully submitted,

Sandy Davis

Rick Grice, Chairman

Data Layers Measure

Measure Length (Shift-click stop)

Total: 1,614.161

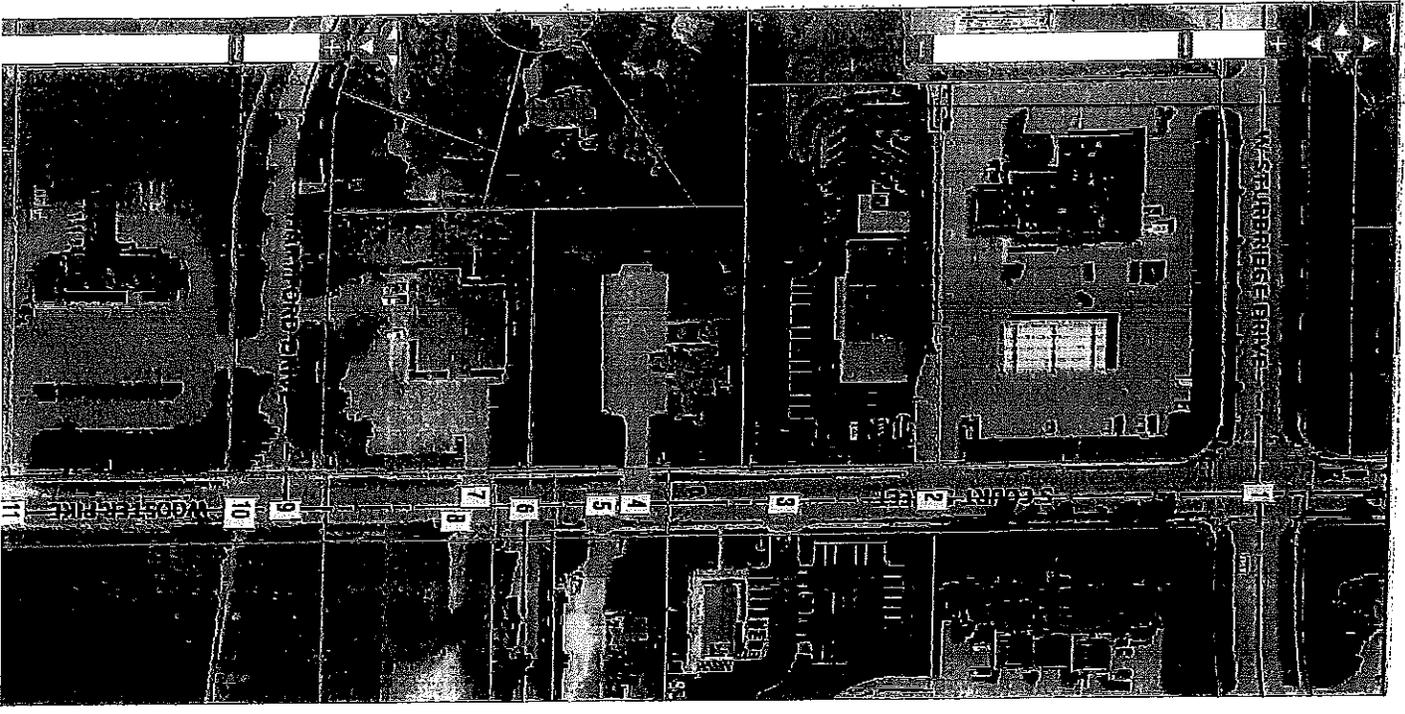
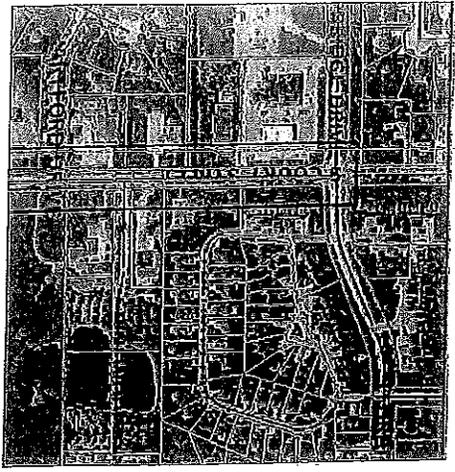
Segment: 0.679

Bearing: Due North

Units: Feet

Clear Log

#	Segment	Bearing
15	126.381	Due-North
15:	126.381	S1-13-55E
14:	165.076	S0-14-8E
13:	69.974	S0-33-22E
12:	126.352	Due South
11:	205.833	S0-11-20E
10:	43.481	S0-53-42E
9:	159.639	Due South
8:	16.998	S2-17-26E
7:	41.460	S1-52-40E
6:	66.588	S1-10-8W
5:	34.652	S1-7-23E
4:	134.505	Due South
3:	133.892	S0-34-53E
2:	868.895	Due South
1:	1,157.606	N76-24-26W





Dennis Hanwell, Mayor

December 26, 2019

ODOT District 3

Attn: District Deputy Director Bob Weaver, P.E., P.S.

906 Clark Avenue

Ashland, Ohio 44805

Dear District Deputy Director Weaver,

I am writing to share my concerns with the S. R. 3 corridor on the south end of Medina city as well as within Montville Township. In addition to the City of Medina, the city contractually provides fire services to the Townships of Medina and Montville. Our fire department also responds to all medic calls and injury accidents. As the Safety Director for the City of Medina, I believe that, due to its limited lanes and numerous points of ingress and egress, this corridor provides significant safety concerns for the motoring public, as well as our safety forces, especially when accidents or medical incidents arise.

I have worked for nearly forty years in public safety in Medina County. This service includes working for Medina County Sheriff's Department, the City of Medina Police Department including nearly thirteen years as Chief of Police, and the last ten years as Mayor and Safety Director for the City of Medina. That experience provides me a broad perspective of safety and protection for public and safety force members as they attend to disabled vehicles, medical emergencies, and crashes.

This particular roadway is narrow and limited to two lanes in most areas from the Starbridge Drive intersection near the southern edge of Medina city limits to the Montville Township southern limits. In addition, the areas where the S.R. 3 corridor has been improved, at Highpoint Drive/Lexington Ridge Drive intersection of S.R. 3 and Wedgewood Drive/Cobblestone Drive intersection of S.R. 3, cause other safety concerns of traffic patterns subjecting drivers to a serpentine pattern. Also, when delivery trucks stop along the roadway,

Preserving the Past. Forging the Future.®

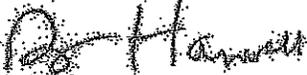
132 North Blawieck Ave
P.O. Box 709
Medina, Ohio 44041
Phone: 330.726.1861
Fax: 330.726.9025
www.medinaohio.gov

this causes issues where passing of vehicles moves into oncoming lanes with limited sight distances in many locations. I have asked our respective Police Chiefs to gather crash data along this corridor for the past several years.

I would respectfully ask that a study of this corridor be conducted and grant dollars researched by ODOT to help alleviate these aforementioned safety conditions. These problems will only continue to exasperate as Moniville Township is one of the fastest growing areas in the County of Medina, and in northern Ohio.

Thank you for your time and attention to this safety concern in our region. We need to work collaboratively to improve our roadways; to enhance safety and to alleviate these conditions for the benefit of all. We look forward to working with you to find safe and reasonable improvements along this S.R. 3 corridor.

Respectfully,



Dennis Harwell

Mayor/Safety Director

City of Medina, Ohio

Medina County Commissioners

Patricia G. Geissman
William F. Hutson
Colleen M. Swedyk

County Administration Building
144 North Broadway
Medina, Ohio 44256

Phone: (330) 722-9208
Toll Free: (844) 722-3800
Fax: (330) 722-9206

January 14, 2019

ODOT District 3
Attn: District Deputy Director Bob Weaver, P.E., P.S.
906 Clark Avenue
Ashland, Ohio 44805

Dear District Deputy Director Weaver,

As commissioners', we are concerned with the safety of all who live, work and visit Medina County. We are writing to express our concerns with the State Route 3 corridor on the south end of Medina City to Interstate 76 in the Village of Seville. This roadway is narrow and limited to two lanes in most areas from the Sturbridge Drive intersection near the southern edge of Medina city limits to the Village of Seville.

While we appreciate the improvements that have been made in certain areas along State Route 3, it has raised additional issues such as traffic patterns and limited sight distance in many sections that need to be addressed. Over the last five years, there have been 196 crashes on State Route 3 from Pinewood Drive to Good Road. Thankfully, there have been zero fatalities over the last five years, but the high number of crashes is indicative of a larger problem and a true concern, that a fatality is possible. Furthermore, a number of prospective businesses have been stymied by ODOT requirements and the financial burdens placed on them by developing along State Route 3. This is taking away the economic development potential of a highly traveled route.

We are asking that a study of this corridor be conducted with grant dollars researched by ODOT to help alleviate these aforementioned safety concerns and facilitate economic development along the corridor. Since Medina County is characterized by being the tenth fastest growing county in Ohio, these problems will only continue and become greater, if not addressed.

Thank you for your time and attention to this safety concern in our region. Collaboration is key to creating a transportation system that supports the safe, effective and efficient movement of people, information and goods. We trust that if we work together, we can improve upon these issues.

Sincerely,

Patricia G. Geissman
Commissioner

William F. Hutson
Commissioner

Colleen M. Swedyk
Board President, Commissioner

REQUEST FOR COUNCIL ACTION

NO. RCA 20-045-2/24

FROM: Nino Piccoli
DATE: February 7, 2020
SUBJECT: Grant Request for Drop Off Recycling Project

COMMITTEE REFERRAL: *Finance*

This request is for Council's authorization to submit a grant application with the Ohio Environmental Protection Agency (OEPA) for the purpose of purchasing a new Front Load Packer truck. This truck will be utilized in the collection of recyclable materials. This grant will fund up to \$100,000 of the projected total cost of \$286,000. This vehicle is a Mack TE64R Front Load equipped with a Heil (H.A.L.O.) Packer Body. The city will be responsible for the remaining cost of \$186,000.

ESTIMATED COST: No cost to submit the application. If the grant application is successful, the City will be responsible for (\$186,000).

SUGGESTED FUNDING:

Sufficient Funds in Account Number: 514-0543-54417

Transfer Needed from Account Number:

To Account Number:

New Appropriation Account Number:

Emergency Clause Requested: No
Reason:

COUNCIL USE ONLY:

COMMITTEE RECOMMENDATION:

Council Action Taken:

Ord./Res. Number:

Date:

OK
D. Hanwell
1-21-2020

REQUEST FOR COUNCIL ACTION

No. RCA 20-022-1/27

FROM: Mayor Dennis Hanwell

Committee: Finance
Special Council

DATE: January 21, 2020

SUBJECT: Construction Manager at Risk Fees for Combined Court Project
Amend Ord 98-19, passed June 24, 2019 from \$133,000 to \$171,000

24-20 e-o-w. Mtg.

SUMMARY AND BACKGROUND:

Respectfully request Council's authorization to pay 25% of the Construction Manager at Risk Services with Gilbane Building Company of Cleveland, Ohio. Total preconstruction fee is \$149,190 of which the City will be responsible for 25%. Requesting Council to authorize an amount not to exceed \$38,000, which will be split between the below account numbers, which are City General Purpose Capital account 301-0707-54412 and Court Special Projects fund 169-0705-54412. Additional construction fees for this vendor will be paid once the project commences. The total project cost is still being determined.

1-27-20 - Coyne - Need update - scheduled mtg Feb 4 @ 4:00pm.

Mayor - Bradstreet + Carroll not confirmed yet.
Huber - Does this involve Gilbane? Is this a contract we're entering into w/ Gilbane or County?

Mayor - if we need a separate one, we'll go from there.
Pat Walker - at the moment the county does not have a contract w/ Gilbane.

Stan Sabatz - Mtg w/ Commissioners Feb 4th @ 12:00 Steering Comm.
Balcony B.

* 2-20-20 - Increase Ord No. 98-19 from \$133,000 to \$171,000

1/27/20 schedule special Council meeting for Feb. 4, 2020 @ 4:00pm.

Estimated Cost: Not to exceed \$38,000

Suggested Funding:

- Sufficient funds in Account No.
- Transfer needed from Account No. _____ to Account No. _____

NEW APPROPRIATION needed in Account No. 301-0707-54412 - 19K
169-0705-54412 - 19K

Emergency Clause Requested: No
Reason:

COUNCIL USE ONLY:

Committee Action/Recommendation: 1-27-20 - Hold
2-10-20 - Hold until 24th

Council Action Taken:

Ord./Res.
Date:

Dennis Hanwell

From: Scott Miller <smiller@ohmedinaco.org>
Sent: Wednesday, January 15, 2020 5:40 PM
To: Dennis Hanwell
Subject: Gilbane Pricing
Attachments: Pages from Gilbane Building Company Medina County Courthouse RFP_electronic.pdf; Scoring.xlsx

Dennis,

Attached is the proposed pricing submitted by Gilbane for CMAR Services. This is broken down into two parts: Preconstruction Services; Construction Services. The preconstruction services are set at \$149,190, so the City's portion would be approximately \$37,298. The Construction fee amount will be dependent on the Guaranteed Maximum Price (GMP) and actual costs for general conditions. The construction fees should be allocated on a square footage basis.

I've also attached the spreadsheet showing a comparison between the four finalists. Please call should you have any questions.

The agreement entered into between the City and County included both architectural and CMAR services, so there is no need to enter into another contract to allocate these costs. The City however will have to adopt another resolution authorizing their portion (\$37,298) of the CMAR preconstruction costs.

Please feel free to give me a call should you have any questions.

Scott Miller, CPA
Medina County Administrator
Phone (330) 722-9201
Fax (330) 722-9206

PROPOSAL FORM 4

PRICE PROPOSAL

PRECONSTRUCTION FEE

Provide the following fee information as described in the RFP and the Contract Documents at Attachment C to the RFP.

Preconstruction Fee	\$ <u>149,190.000</u>
---------------------	-----------------------

CONSTRUCTION FEES*

Item	Proposed Fee
(A) Construction Fee	1.35% of the Cost of the Work This Construction Fee includes the CMR's .35% "At-Risk Fee"
(B) General Conditions**	\$ <u>62,711</u> per month Based off the 16 month schedule
(C) Contingency	<u>2</u> % of the Cost of the Work

* = These values must be consistent with Proposer's GMP Proposal.

** Attach a separate sheet with a detailed breakdown of all items comprised in the General Conditions (Itemized General Conditions). Any costs not listed such Itemized General Conditions will be assumed to be included in the Construction Fee.



December 2, 2019

Scott Miller
Medina County Administrator
Medina County Commissioners
144 North Broadway St.
Suite 201
Medina, Ohio 44256

**RE: Medina County Request for Proposals | Construction Management at Risk
Services Medina Courthouse**

Dear Mr. Miller,

Thank you for the opportunity to present our proposal for construction manager at-risk services for the Medina County Courthouse in Medina County. This project will position Medina County to serve your justice needs well into the future and we would be honored to be a part of your team to make your project a success.

Based on our review of the project, below are samplings of the areas where Gilbane will provide the County added value:

- › This project involves unique challenges. We believe that Gilbane’s regional and national courthouse experience, coupled with a proven history of delivering successful projects in Northeast Ohio, positions us well to service these unique challenges for all involved stakeholders.
- › Gilbane has been the construction manager on over 50 courthouse projects including the award-winning Franklin County Courthouse.
- › We propose a project team with a successful track record of working together to the benefit of their clients.
- › Making certain that a strong partnership exists among all stakeholders (County, City, user groups, etc.) so that the project planning proceeds forward in a smooth and effective fashion.
- › Ensuring that trust is built and maintained among team members so informed decisions can be made at all phases of the project.
- › Minimizing disruption to any adjacent buildings during construction so that the County/City can continue to provide excellent services for all residents.
- › Securing safety of the site, all adjacent properties, staff and visitors is of the utmost importance to our team.
- › Through recent experiences and the amount of construction we manage in the area, we know the local contractors and suppliers. Our team will work diligently to create a bid package strategy to give appropriate opportunities to local, capable contractors who are interested in the project. We do not self perform work, so you are assured, we are getting the best subs at the best price because we don’t compete with them with our own forces.

**GILBANE
CORE VALUES:**

INTEGRITY

TOUGHMINDEDNESS

TEAMWORK

DEDICATION TO
EXCELLENCE

LOYALTY

DISCIPLINE

CARING

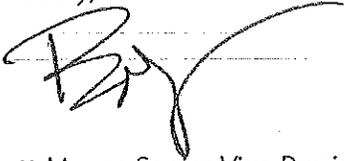
ENTREPRENEURSHIP

IMPORTANT NOTICE: This section contains confidential information proprietary to Gilbane Building Company, including but not limited to trade secrets and/or copyrighted material. Any unauthorized disclosure, duplication, or use – in whole or in part – of such confidential information for any purpose is strictly prohibited. All rights reserved by Gilbane Building Company.

- › The proposed management team is positioned well to serve the needs of the project. They have successfully worked through various concerns and issues, and will bring this experience and "lessons learned" to your project. This working knowledge ensures there is no learning curve and will enable the project team to begin working together immediately.

Thank you again for this exciting opportunity. Given all of these factors, we are confident we can meet and exceed the needs of Medina County to deliver a project everyone will be proud to be a part of.

Sincerely,



Brett Meyer, Senior Vice President
Principal-in-Charge, Gilbane Building Company

	Gilbane***	Mosser *	Turner **	Ruhlin****
Proposal	2	1	1	2
Cost	2	2	1	1
Local Participation				
Staffing	2	2	2	2
Familiarity	2	1	1	2
Courthouse Exp	2	1	1	2
Self Perform	2	No	Yes	No
	14	9	8	13

Pre-Construction	\$ 149,190	\$ 195,972	\$ 145,892	\$ 350,000
General Conditions	\$ 1,000,376	\$ 1,321,980	\$ 2,066,324	\$ 1,263,440
Estimated GC per month	\$ 62,711	\$ 60,090	\$ 81,004	\$ 63,172
	19 months	22 months	18 months	20 months
Construction Fees Est.	1.35%	3.25%	2.50%	2.25%
Contingency	2.00%	2.00%	2.50%	2.50%
Estimated Cost Based on Proposal	2,425,566	3,512,952	3,966,324	2,563,440

* Mosser Constructed the Lorain Municipal Court which has issue with HVAC water condensation
 ** Turner is currently workign on a project in Cincinnati which experienced a major accident in Dec
 *** Seneca County Courthouse Experience and is using Florilli construction, a local firm for contracting
 and many individuals working for the company live in Medina County.
 **** Headquartered in Sharon Township

IN THE MEDINA MUNICIPAL COURT
COUNTY OF MEDINA, OHIO

ADMINISTRATIVE ORDER AND JOURNAL ENTRY

By this Administrative Order and Journal Entry ("Journal Entry"), and pursuant to R.C. 1901.26(B), the Court hereby authorizes the following disbursement of funds from the Court's Special Projects Fund (169-0705), subject to the conditions stated herein:

1. The total amount of funds authorized for disbursement shall be \$19,000.
2. The City of Medina, Ohio ("City") and the County of Medina, Ohio ("County") have entered into an Agreement ("Agreement") to Share Costs of Professional Design, Planning, and Construction Management Services for the Joint Construction and Management of a Count-City Courthouse ("New Courthouse").
3. The New Courthouse will be located at the site of the existing County Courthouse in the City, and will combine operations of the Medina Municipal Court and County Court of Common Pleas.
4. The Agreement obligates the City to bear 25% of the design phase costs for the New Courthouse, including costs for design services provided by Branstetter Carroll and costs for construction manager at risk services incurred by the County during the design phase (collectively "Design Phase Costs").
5. The Agreement obligates the City to pay its 25% of such Design Phase Costs to the County on a reimbursement basis.
6. The funds authorized for disbursement by this Journal Entry will be in an amount not to exceed \$19,000 for the Court's 50% of the City of Medina's 25% share for Gilbane Building Company out of Cleveland for the Construction Manager at Risk services for the Courthouse project.
7. Within 5 business days of each withdrawal, the City shall report to the Court the date and amount of each withdrawal it makes from the Special Projects Fund authorized by this Journal Entry, and include copies of all corresponding reimbursement requests it receives from the County and to which the withdrawal was applied.
8. Any balance of the funds not disbursed as authorized by this Journal Entry shall remain in the Court's Special Projects Fund.

SO ORDERED.



The Honorable Gary F. Werner
Judge of the Medina Municipal Court

1-21-20
Date

2020 JAN 21 AM 11:18

FILED
MEDINA MUNICIPAL COURT

Request for Taxpayer Identification Number and Certification

Give Form to the requester. Do not send to the IRS.

▶ Go to www.irs.gov/FormW9 for instructions and the latest information.

Print or type. See Specific instructions on page 3.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.
Gilbane Building Company

2 Business name/disregarded entity name, if different from above

3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes.

Individual/sole proprietor or single-member LLC

C Corporation

S Corporation

Partnership

Trust/estate

Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ _____

Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.

Other (see instructions) ▶ _____

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):

Exempt payee code (if any) _____

Exemption from FATCA reporting code (if any) _____

(Applies to accounts awarded outside the U.S.)

5 Address (number, street, and apt. or suite no.) See instructions.
7 Jackson Walkway

6 City, state, and ZIP code
Providence, RI 02903

7 List account number(s) here (optional)

Requester's name and address (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number									
OR									
Employer identification number									
0	5		0	4	9	5	5	3	0

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here Signature of U.S. person ▶ Date ▶ **11/5/2019**

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)
- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See *What is backup withholding*, later.

ORDINANCE NO. 98-19

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE BOARD OF COMMISSIONERS OF MEDINA COUNTY, OHIO TO SHARE COSTS OF PROFESSIONAL DESIGN, PLANNING AND CONSTRUCTION MANAGEMENT SERVICES FOR THE JOINT CONSTRUCTION AND MANAGEMENT OF A COUNTY-CITY COURTHOUSE, AND DECLARING AN EMERGENCY.

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

SEC. 1: That the Mayor is hereby authorized and directed to enter into an Agreement to Share Costs of Professional Design, Planning and Construction Management Services for the Joint Construction and Management of a County-City Courthouse.

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

SEC. 3: That the funds to cover the Agreement in the amount not to exceed \$133,000.00 to Brandstetter and Carroll Architects are available as follows: \$66,500.00 in Account No. 169-0705, and \$66,500.00 in Account No. 301-0707.

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

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

PASSED: June 24, 2019

SIGNED: [Signature]
President of Council

ATTEST: [Signature]
Clerk of Council

APPROVED: June 25, 2019

SIGNED: [Signature]
Mayor

Exh. A
Final 7-Jun-2019

ORD. 98-19

**AGREEMENT TO SHARE COSTS OF PROFESSIONAL
DESIGN, PLANNING AND CONSTRUCTION MANAGEMENT SERVICES
FOR THE JOINT CONSTRUCTION AND MANAGEMENT
OF A COUNTY-CITY COURTHOUSE**

This Agreement (the "Agreement") is made and entered into as of the 25th day of June, 2019, by and between the BOARD OF COMMISSIONERS OF MEDINA COUNTY, OHIO (the "County"), a county duly organized and validly existing under the laws of the State of Ohio, and the CITY OF MEDINA, OHIO, (the "City"), a municipal corporation duly organized and validly existing under its Charter and the laws of the State of Ohio, pursuant to County Resolution No. 190585, adopted by the Board of County Commissioners on June 11, 2019, and City Ordinance No. 98-19, passed by the City Council on June 24, 2019.

RECITALS

WHEREAS, Section 153.61 of the Revised Code provides that a county and a municipal corporation may enter into an agreement providing for the joint construction, acquisition or improvement of any public work, public building or other permanent improvement benefiting the parties thereto and providing for the joint management, occupancy, maintenance, and repair thereof; and

WHEREAS, the City has an interest in relocating and updating the City's existing Municipal Court facilities (now located at 135 North Elmwood Avenue, Medina, Ohio 44256), and desires to work with the County to evaluate whether it would be feasible and cost effective to locate the Municipal Court at the site of the existing County Courthouse (the "Courthouse Site"); and

WHEREAS, the County and the City have reached an agreement to share the costs of professional design, planning and construction management services to prepare detailed design specifications for the joint construction of a new combined County/City Courthouse ("New Courthouse") at the site of the existing County Courthouse ("Existing Courthouse") that would accommodate the various divisions of the Medina County Court of Common Pleas and the Medina Municipal Court using the construction manager at risk procurement process set forth in Sections 9.33 through 9.335 of the Revised Code; and

WHEREAS, the County, in accordance with the process set forth in Sections 153.65 through 153.69, has selected the architectural firm of Brandstetter Carroll as the firm most qualified to prepare detailed design and construction plans for the construction of a new courthouse and has negotiated a contract for those services as set forth in the design services contract attached hereto as Exhibit A, and

WHEREAS, the County will be requesting qualifications of construction managers pursuant to the process set forth in Sections 9.33 through 9.335 of the Revised Code and various sections of the Ohio Administrative Code to engage an appropriate construction manager at risk during the design phase; and

WHEREAS, the County and the City have agreed to share the costs of this preliminary planning in the ratio of 75% to be paid by the County and 25% to be paid by the City, unless the City for any reason opts out of the process; and

WHEREAS, the County and City recognize if a joint project is advisable, they will need to negotiate an agreement that conforms with the requirements of R.C. Section 153.61 to allocate responsibilities for the joint construction, ownership, maintenance and operation of a joint facility.

NOW, THEREFORE, in consideration of the promises and mutual covenants and agreements set forth, and for other good and valuable consideration, the County and the City agree as follows:

Section 1. Incorporation of Recitals. The Recitals set forth above are hereby incorporated into the agreement as if fully re-written herein.

Section 2. County's Obligations. The County shall:

- a. Enter into an agreement with Brandstetter Carroll substantially in the form attached hereto as Exhibit A,
- b. Engage a construction manager at risk in accordance with the process set forth in Section 9.33 through 9.335 of the Revised Code and various sections of the Ohio Administrative Code,
- c. Keep the City and the Facilities Planning Taskforce informed of every step of the planning process and include City representatives in all processes, and
- d. Invoice the City for 25% of the costs of architect and construction manager services as soon as practicable after invoices have been received.

Section 3. City's Obligations. The City Shall:

- a. Actively participate in the planning process through its representatives to the Facilities Planning Taskforce,
- b. Reimburse the County 25% of the amount paid to the Brandstetter Carroll for design services performed under the agreement attached as Exhibit A,
- c. Reimburse the County 25% of any amount paid to a construction manager at risk engaged by the County in accordance with the process set forth in Section 9.33 through 9.335 of the Revised Code for services rendered during the design phase.

Section 4. Facilities Planning Taskforce. A working group has been formed to provide input into the process of evaluating and planning for the renovation of County and City court facilities, known as the "Facilities Planning Taskforce," which consists of County and City representatives (the "Taskforce"). The Taskforce shall continue to meet on a regular basis to oversee the work of the planning professional retained by the County and shall make a recommendation to both the County and the City as to the advisability of a joint project and the next steps forward.

Section 5. Termination for Convenience. The City may terminate this agreement by giving written notice to the County, if the City determines, in its sole discretion, that it no longer desires to participate in the joint planning and joint construction of a New Courthouse at the Site. Such termination shall become effective upon the County's receipt of the written notice. Upon

such termination the City shall pay its 25% share of the costs incurred hereunder as of the effective date of termination.

Section 6. Contingencies. Any obligations set forth herein are contingent upon availability of public funds (as determined in the sole discretion of the respective legislative authorities of the County and City). Any joint construction project recommended by the Taskforce is contingent upon the approval of a joint construction agreement that meets the statutory requirements of R.C. Section 153.61 and receives the approval of the legislative authorities of both the County and City in accordance with Ohio law and the City charter.

IN WITNESS WHEREOF, this Agreement is signed the date first written above.

COUNTY OF MEDINA, OHIO

By: [Signature]
County Commissioner

By: [Signature]
County Commissioner

By: [Signature]
County Commissioner

Approved as to Form and Correctness

[Signature]

MICHAEL K. LYONS
Chief Assistant, Civil Division
Medina County Prosecutor's Office.

CITY OF MEDINA, OHIO

By: [Signature] 6/25/2019
DENNIS HANWELL, Mayor

Approved as to Form and Correctness

[Signature]

GREGORY A. HUBER
Law Director, City of Medina

REGULAR MEETING – TUESDAY, JUNE 11, 2019

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

Colleen M. Swedyk William F. Hutson Patricia G. Geissman

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

RESOLUTION NO. 19-0585

**APPROVING AN AGREEMENT TO SHARE COSTS OF PROFESSIONAL DESIGN,
PLANNING AND CONSTRUCTION MANAGEMENT SERVICES FOR THE JOINT
CONSTRUCTION AND MANAGEMENT OF A COUNTY-CITY COURTHOUSE**

WHEREAS, the Medina County Board of Commissioners and the City of Medina have held ongoing discussions regarding the proposed joint Medina Courthouse Project; and

WHEREAS, Section 153.61 of the Ohio Revised Code provides that a county and a municipal corporation may enter into an agreement providing for the joint construction, acquisition or improvement of any public work, public building or other permanent improvement benefiting the parties thereto and providing for the joint management, occupancy, maintenance and repair thereof; and

WHEREAS, the County and the City have reached an agreement to share the costs of professional design, planning and construction management services to prepare detailed design specifications for the joint construction of a new combined County-City Courthouse that would accommodate the various divisions of the Medina County Court of Common Pleas and the Medina Municipal Court using the construction manager at risk procurement process set forth in Sections 9.33 through 9.335 of the Ohio Revised Code; and

WHEREAS, the County and the City have agreed to share the costs of this preliminary planning with 75% to be paid by the County and 25% to be paid by the City, unless the City opts out of the process for any reason.

NOW, THEREFORE, BE IT RESOLVED by the Medina County Board of Commissioners that the Agreement to Share Costs of Professional Design, Planning and Construction Management Services for the Joint Construction and Management of a County-City Courthouse be approved.

Voting AYE thereon: Mrs. Swedyk, Mr. Hutson and Mrs. Geissman

Adopted: June 11, 2019

Prepared by: County Administrator

Kathy Patton

From: Pat Walker <savemedinacourthouse@gmail.com>
Sent: Monday, January 27, 2020 2:19 PM
To: Greg Huber; Kathy Patton; John Coyne; Bill Lamb; Paul Rose; Jessica Hazeltine; Dennie Simpson; Eric Heffinger; Jim Shields
Cc: aashworth@thebeaconjournal.com; allison wood; bjnews@thebeaconjournal.com; Bob Finnan; digital@ideastream.org; editor@akron.com; Glenn Wojciak; Mike.Shafarenko@ideastream.org; news@cleveland.com; news@newsnet5.com; news@wksu.org; news@wkyc.com; pagonakis@wews.com; Paul Orlousky; Tips@fox8.com
Subject: Please Reject Request for Council Action No. 20- 022/1/27

To the Medina City Council:

The Request for Council Action No. 20- 022/1/27, which is scheduled for consideration tonight by the Council Finance Committee, is in violation of Ohio law and is not in the interests of the citizens of Medina. The Save Your Courthouse Committee asks that this Request be rejected.

The Request involves the Joint County/City Courthouse Project. It authorizes paying \$38,000 to Gilbane Building Company. The City has no contract with Gilbane. Gilbane has no legal obligation to perform any activities for the City. Any City contract with Gilbane is required to meet the requirements of Ohio Revised Code 153.61. Adoption of the Request does not satisfy this requirement, which would make it in violation of Ohio law.

The Medina County Commissioners have never voted on the current purported plan to authorize the City of Medina to participate in a Joint County/City Courthouse Project. The Medina County Commissioners have only stated verbally that they are willing to give the City the 1841 Courthouse building, in exchange for the City giving the County the Medina Municipal Court building. However, this proposal has never been approved by a vote of the County Commissioners, nor has such a proposal been accepted by a vote of Medina City Council. As a result, this Request allocates funds to a project that has never been legally authorized.

City Council should be aware that the current 1841 Courthouse building does not have public restrooms, an elevator or an HVAC system. All these utilities for the 1841 Courthouse building are in the 1969 Courthouse addition, which will be torn down under the County's stated current plan. The City should evaluate whether expanding the current Municipal Court is less costly than a Joint County/City Courthouse before spending further City taxpayer money.

The Save Your Courthouse Committee requests that before further money is spent on a Joint Courthouse, the City and County legally propose a plan and put funding the cost on the ballot pursuant to Ohio Revised Code 133.18. **LET US VOTE!**

Dr. Allen Lowery and the Rev. Keith Rasey of the Save Your Courthouse Committee.

Residents of the City of Medina

January 27, 2020

To the Medina City Council

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Dr. Allen Lowery and the Rev. Keith Rasey of the Save Your Courthouse Committee.

Residents of the City of Medina

ok
D. Hawley
2/20/2020

REQUEST FOR COUNCIL ACTION

No. RCA 20-046-2/24

FROM: Robert Painter - Fire Chief RP

Mayors Initials: _____

DATE: 19/February 2020

Committee Referral: Finance

SUBJECT and BACKGROUND:

Request permission to apply for an AFG (assistance to firefighter Grant). This application would be for the replacement of our SCBA's (air tanks). The cost of the grant request is \$ 443,467.00

SUMMARY AND BACKGROUND:

This grant would include: 65 units
130 cylinders
69 facepieces

I would like to use Gatchell Grant Resources to write/administer the grant.

This request would include permission for the Mayor to sign a contract with Gatchell Grant Resources.

Estimated Cost: \$ 49,000.00

Suggested Funding:

Sufficient Funds in Account No: 107-0110-54413

Transfer Needed From: To:

New Appropriation Account No:

Emergency Clause Requested: NO

Reason:

COUNCIL USE ONLY:

COMMITTEE RECOMMENDATION:

Council Action Taken:

Ord./Res. No.
Date:

CONTRACT FOR SERVICES

**Medina City Fire Department
300 W. Reagan Parkway
Medina, Ohio 44256**

&

**Gatchell Grant Resources, LLC
Vera V. Gatchell/Didi Everhart
5202 14th Street SW
Canton, Ohio 44710**

*This document represents a contractual agreement effective December 2, 2019, between **Gatchell Grant Resources, LLC** (hereinafter referred to as "GGR") and **Medina City Fire Department** (hereinafter referred to as "Fire Department").*

Section I Responsibilities

Grant Advisors

Under this agreement, GGR agrees to develop a specific grant: [2019 AFG Operations and Safety Equipment Grant].

- In conjunction with the Fire Chief or designee, GGR will develop a proposal according to the Fire Department wishes.*
- Submit the specified grant proposal on time unless otherwise directed to by the Fire Department. Grant shall not be submitted unless approval has been given by the Fire Chief or designee in writing.*

Fire Department

The Fire Department agrees:

- Not to share any information or procedures concerning this contract or process with any other entities or their agents. In addition, the Fire Department agrees not to use this or any part of this grant proposal in other future grant proposals to be submitted by the Fire Department without expressed permission from GGR.*

- Not to release a copy of the grant proposals or the funded grants to any individual or entity in order to protect the technology and grant design which is developed and owned by GGR. The Fire Department agrees that the grant mode, concept, and formatting are the sole property of GGR.
- To provide any aid and assistance to GGR in researching and developing the proper information necessary in order to facilitate said grant proposal.
- When the Fire Department is actually submitting the grant proposal, will do so on time and agrees not to hold GGR responsible for not submitting the grant proposal on time.
- In the event that a grant permits "administration fees", Fire Department agrees to utilize the services of GGR and not a third party source unless GGR declines the offer.

Section II Method of Payment

The Fire Department Agrees:

- All associated payments shall be made by check payable to: **Gatchell Grant Resources, LLC**
- That GGR will waive the initial non-refundable six hundred ninety five dollar (\$695.00) fee for the research, preparation and submission of the specified grant proposal. [2019 AFG Operations and Safety Equipment Grant].
- An Administrative Fee of eight percent (8%) of the grant award will be paid to GGR at the time the grant contracted for is awarded by the grant funder. This amount shall not exceed three thousand dollars (\$3,000.00). It is also understood that some grant funders make payments to the awarded Fire Department over a period of time and not in a lump sum, depending on the type of grant awarded. Therefore, upon issuance of the grant award contracted for by the grant funder, the Fire Department agrees within thirty (30) days of the award date, make full payment of the eight percent (8%) fee to GGR, again not to exceed the \$3,000.00 cap. This fee is not an allowable expense through this grant and is the responsibility of the Fire Department.

GGRLLC Agrees:

- That if this grant application is not awarded, GGR will re-write the grant application the following year for FREE. The eight percent (8%) Administrative Fee still applies if awarded.
- This contract may be terminated by the Fire Department upon thirty (30) days written notice to GGR. Upon notice of termination, GGR shall be entitled to fees for work performed up to the date of receipt of the written notice of termination which is the initial payment which shall be forfeited.

- For the eight percent (8%) Administration Fee GGR agrees to assist with any draw downs, amendments, reports, closeout reports, discussions, questions or emails associated with this grant from date of award to the date the close out letter is received.
- The Fire Department has the sole discretion as to what grant that they want to apply for. However, GGR will advise as to eligibility and potential for success of grant being submitted.
- Renewal of this contract will be voluntary on the part of the Fire Department as it may choose to renew or to terminate Fire Department grant writing services.

**Section III
Agreements**

This Agreement is binding between all present and future agents of Fire Department. In the even the authority of the responsible parties detailed in the documentation of this agreement is transferred for any reason, to include occupation, retirement, disability or death, demotion, the agreement shall remain binding with Fire Department.

IN WITNESS THEREOF, all parties have caused this contract to be executed by their duly authorized officials:

MEDINA CITY FIRE DEPARTMENT

City Mayor

Date

Fire Chief

Date

GATCHELL GRANT RESOURCES, LLC

Vera V. Gatchell

Date

Vera V. Gatchell

Diell Everhart

Date

Diell Everhart