

REVISED AGENDA

July 5, 2023

Wadsworth City Council

Regular Meeting of the Wadsworth City Council, Wednesday, July 5, 2023, at 5:30 p.m., in-person in City Council Chambers:

1. Call to Order
2. Pledge of Allegiance
3. Invocation
4. Roll Call
5. City Council Meeting Minutes' Approval: *Regular meeting of June 6 & the Informational meeting of June 21, 2023*
6. Visitors
7. Correspondence
8. READING OF LEGISLATION:

ORDINANCE NO. 23-060 (1st RDG.): AN ORDINANCE TO AMEND SECTION 93.45 OF THE CODIFIED ORDINANCES OF THE CITY OF WADSWORTH WITH REGARDS TO THE NOTIFICATION PROCESS OF PROPERTY OWNERS IN VIOLATION AND TO DECLARE AN EMERGENCY

- Sponsored by Council Member Thomas Stugmyer
- Forwarded by Economic Development & Planning Committee June 12, 2023

ORDINANCE NO. 23-061 (1st RDG.): AN ORDINANCE GIVING CONSENT TO THE OHIO DIRECTOR OF TRANSPORTATION TO PERFORM A BRIDGE OVERLAY ON LEATHERMAN ROAD OVER INTERSTATE 0076 IN THE CITY OF WADSWORTH AND DECLARING AN EMERGENCY

- Sponsored by Council Member David Williams
- Forwarded by Public Ways Committee June 12, 2023

ORDINANCE NO. 23-062 (1st RDG.): AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO DO ALL THINGS NECESSARY AND PROPER TO ACCOMPLISH THE PURCHASE OF A PARCEL NUMBERS 038-17A-31-003, 038-17A-35-005, 038-17A-35-004, 038-17A-35-006 LOCATED AT 1973 GREENWICH RD IN WADSWORTH TOWNSHIP AND TO DECLARE AN EMERGENCY

- Sponsored by President of Council Bob Thurber
- Discussed by City Council Executive Session June 6, 2022

ORDINANCE NO. 23-063 (1st RDG.): AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO DO ALL THINGS NECESSARY AND PROPER TO ACCOMPLISH THE PURCHASE OF A PARCEL NUMBERS 038-17A-28-003, 038-17A-31-002, 038-17A-32-002, 55.18 ACRES OF LAND LOCATED IN WADSWORTH TOWNSHIP AND TO DECLARE AN EMERGENCY

- Sponsored by President of Council Bob Thurber
- Discussed by City Council Executive Session June 6, 2022

ORDINANCE NO. 23-064 (1st RDG.): AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR, RECEIVE BIDS AND ENTER INTO A CONTRACT FOR THE SUMMIT STREET WATER TANK IMPROVEMENTS PROJECT AND DECLARING AN EMERGENCY

- Sponsored by Council Member Bruce Darlington
- Discussed at Public Service Committee June 19, 2023 & at Committee of the Whole as an informational item June 21, 2023. Originally recommended for two readings.

ORDINANCE NO. 23-065 (1st RDG.): AN ORDINANCE TO AUTHORIZE A REDUCTION OF \$188,000.00 IN THE APPROPRIATIONS OF THE 425 FUND – GENERAL CAPITAL IMPROVEMENTS FOR PURPOSES OTHER THAN PERSONAL SERVICES FOR THE FISCAL YEAR ENDING DECEMBER 31, 2023 AND TO DECLARE AN EMERGENCY

- Sponsored by Council Member Ralph Copley
- Forwarded by Public Safety Committee June 28, 2023, with recommendation to suspend the three reading rule

ORDINANCE NO. 23-066 (1st RDG.): AN ORDINANCE TO MAKE A SUPPLEMENTAL APPROPRIATION OF \$213,500.00 IN THE 260 – SAFETY TOWN VILLAGE FUND FOR PURPOSES OTHER THAN PERSONAL SERVICES FOR THE FISCAL YEAR ENDING DECEMBER 31, 2023 AND TO DECLARE AN EMERGENCY

- Sponsored by Council Member Ralph Copley
- Forwarded by Public Safety Committee June 28, 2023, with recommendation to suspend the three reading rule

ORDINANCE NO. 23-067 (1st RDG.): AN ORDINANCE TO AMEND SECTION 34.36 OF THE CODIFIED ORDINANCES OF THE CITY OF WADSWORTH TO PROVIDE FOR THE ALLOCATION OF INCOME TAX RECEIPTS DURING FISCAL YEAR 2023 AND DECLARING AN EMERGENCY

- Sponsored by President of Council Bob Thurber
- Safety Town Allocation Discussed by Public Safety Committee June 28, 2023

ORDINANCE NO. 23-068 (1st RDG.): AN ORDINANCE TO ACCEPT THE APPLICATION FOR ANNEXATION OF 0.3733 ACRES OF LAND KNOWN AS BEING PART OF WADSWORTH TOWNSHIP TO THE CITY OF WADSWORTH AND DECLARING AN EMERGENCY

- Sponsored by Council Member Thomas Stugmyer
- Expedited Type 1 Petition Received by City on May 3, 2023

ORDINANCE NO. 23-069 (1st RDG.): AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO PURCHASE ONE 2023 POLARIS RANGER CREW XP 100 NORTHSTAR ULTIMATE FOR USE BY THE WADSWORTH POLICE DEPARTMENT AND DECLARING AN EMERGENCY

- Sponsored by Council Member Ralph Copley
- Forwarded by Public Safety Committee June 28, 2023, with recommendation to suspend the three reading rule

ORDINANCE NO. 23-070 (1st RDG.): AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO PURCHASE ONE 2023 POLARIS RANGER CREW XP 100 NORTHSTAR ULTIMATE FOR USE BY THE WADSWORTH FIRE & EMS DEPARTMENT AND DECLARING AN EMERGENCY

- Sponsored by Council Member Ralph Copley
- Forwarded by Public Safety Committee June 28, 2023, with recommendation to suspend the three reading rule

ORDINANCE NO. 23-071 (1st RDG.): AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A PURCHASE AGREEMENT WITH MARTIN PUBLIC SEATING THROUGH A STATE OF OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES STATE TERM SCHEDULE CONTRACT NUMBER 800876 FOR THE PURCHASE AND INSTALLATION OF FURNITURE AND FIXTURES IN THE NEW FIRE STATION AND TO DECLARE AN EMERGENCY

- Sponsored by Council Member Ralph Copley
- Forwarded by Public Safety Committee June 28, 2023, with recommendation to suspend the three reading rule

ORDINANCE NO. 23-072 (1st 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 A BRYX STATION ALERTING SYSTEM FROM BRYX, INC. THE PURCHASE OF AUTHORIZING WITHOUT FORMAL BIDDING AND ADVERTISING AND DECLARING AN EMERGENCY

- Sponsored by Council Member Ralph Copley
- Forwarded by Public Safety Committee June 28, 2023, with recommendation to suspend the three reading rule

ORDINANCE NO. 23-073 (1st RDG.): AN ORDINANCE ESTABLISHING THE MAXIMUM AGE LIMIT OF FORTY (40) YEARS OF AGE FOR AN ORIGINAL APPOINTMENT TO THE WADSWORTH POLICE DEPARTMENT PURSUANT TO SECTION 124.41 OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY

- Sponsored by Council Member Ralph Copley
- Forwarded by Public Safety Committee June 28, 2023

ORDINANCE NO. 23-074 (1st RDG.): AN ORDINANCE TO MAKE A SUPPLEMENTAL APPROPRIATION OF \$85,772.00 IN VARIOUS FUNDS FOR PURPOSES OTHER THAN PERSONAL SERVICES FOR THE FISCAL YEAR ENDING DECEMBER 31, 2023 AND TO DECLARE AN EMERGENCY

- Sponsored by Council Member Ralph Copley
- Forwarded by Public Safety Committee June 28, 2023, with recommendation to suspend the three reading rule

ORDINANCE NO. 23-058 (2nd RDG.): AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR, RECEIVE BIDS AND ENTER INTO A CONTRACT FOR THE COLLEGE STREET SANITARY SEWER EXTENSION PROJECT AND DECLARING AN EMERGENCY

- Sponsored by Council Member Bruce Darlington
- Discussed in Committee of the Whole June 6, 2023

ORDINANCE NO. 23-059 (2nd 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 ENTER INTO A CONTRACT WITHOUT FORMAL BIDDING AND ADVERTISING FOR THE SALE OF ONE 1995 KME FIREFOX PUMPER AND AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO SUCH A CONTRACT AND DECLARING AN EMERGENCY

- Sponsored by Council Member Ralph Copley
- Discussed in Committee of the Whole June 6, 2023

ORDINANCE NO. 23-055 (3rd RDG.): AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) TO PARTICIPATE IN THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) ANNUAL ROAD SALT BID IN ACCORDANCE WITH DIVISION (B) OF SECTION 5513.01 OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY

- Sponsored by Council Member David Williams
- Forwarded by Public Ways Committee May 8, 2023

9. Other Business of the City Council or Administration Officials

10. Recess or Adjournment

ORDINANCE NO. 23-064
Sponsored by Council Member Bruce Darlington

AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR, RECEIVE BIDS AND ENTER INTO A CONTRACT FOR THE SUMMIT STREET WATER TANK IMPROVEMENTS PROJECT 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, receive bids for and to enter into a contract for the Summit Street Water Tank Improvements project in accordance with plans and specifications on file in the office of the Director of Public Service. The total price to be awarded pursuant to said contract shall not exceed \$595,000. If it becomes necessary after the contract is entered into, to authorize change orders, such change orders may be authorized so long as the total financial obligation of the city pursuant to the contract including change orders does not exceed the awarded bid amount plus ten percent of the awarded bid amount.

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 make the necessary water tank improvements; 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

1st Rdg. _____ 2nd Rdg. _____
3rd 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

ORDINANCE NO. 23-065
Sponsored by Council Member Ralph Copley

AN ORDINANCE TO AUTHORIZE A REDUCTION OF \$188,000.00 IN THE APPROPRIATIONS OF THE 425 FUND – GENERAL CAPITAL IMPROVEMENTS FOR PURPOSES OTHER THAN PERSONAL SERVICES FOR THE FISCAL YEAR ENDING DECEMBER 31, 2023 AND TO DECLARE AN EMERGENCY

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

Section 1. That this Council hereby authorizes the Auditor of the City of Wadsworth to reduce the appropriations for the fiscal year ending December 31, 2023 by the following amounts:

<u>Fund</u>	<u>Personal Services</u>	<u>Other</u>	<u>Total</u>
425 –General Capital Improvements	\$0.00	\$188,000.00	\$188,000.00

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 make necessary reductions in appropriations during the current fiscal year; 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

1st Rdg. _____ 2nd Rdg. _____
3rd 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

ORDINANCE NO. 23-066
Sponsored by Council Member Ralph Copley

AN ORDINANCE TO MAKE A SUPPLEMENTAL APPROPRIATION OF \$213,500.00 IN THE 260 – SAFETY TOWN VILLAGE FUND FOR PURPOSES OTHER THAN PERSONAL SERVICES FOR THE FISCAL YEAR ENDING DECEMBER 31, 2023 AND TO DECLARE AN EMERGENCY

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

Section 1. That this Council hereby authorizes the Auditor of the City of Wadsworth to increase the appropriations for the fiscal year ending December 31, 2023 by the following amount:

<u>Fund</u>	<u>Personal Services</u>	<u>Other</u>	<u>Total</u>
260 – Safety Town Village	\$0.00	\$213,500.00	\$213,500.00

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 make funds available for the Safety Town Village improvements; WHEREFORE, this ordinance shall go into immediate effect upon receipt of the county auditor’s certificate required for this appropriation pursuant to section 5705.39 of the Ohio Revised Code 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

1st Rdg. _____ 2nd Rdg. _____
3rd 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 foregoing 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

ORDINANCE NO. 23-067
Sponsored by President of Council Bob Thurber

AN ORDINANCE TO AMEND SECTION 34.36 OF THE CODIFIED ORDINANCES OF THE CITY OF WADSWORTH TO PROVIDE FOR THE ALLOCATION OF INCOME TAX RECEIPTS DURING FISCAL YEAR 2023 AND DECLARING AN EMERGENCY

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

Section 1. That section 34.36 of the Codified Ordinances is hereby amended to read as follows:

§34.36 ALLOCATION OF FUNDS

During fiscal year 2023 the city income tax receipts shall be applied for the following purposes and in the following order:

- (A) Such part thereof as shall be necessary to defray all costs of collecting the taxes and the cost of administering and enforcing the provisions thereof.
- (B) Available income tax receipts received shall be dispersed up to the following limits:
 - 1. \$96,000.00 shall be dispersed to the Recreation Fund (204)
 - 2. \$890,000.00 shall be dispersed to the Street Fund (205)
 - 3. \$133,844.00 shall be dispersed to the Developer's Shade Tree Fund (233)
 - 4. \$43,809.00 shall be dispersed to the Community Reinvestment Agreements (245)
 - 5. \$113,000.00 shall be dispersed to the Safety Town Village (260)
 - 6. \$37,500.00 shall be dispersed to the Bond Retirement Fund (307)
 - 7. \$630,664.00 shall be dispersed to the Income Tax Revenue Bond Fund (309)
 - 8. \$140,235.00 shall be dispersed to the High Street Bond Retirement Fund (310)
 - 9. \$239,750.00 shall be dispersed to the Airport Improvement Fund (422)
 - 10. \$890,000.00 shall be dispersed to the General Capital Improvement Fund (425)
 - 11. \$1,206,512.00 shall be dispersed to the Street Improvement Fund (471)
 - 12. \$200,000.00 shall be dispersed to the Sidewalk Assessment Program Fund (560)
 - 13. All receipts in excess of the foregoing shall remain in the General Fund as un-dispersed city income tax receipts.

Section 2. That existing section 34.36 of the Codified Ordinances is hereby repealed.

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 make money available to pay necessary expenses and to pay for needed capital improvements during fiscal year 2023 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

ORDINANCE NO. 23-068
Sponsored by Council Member Thomas Stugmyer

AN ORDINANCE TO ACCEPT THE APPLICATION FOR ANNEXATION OF 0.3733 ACRES OF LAND KNOWN AS BEING PART OF WADSWORTH TOWNSHIP TO THE CITY OF WADSWORTH AND DECLARING AN EMERGENCY

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

Section 1. That the petition for annexation as applied for by Dean Thompson filed with the Board of County Commissioners of Medina County, Ohio on April 24, 2023 and approved by said Board of County Commissioners on May 2, 2023 by its Resolution 23-0355 with acreage to be annexed of 0.3733 acres hereby is accepted by this Council. The territory annexed is described in attached Exhibit A.

Section 2. That the Clerk of Council be and is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto and a certificate as to the correctness thereof. The Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the County Recorder and one copy to the Secretary of State and shall file notice of this annexation with the Board of Elections within thirty days after it becomes effective and the Clerk shall do all other things required by law.

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 economic development; 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

1st Rdg. _____
3rd Rdg. _____
Vote: aye _____ nay _____

2nd Rdg. _____
Passed: yes _____ no _____
Immediate Effect: yes _____ no _____

EXHIBIT A

0.3733 Acres

Situated in the Township of Wadsworth, County of Medina and State of Ohio, being a part of Wadsworth Township Tract 8, Lot 27, and being a part of a 1.4334 deed acre parcel of land owned by Dean Thompson as recorded 09-10-2021 in Document 2021OR026546 of Medina County Recorder's Records and being more fully described as follows:

Beginning at a 3/4 inch rebar found at the northwest corner of Tract 8, Lot 27 said point being on the centerline of Wall Road, T.H. 145 (60 feet);

Thence North 89°13'08" East 2044.14 feet along the centerline of Wall Road and the north line of Tract 8, Lot 27 to the TRUE POINT OF BEGINNING;

Thence North 89°13'08" East 75.00 feet along the centerline of Wall Road and the north line of Tract 8, Lot 27 to a point;

Thence South 00°50'48" East 217.08 feet to a 5/8 x 30 inch rebar set with a cap marked "Wellert Corp" the north line of a 5.9524 deed acre parcel owned by David P. & John B. Zuchniak as recorded 06-22-1995 in Official Record Volume 1048, Page 854 of Medina County Recorder's Records, passing over a 5/8 x 30 inch rebar set with a cap marked "Wellert Corp" at 30.00 feet on the south right of way of Wall Road ;

Thence South 89°37'31" West 75.00 feet along the north line of said 5.9524 deed acre parcel to a 5/8 x 30 inch rebar set with a cap marked "Wellert Corp";

Thence North 00°50'48" West 216.55 feet to the TRUE POINT OF BEGINNING, passing over a 5/8 x 30 inch rebar set with a cap marked "Wellert Corp" on the south right of way of Wall Road at 186.55 feet, containing 0.3733 acres but subject to all highways, easements and covenants of legal record as surveyed by James D. Wellert, Registered Surveyor No. 7545, October 2021.

ORDINANCE NO. 23-069
Sponsored by Council Member Ralph Copley

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO PURCHASE ONE 2023 POLARIS RANGER CREW XP 100 NORTHSTAR ULTIMATE FOR USE BY THE WADSWORTH POLICE DEPARTMENT 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 Safety is hereby authorized to purchase one 2023 Polaris Ranger Crew XP 100 Northstar Ultimate for use by the Wadsworth Police Department. The purchase shall be made from Polaris Medina for a total purchase price not to exceed \$35,000.00.

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 provide a needed all-terrain vehicle for the Wadsworth Police Department; 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

1st Rdg. _____ 2nd Rdg. _____
3rd 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](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. 23-070
Sponsored by Council Member Ralph Copley

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO PURCHASE ONE 2023 POLARIS RANGER CREW XP 100 NORTHSTAR ULTIMATE FOR USE BY THE WADSWORTH FIRE & EMS DEPARTMENT 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 Safety is hereby authorized to purchase one 2023 Polaris Ranger Crew XP 100 Northstar Ultimate for use by the Wadsworth Fire & EMS Department. The purchase shall be made from Polaris Medina for a total purchase price not to exceed \$32,000.00.

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 provide a needed all-terrain vehicle for the Wadsworth Fire & EMS Department; 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

1st Rdg. _____ 2nd Rdg. _____
3rd 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](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. 23-071
Sponsored by Council Member Ralph Copley

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A PURCHASE AGREEMENT WITH MARTIN PUBLIC SEATING THROUGH A STATE OF OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES STATE TERM SCHEDULE CONTRACT NUMBER 800876 FOR THE PURCHASE AND INSTALLATION OF FURNITURE AND FIXTURES IN THE NEW FIRE STATION AND TO DECLARE 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

WHEREAS, pursuant to section 737.24 of the Ohio Revised Code, authorization of this Council is required for the Director of Public Safety to make an expenditure to purchase and installation of furniture and fixtures; **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 enter into a purchase agreement with Martin Public Seating through State of Ohio Department of Administrative Services State Term Schedule Contract number 800876 for the purchase and installation of furniture and fixtures. The purchase and installation price to be paid shall not exceed eighty six thousand three hundred dollars (\$86,300.00).

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 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 continue to move forward with items needed for the new fire station; **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

1st Rdg. _____

2nd Rdg. _____

3rd Rdg. _____

Passed: yes _____ no _____

Vote: aye _____ nay _____

Immediate Effect: yes _____ no _____

ORDINANCE NO. 23-072

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 A BRYX STATION ALERTING SYSTEM FROM BRYX, INC. THE PURCHASE OF AUTHORIZING 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 Bryx, Inc. without formal bidding and advertising for the purchase of a Bryx Station Alerting System for use by the Fire and Ems Departments.

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 agreement with Bryx, Inc. without formal bidding and advertising for the purchase of a Bryx Station Alerting System for use by the Fire and Ems Departments. The payment obligations of the City of Wadsworth pursuant to said contracts shall not exceed \$85,850.00.

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 a needed system for the city's first responders; WHEREFORE, this ordinance shall go into immediate effect.

Passed: _____
President of Council

Attest: _____
Clerk of Council

Approved: _____
Mayor

1st Rdg. _____
3rd Rdg. _____
Vote: aye _____ nay _____

2nd Rdg. _____
Passed: yes _____ no _____
Immediate Effect: yes _____ no _____

ORDINANCE NO. 23-073
Sponsored by Council Member Ralph Copley

AN ORDINANCE ESTABLISHING THE MAXIMUM AGE LIMIT OF FORTY (40) YEARS OF AGE FOR AN ORIGINAL APPOINTMENT TO THE WADSWORTH POLICE DEPARTMENT PURSUANT TO SECTION 124.41 OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY

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

Section 1. That this Council hereby establishes pursuant to Section 124.41 of the Ohio Revised Code the maximum age limit of forty (40) years of age for an original appointment to the Wadsworth Police Department.

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 establish civil service requirements for police officers; 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

1st Rdg. _____ 2nd Rdg. _____
3rd 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

ORDINANCE NO. 23-074
Sponsored by Council Member Ralph Copley

AN ORDINANCE TO MAKE A SUPPLEMENTAL APPROPRIATION OF \$85,772.00 IN VARIOUS FUNDS FOR PURPOSES OTHER THAN PERSONAL SERVICES FOR THE FISCAL YEAR ENDING DECEMBER 31, 2023 AND TO DECLARE AN EMERGENCY

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

Section 1. That this Council hereby authorizes the Auditor of the City of Wadsworth to increase the appropriations for the fiscal year ending December 31, 2023 by the following amount:

Fund	Personal Services	Other	Total
425 – General Capital Improvements	\$0.00	\$42,107.00	\$42,107.00
432 – EMS Reserve	\$0.00	\$21,832.50	\$21,832.50
437 – Fire Equipment Reserve	\$0.00	\$21,832.50	\$21,832.50

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 make funds available for the purchase and up fitting of a 2023 Polaris Ranger Crew XP 100 Northstar Ultimate for the Police Department; WHEREFORE, this ordinance shall go into immediate effect upon receipt of the county auditor’s certificate required for this appropriation pursuant to section 5705.39 of the Ohio Revised Code 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

1st Rdg. _____
 3rd Rdg. _____
 Vote: aye _____ nay _____

2nd Rdg. _____
 Passed: yes _____ no _____
 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 foregoing 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