

**AGENDA**  
**January 18, 2022**  
**Wadsworth City Council**

Regular Meeting of the Wadsworth City Council, Tuesday, January 18, 2022, at 5:30 p.m., in-person at City Council Chambers:

1. Call to Order
2. Pledge of Allegiance
3. Invocation
4. Roll Call
5. Approval of City Council Minutes: *Regular Meeting of January 4, 2022*
6. Visitors
7. Correspondence
8. READING OF LEGISLATION:

**ORDINANCE NO. 22-004 (1<sup>st</sup> RDG.): AN ORDINANCE GIVING CONSENT TO THE OHIO DIRECTOR OF TRANSPORTATION TO PERFORM ROUTE SIGN REPLACEMENTS ON MED STATE ROUTE 0094 SLM 00.76 (SOUTHERN CORP. LIMITS) TO SLM 05.30 (NORTHERN CORP. LIMITS) IN THE CITY OF WADSWORTH IN MEDINA COUNTY AND DECLARING AN EMERGENCY**

- Sponsored by Council Member David Williams
- Forwarded by Public Ways Committee January 10, 2022

**ORDINANCE NO. 22-005 (1<sup>st</sup> RDG.): AN ORDINANCE GIVING CONSENT TO THE OHIO DIRECTOR OF TRANSPORTATION TO COMPLETE THE PROJECT OF BRIDGE INSPECTION PROGRAM SERVICES, INCLUDING, BUT NOT LIMITED TO ROUTINE INSPECTIONS, ELEMENT LEVEL INSPECTIONS, CRITICAL-FINDINGS REPORTS, FRACTURE CRITICAL MEMBER INSPECTIONS, LOAD RATING CALCULATIONS AND REPORTS, WEIGHT LIMITS POSTING SIGN RECOMMENDATIONS, SCOUR ASSESSMENTS, SCOUR PLAN OF ACTIONS, DEVELOPMENT OF FRACTURE CRITICAL PLANS, AND UNDERWATER DIVE INSPECTION REPORTS IF NEEDED AGREEING TO COOPERATE WITH THE OHIO DIRECTOR OF TRANSPORTATION IN REGARD TO SAID PROJECT AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE OHIO DIRECTOR OF TRANSPORTATION AND DECLARING AN EMERGENCY**

- Sponsored by Council Member David Williams
- Forwarded by Public Ways Committee January 10, 2022

**ORDINANCE NO. 22-006 (1<sup>st</sup> RDG.): AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO NEGOTIATE AND ENTER INTO AN AGREEMENT FOR PROFESSIONAL PLANNING, ARCHITECTURAL DESIGN AND ENGINEERING SERVICES FOR AN UPDATED CITYWIDE PARK MASTER PLAN AND PARK IMPROVEMENTS AND DECLARING AN EMERGENCY**

- Sponsored by Council Member David Williams
- Forwarded by Public Ways Committee January 10, 2022

**ORDINANCE NO. 22-007 (1<sup>st</sup> RDG.): AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO PURCHASE TWO (2) 2022 FORD POLICE INTERCEPTOR UTILITY VEHICLES THROUGH AN OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACT AND DECLARING AN EMERGENCY**

- Sponsored by Council Member Ralph Copley
- To be discussed by Public Safety Committee January 18, 2022

**ORDINANCE NO. 22-008 (1<sup>st</sup> RDG.): AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO PURCHASE TWO (2) 2022 FORD POLICE INTERCEPTOR UTILITY VEHICLES THROUGH AN OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACT AND DECLARING AN EMERGENCY**

- Sponsored by Council Member Ralph Copley
- To be discussed by Public Safety Committee January 18, 2022

**ORDINANCE NO. 22-009 (1<sup>st</sup> RDG.): AN ORDINANCE FINDING THE EXISTENCE OF A REAL AND PRESENT EMERGENCY IN CONNECTION WITH THE OPERATION AND MAINTENANCE OF THE DEPARTMENT OF PUBLIC SAFETY NECESSITATING AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO PURCHASE SELF-CONTAINED BREATHING APPARATUS (SCBA) UNITS, SCBA BOTTLES AND EZ-SCAPE RESCUE BAILOUT SYSTEM FROM MES WARREN FIRE EQUIPMENT WITHOUT FORMAL BIDDING AND ADVERTISING AND DECLARING AN EMERGENCY**

- Sponsored by Council Member Ralph Copley
- To be discussed by Public Safety Committee January 18, 2022

**ORDINANCE NO. 22-010 (1<sup>st</sup> RDG.): AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR AND RECEIVE BIDS AND ENTER INTO A CONTRACT FOR TREE TRIMMING AND TREE REMOVAL FOR ELECTRIC LINES CLEARANCE AND DECLARING AN EMERGENCY**

- Sponsored by Council Member Bruce Darlington

**RESOLUTION NO. 22-01 (1<sup>st</sup> RDG.): RESOLUTION EXPRESSING THE INTENT OF THE LEGISLATIVE AUTHORITY OF THE CITY OF WADSWORTH TO SELL PERSONAL PROPERTY INCLUDING MOTOR VEHICLES ACQUIRED FOR THE USE OF MUNICIPAL OFFICERS AND DEPARTMENTS AND ROAD MACHINERY, EQUIPMENT, TOOLS OR SUPPLIES WHICH ARE NOT NEEDED FOR PUBLIC USE OR ARE OBSOLETE OR UNFIT FOR THE USE FOR WHICH THEY WERE ACQUIRED BY INTERNET AUCTION DURING THE CALENDAR YEAR 2022 ADOPTING PROVISIONS APPLICABLE TO SUCH SALE BY INTERNET AUCTION AND DECLARING AN EMERGENCY**

- Sponsored by Council Member Bruce Darlington

**ORDINANCE NO. 21-121 (3<sup>rd</sup> RDG.): AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR AND RECEIVE BIDS AND TO ENTER INTO A CONTRACT FOR PHASE 2 – SOUTHWEST PARKING LOT WITH CONCRETE PAVEMENT; INTERLOCKING PAVERS; LANDSCAPING; STORM SEWER; PRIVATE SIDEWALKS, DECKING, STEPS, PARKING AREAS, DRIVEWAYS, PATIOS, ADA ACCESSIBLE RAMPS, DOWNSPOUTS, LANDSCAPING; GRADING; SIDEWALK; CURBING; REPAIRS TO PHASE 1 – SOUTHWEST PARKING LOT; AND OTHER SURFACE IMPROVEMENTS AND DECLARING AN EMERGENCY**

- Sponsored by Council Member David Williams
- Proposed Amendments Discussed by Public Ways January 10, 2022

9. Other Business
10. Recess or Adjournment

**ORDINANCE NO. 22-004**  
**PID No. 104279 Project Name: D03 SYSSIGN FY2022**  
**Sponsored by Council Member David Williams**

**AN ORDINANCE GIVING CONSENT TO THE OHIO DIRECTOR OF TRANSPORTATION TO PERFORM ROUTE SIGN REPLACEMENTS ON MED STATE ROUTE 0094 SLM 00.76 (SOUTHERN CORP. LIMITS) TO SLM 05.30 (NORTHERN CORP. LIMITS) IN THE CITY OF WADSWORTH IN MEDINA COUNTY AND DECLARING AN EMERGENCY**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WADSWORTH, STATE OF OHIO:**

**Section 1.** That this Council finds it to be in the public interest to consent and does give consent to the Ohio Director of Transportation (ODOT) to complete the above described project.

**Section 2.** That this Council agrees that the City of Wadsworth shall cooperate with the Ohio Director of Transportation (ODOT), for the portion of the above described project within the Wadsworth Corporation Limit, as follows:

1. ODOT agrees to assume and bear one hundred percent (100%) of the project costs.
2. The City of Wadsworth will be responsible for one hundred percent (100%) of the total cost for added construction items requested by the City and not necessary for the improvement as determined by the State and the Federal Highway Administration;

**Section 3.** That this Council agrees that the City of Wadsworth shall upon completion of said project, as follows:

1. Provide adequate maintenance for the described Project in accordance with all applicable state and federal law;
2. Provide ample financial provisions, as necessary, for the maintenance of the described project;
3. Maintain the right-of-way, keeping it free of obstructions; and hold said right-of-way inviolate for public highway purposes

**Section 4.** That this Council agrees that the City of Wadsworth shall be responsible for all utility within a corporation limit or in a private easement outside corporation limits, needing to be relocated due to this ODOT project, the City will be reimbursed for any relocation work; ODOT will perform the coordination, relocation and reimbursement which shall comply with current provisions of 23 CFR 645 and the ODOT Utilities Manual.

If other public and private utilities need to be relocated due to this ODOT project they will not be reimbursed for relocation; with exceptions due to an easement, etc.

**Section 5.** That the Director of Public Service is hereby authorized to enter into a contract with the Ohio Director of Transportation agreeing to the terms as set forth in this ordinance.

**Section 6.** That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety in the City of Wadsworth in order to expedite a highway project necessary to promote highway safety; WHEREFORE, this ordinance shall go into immediate effect provided that it receives a two thirds vote of all members of city council. If it receives approval by a majority of the members but less than a two-thirds vote, then it shall be effective at the earliest time permitted by law.

Passed: \_\_\_\_\_

\_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_

Clerk of Council

Approved: \_\_\_\_\_

\_\_\_\_\_  
Mayor

1<sup>st</sup> Rdg. \_\_\_\_\_

2<sup>nd</sup> Rdg. \_\_\_\_\_

3<sup>rd</sup> Rdg. \_\_\_\_\_

Passed: yes \_\_\_\_\_ no \_\_\_\_\_

Vote: aye \_\_\_\_\_ nay \_\_\_\_\_

Immediate Effect: yes \_\_\_\_\_ no \_\_\_\_\_

**CERTIFICATE OF PUBLICATION**

I, Tammy L. Guenther, Clerk of Council of the City of Wadsworth, State of Ohio, do hereby certify that the forgoing ordinance was duly published in the *Medina Gazette* and <http://publicnoticesohio.com> on \_\_\_\_\_ and \_\_\_\_\_, which is for two consecutive weeks as required by section 731.21 of the Ohio Revised Code.

\_\_\_\_\_  
Tammy L. Guenther  
Clerk of Council  
City of Wadsworth

**ORDINANCE NO. 22-005**  
**Sponsored by Council Member David Williams**

**AN ORDINANCE GIVING CONSENT TO THE OHIO DIRECTOR OF TRANSPORTATION TO COMPLETE THE PROJECT OF BRIDGE INSPECTION PROGRAM SERVICES, INCLUDING, BUT NOT LIMITED TO ROUTINE INSPECTIONS, ELEMENT LEVEL INSPECTIONS, CRITICAL-FINDINGS REPORTS, FRACTURE CRITICAL MEMBER INSPECTIONS, LOAD RATING CALCULATIONS AND REPORTS, WEIGHT LIMITS POSTING SIGN RECOMMENDATIONS, SCOUR ASSESSMENTS, SCOUR PLAN OF ACTIONS, DEVELOPMENT OF FRACTURE CRITICAL PLANS, AND UNDERWATER DIVE INSPECTION REPORTS IF NEEDED AGREEING TO COOPERATE WITH THE OHIO DIRECTOR OF TRANSPORTATION IN REGARD TO SAID PROJECT AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE OHIO DIRECTOR OF TRANSPORTATION AND DECLARING AN EMERGENCY**

**WHEREAS**, this Council of the City of Wadsworth (the Local Public Agency or LPA) has determined the need for the project as described as “Bridge Inspection Program Services, including, but not limited to routine inspections, element level inspections, critical-findings reports, fracture critical member inspections, load rating calculations and reports, weight limits posting sign recommendations, scour assessments, scour plan of actions, development of fracture critical plans, and underwater dive inspection reports if needed.”; **NOW THEREFORE**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WADSWORTH, STATE OF OHIO:**

**Section 1.** That this Council finds it to be in the public interest to consent and does give consent to the Ohio Director of Transportation (ODOT) to complete the above described project.

**Section 2.** That this Council agrees that the City of Wadsworth (the Local Public Agency or LPA) shall cooperate with the Ohio Director of Transportation (ODOT), in regard to the above described project, as follows:

The State shall assume and bear 100% of all of the cost for Bridge Inspection Program Services requested by the City and agreed to by the State. Eligible Bridge Inspection Services are described in the Consultant’s Scope of Services Task Order Contract (Exhibit A).

The LPA agrees to pay 100% of the cost of those features which are not included in Exhibit A. Those features may include but not limited to the purchasing and erecting the recommended weight limits postings signs, the implementation of critical findings reports such as partial or total bridge closures, the implementation of the scour plan of actions. When recommendations affect public safety, ODOT expects full implementation by the LPA. Starting in October 2019, FHWA requires installing weight limits posting signs within 30 days from the official date of the approved recommendations. Timely implementation is essential to the success of this program.

**Section 3.** The LPA agrees that all right-of-way required for the described project will be made available in accordance with current State and Federal regulations.

**Section 4.** That the Director of Public Service of said City of Wadsworth is hereby empowered on behalf of the City of Wadsworth (the LPA) to enter into contracts with the Ohio Director of Transportation as is necessary to complete the above described project.

**Section 5.** That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety in the City of Wadsworth in order to complete bridge inspections necessary to promote highway safety; WHEREFORE, this ordinance shall go into immediate effect.

Passed: \_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_  
Clerk of Council

Approved: \_\_\_\_\_  
Mayor

1<sup>st</sup> Rdg. \_\_\_\_\_ 2<sup>nd</sup> Rdg. \_\_\_\_\_  
3<sup>rd</sup> Rdg. \_\_\_\_\_ Passed: yes \_\_\_\_\_ no \_\_\_\_\_  
Vote: aye \_\_\_\_\_ nay \_\_\_\_\_ Immediate Effect: yes \_\_\_\_\_ no \_\_\_\_\_

**CERTIFICATE OF PUBLICATION**

I, Tammy L. Guenther, Clerk of Council of the City of Wadsworth, State of Ohio, do hereby certify that the forgoing ordinance was duly published in the *Medina Gazette* and at <http://www.publicnoticesohio.com/> on \_\_\_\_\_ and \_\_\_\_\_, which is for two consecutive weeks as required by section 731.21 of the Ohio Revised Code.

\_\_\_\_\_  
Tammy L. Guenther  
Clerk of Council  
City of Wadsworth

**ORDINANCE NO. 22-006**  
**Sponsored by Council Member David Williams**

**AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO NEGOTIATE AND ENTER INTO AN AGREEMENT FOR PROFESSIONAL PLANNING, ARCHITECTURAL DESIGN AND ENGINEERING SERVICES FOR AN UPDATED CITYWIDE PARK MASTER PLAN AND PARK IMPROVEMENTS AND DECLARING AN EMERGENCY**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WADSWORTH, STATE OF OHIO:**

**Section 1.** That the Director of Public Service is hereby authorized to negotiate and enter into an agreement for professional planning, architectural design and engineering services for an updated citywide park master plan and park improvements.

**Section 2.** That it is found and determined that all formal actions of this council concerning and relating to the passage of this ordinance were passed in an open meeting of this council, and that all deliberations of this council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code.

**Section 3.** That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety in the City of Wadsworth in order to expedite the planning and design of park improvements; WHEREFORE, this ordinance shall go into immediate effect provided that it receives a two thirds vote of all members of city council. If it receives approval by a majority of the members but less than a two-thirds vote, then it shall be effective at the earliest time permitted by law.

Passed: \_\_\_\_\_  
\_\_\_\_\_ President of Council

Attest: \_\_\_\_\_  
Clerk of Council

Approved: \_\_\_\_\_  
\_\_\_\_\_ Mayor

1 <sup>st</sup> Rdg. _____	2 <sup>nd</sup> Rdg. _____
3 <sup>rd</sup> Rdg. _____	Passed: yes _____ no _____
Vote: aye _____ nay _____	Immediate Effect: yes _____ no _____

**CERTIFICATE OF PUBLICATION**

I, Tammy L. Guenther, Clerk of Council of the City of Wadsworth, State of Ohio, do hereby certify that the forgoing ordinance was duly published in the *Medina Gazette* and at <http://www.publicnoticesohio.com/> on \_\_\_\_\_ and \_\_\_\_\_, which is for two consecutive weeks as required by section 731.21 of the Ohio Revised Code.

\_\_\_\_\_  
Tammy L. Guenther  
Clerk of Council  
City of Wadsworth

**ORDINANCE NO. 22-007**  
**Sponsored by Council Member Ralph Copley**

**AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO PURCHASE TWO (2) 2022 FORD POLICE INTERCEPTOR UTILITY VEHICLES THROUGH AN OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACT AND DECLARING AN EMERGENCY**

**Whereas**, section 125.04 of the Ohio Revised Code permits a political subdivision to participate in purchase contracts of the Ohio Department of Administrative Services and this Council by its Ordinance 11-110 has provided for the City of Wadsworth to participate in said state contracts; and

**Whereas**, pursuant to sections 737.03 and 735.05 of the Ohio Revised Code, authorization of this Council is only required for the Director of Public Safety to make an expenditure exceeding fifty thousand dollars and this Council wishes to specifically articulate its approval of the purchase of two (2) 2022 Ford Police Interceptor Utility Vehicles for use by the Wadsworth Police Department; NOW THEREFORE

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WADSWORTH, STATE OF OHIO:**

**Section 1.** That the Director of Public Safety is hereby authorized to purchase two (2) 2022 Ford Police Interceptor Utility Vehicles through an Ohio Department of Administrative Services contract. The purchase shall be made from the Montrose Ford, Inc. for a total purchase price not to exceed \$66,100.00.

**Section 2.** That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety in the City of Wadsworth in order to provide needed police cars for the department of public safety; WHEREFORE, this ordinance shall go into immediate effect provided it receives a two-thirds vote of all members of City Council. If it receives approval by a majority of the members but less than a two-thirds vote, then it shall be effective at the earliest time permitted by law.

Passed: \_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_  
Clerk of Council

Approved: \_\_\_\_\_  
Mayor

1<sup>st</sup> Rdg. \_\_\_\_\_  
3<sup>rd</sup> Rdg. \_\_\_\_\_  
Vote: aye \_\_\_\_\_ nay \_\_\_\_\_

2<sup>nd</sup> Rdg. \_\_\_\_\_  
Passed: yes \_\_\_\_\_ no \_\_\_\_\_  
Immediate Effect: yes \_\_\_\_\_ no \_\_\_\_\_



**ORDINANCE NO. 22-008**  
**Sponsored by Council Member Ralph Copley**

**AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO PURCHASE TWO (2) 2022 FORD POLICE INTERCEPTOR UTILITY VEHICLES THROUGH AN OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACT AND DECLARING AN EMERGENCY**

**Whereas**, section 125.04 of the Ohio Revised Code permits a political subdivision to participate in purchase contracts of the Ohio Department of Administrative Services and this Council by its Ordinance 11-110 has provided for the City of Wadsworth to participate in said state contracts; and

**Whereas**, pursuant to sections 737.03 and 735.05 of the Ohio Revised Code, authorization of this Council is only required for the Director of Public Safety to make an expenditure exceeding fifty thousand dollars and this Council wishes to specifically articulate its approval of the purchase of two (2) 2022 Ford Police Interceptor Utility Vehicles for use by the Wadsworth Fire Department; NOW THEREFORE

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WADSWORTH, STATE OF OHIO:**

**Section 1.** That the Director of Public Safety is hereby authorized to purchase two (2) 2022 Ford Police Interceptor Utility Vehicles through an Ohio Department of Administrative Services contract. The purchase shall be made from the Montrose Ford, Inc. for a total purchase price not to exceed \$66,000.00.

**Section 2.** That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety in the City of Wadsworth in order to provide needed vehicles for the department of public safety; WHEREFORE, this ordinance shall go into immediate effect provided it receives a two-thirds vote of all members of City Council. If it receives approval by a majority of the members but less than a two-thirds vote, then it shall be effective at the earliest time permitted by law.

Passed: \_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_  
Clerk of Council

Approved: \_\_\_\_\_  
Mayor

1<sup>st</sup> Rdg. \_\_\_\_\_  
3<sup>rd</sup> Rdg. \_\_\_\_\_  
Vote: aye \_\_\_\_\_ nay \_\_\_\_\_

2<sup>nd</sup> Rdg. \_\_\_\_\_  
Passed: yes \_\_\_\_\_ no \_\_\_\_\_  
Immediate Effect: yes \_\_\_\_\_ no \_\_\_\_\_

**ORDINANCE NO. 22-009**  
**Sponsored by Council Member Ralph Copley**

**AN ORDINANCE FINDING THE EXISTENCE OF A REAL AND PRESENT EMERGENCY IN CONNECTION WITH THE OPERATION AND MAINTENANCE OF THE DEPARTMENT OF PUBLIC SAFETY NECESSITATING AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO PURCHASE SELF-CONTAINED BREATHING APPARATUS (SCBA) UNITS, SCBA BOTTLES AND EZ-SCAPE RESCUE BAILOUT SYSTEM FROM MES WARREN FIRE EQUIPMENT WITHOUT FORMAL BIDDING AND ADVERTISING AND DECLARING AN EMERGENCY**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WADSWORTH, STATE OF OHIO; TWO THIRDS OF THE MEMBERS CONCURRING:**

**Section 1.** That this Council, pursuant to section 735.051 of the Ohio Revised Code, hereby finds the existence of a real and present emergency in connection with the operation and maintenance of the Department of Public Safety necessitating authorizing the Director of Public Safety to purchase from MES Warren Fire Equipment without formal bidding and advertising for the purchase of Self-Contained Breathing Apparatus (SCBA) Units, SCBA bottles and Rescue Bailout System for EZ-Scape.

**Section 2.** That based on the aforesaid real and present emergency, this Council hereby authorizes the Director of Public Safety to enter into a purchase with MES Warren Fire Equipment without formal bidding and advertising for the purchase of Self-Contained Breathing Apparatus (SCBA) Units, SCBA bottles and EZ-Scape Rescue Bailout System. The payment obligations of the City of Wadsworth pursuant to said contracts shall not exceed \$56,000.00.

**Section 3.** That it is found and determined that all formal actions of this council concerning and relating to the passage of this ordinance were passed in an open meeting of this council, and that all deliberations of this council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code.

**Section 4.** That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety in the City of Wadsworth in order to provide portable and digital emergency radios for the city's first responders; WHEREFORE, this ordinance shall go into immediate effect.

Passed: \_\_\_\_\_

\_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_  
Clerk of Council

Approved: \_\_\_\_\_

\_\_\_\_\_  
Mayor

**ORDINANCE NO. 22-010**  
**Sponsored by Council Member Bruce Darlington**

**AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR AND RECEIVE BIDS AND ENTER INTO A CONTRACT FOR TREE TRIMMING AND TREE REMOVAL FOR ELECTRIC LINES CLEARANCE AND DECLARING AN EMERGENCY**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WADSWORTH, STATE OF OHIO:**

**Section 1.** That the Director of Public Service is hereby authorized and directed to advertise for and receive bids and to enter into a contract for tree trimming and tree removal for electric lines clearance as to distribution lines within the area designated by the Director of Public Service as Section 1 (Distribution) and as to transmission lines within the area designated by the Director of Public Service as Section T1.

**Section 2.** That this Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.

**Section 3.** That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety in the City of Wadsworth in order to expedite the removal of trees or portions of trees that need to be removed for the safe, reliable and efficient operation of the City of Wadsworth Electric Utility; WHEREFORE, this ordinance shall go into immediate effect provided it receives a two thirds vote of all members of city council. If it receives approval by a majority of the members but less than a two-thirds vote, then it shall be effective at the earliest time permitted by law.

Passed: \_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_  
Clerk of Council

Approved: \_\_\_\_\_  
Mayor

1 <sup>st</sup> Rdg. _____	2 <sup>nd</sup> Rdg. _____
3 <sup>rd</sup> Rdg. _____	Passed: yes _____ no _____
Vote: aye _____ nay _____	Immediate Effect: yes _____ no _____

**CERTIFICATE OF PUBLICATION**

I, Tammy L. Guenther, Clerk of Council of the City of Wadsworth, State of Ohio, do hereby certify that the forgoing ordinance was duly published in the *Medina Gazette* and at <http://publicnoticesohio.com/> on \_\_\_\_\_ and \_\_\_\_\_, which is for two consecutive weeks as required by section 731.21 of the Ohio Revised Code.

\_\_\_\_\_  
Tammy L. Guenther, Clerk of Council, City of Wadsworth

**RESOLUTION NO. 22-01**  
**Sponsored by Council Member Bruce Darlington**

**RESOLUTION EXPRESSING THE INTENT OF THE LEGISLATIVE AUTHORITY OF THE CITY OF WADSWORTH TO SELL PERSONAL PROPERTY INCLUDING MOTOR VEHICLES ACQUIRED FOR THE USE OF MUNICIPAL OFFICERS AND DEPARTMENTS AND ROAD MACHINERY, EQUIPMENT, TOOLS OR SUPPLIES WHICH ARE NOT NEEDED FOR PUBLIC USE OR ARE OBSOLETE OR UNFIT FOR THE USE FOR WHICH THEY WERE ACQUIRED BY INTERNET AUCTION DURING THE CALENDAR YEAR 2022 ADOPTING PROVISIONS APPLICABLE TO SUCH SALE BY INTERNET AUCTION AND DECLARING AN EMERGENCY**

**WHEREAS**, section 721.15(D) of the Ohio Revised Code makes provision for the legislative authority of an Ohio municipal corporation to adopt a resolution regarding the sale of city owned personal property by internet auction; **NOW THEREFORE**

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WADSWORTH, STATE OF OHIO:**

**Section 1.** That this Council hereby expresses its intent to sell personal property, including motor vehicles acquired for the use of municipal officers and departments and road machinery, equipment, tools or supplies which are not needed for public use or are obsolete or unfit for the use for which they were acquired by internet auction during the calendar year 2022.

**Section 2.** The auctions shall be conducted on eBay, GovDeals, Craigslist, eBid, Bonanzle, iOffer, ePier, Gov.Planet, Public Surplus or a similar internet auction site. The number of days for bidding on the property shall be ten days or more, including Saturdays, Sundays and legal holidays. No property sold in the internet auctions shall be delivered to the buyer until payment in full is received and the city's representative may deduct its standard broker assisted fees. This Council or its representative may establish a minimum price that will be accepted for specific items and may establish any other terms and conditions for the particular sale, including requirements for pick-up or delivery, method of payment and sales tax. This type of information shall be provided on the internet at the time of the auction and may be provided before that time upon request after the terms and conditions have been determined by the representative. This Council will by subsequent resolution authorize the sale of specific items of property and designate and authorize a contract with a representative to conduct the internet auction as to particular items.

**Section 3.** Notice of the intent of this legislative authority to sell unneeded, obsolete or unfit municipal property by internet auction shall be published twice after the adoption of this resolution in a newspaper of general circulation in the City of Wadsworth. The notice shall include a summary of the information provided in this resolution. The second notice shall be published not less than ten nor more than twenty days after the previous notice. A similar notice shall be posted continually throughout the calendar year 2022 in a conspicuous place in the office of the city auditor and of the city council and the notice shall be posted continually throughout the calendar year 2022 at the City of Wadsworth web site on the internet.

**Section 4.** That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety in the City of Wadsworth in order to avoid the burden of keeping property no longer needed for municipal purposes and to obtain additional funds for use in providing public services; WHEREFORE, this resolution shall go into immediate effect provided that it receives a two thirds vote of all members of city council. If it receives approval by a majority of the members but less than a two-thirds vote, then it shall be effective at the earliest time permitted by law.

Passed: \_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_  
Clerk of Council

Approved: \_\_\_\_\_  
Mayor

1<sup>st</sup> Rdg. \_\_\_\_\_ 2<sup>nd</sup> Rdg. \_\_\_\_\_  
3<sup>rd</sup> Rdg. \_\_\_\_\_ Passed: yes \_\_\_\_\_ no \_\_\_\_\_  
Vote: aye \_\_\_\_\_ nay \_\_\_\_\_ Immediate Effect: yes \_\_\_\_\_ no \_\_\_\_\_

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\_\_\_\_\_  
Tammy L. Guenther  
Clerk of Council  
City of Wadsworth