

AGENDA
July 21, 2020
Wadsworth City Council

Regular Meeting of the Wadsworth City Council, Tuesday, July 21, 2020, at 5:00 p.m., to be held through means of electronic video conferencing, per HR 197, and to be seen LIVE on CityLink channels 17 & 329 and on Spectrum channel 1024. The meeting will also stream LIVE on www.WatchWCTV.com and can be watched anytime following the meeting at www.WatchWCTV.com:

1. Call to Order
2. Pledge of Allegiance
3. Invocation
4. Roll Call

5. Approval of City Council Minutes: *June 30, 2020*

6. **PUBLIC HEARING: ORDINANCE NO. 20-032: AN ORDINANCE TO AMEND SECTIONS 154.473, 154.475, 154.484 AND SECTION 154.486 Tables B, C AND D, AND DECLARING AN EMERGENCY**

7. **Reading of Legislation:**

ORDINANCE 20-039 (1st RDG.): AN ORDINANCE TO ACCEPT THE APPLICATION FOR ANNEXATION OF 81.9108 ACRES OF LAND KNOWN AS BEING PART OF WADSWORTH TOWNSHIP TO THE CITY OF WADSWORTH AND TO DECLARE AN EMERGENCY

- Sponsored by Council Member Thomas Stugmyer
- Location: Reimer Road

ORDINANCE 20-040 (1st RDG.): AN ORDINANCE TO MAKE A SUPPLEMENTAL APPROPRIATION OF \$3,928.30 IN THE 110 – GENERAL FUND FOR PURPOSES OTHER THAN PERSONAL SERVICES FOR THE FISCAL YEAR ENDING DECEMBER 31, 2020

- Sponsored by President of Council Bob Thurber

ORDINANCE 20-041 (1st RDG.): AN ORDINANCE TO AUTHORIZE A REDUCTION OF \$3,928.30 IN THE APPROPRIATIONS OF THE 425 FUND – GENERAL CAPITAL IMPROVEMENTS FOR PURPOSES OTHER THAN PERSONAL SERVICES FOR THE FISCAL YEAR ENDING DECEMBER 31, 2020 AND TO DECLARE AN EMERGENCY

- Sponsored by President of Council Bob Thurber\

ORDINANCE 20-042 (1st RDG.): AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR, RECEIVE BIDS AND ENTER INTO A CONTRACT FOR THE SEVILLE ROAD IMPROVEMENTS PROJECT AND DECLARING AN EMERGENCY

- Sponsored by Council Member David Williams

ORDINANCE 20-043 (1st RDG.): AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR, RECEIVE BIDS AND ENTER INTO A CONTRACT FOR THE AIPORT RUNWAY 10-28 IMPROVEMENTS PROJECT AND DECLARING AN EMERGENCY

- Sponsored by Council Member David Williams

ORDINANCE 20-044 (1st RDG.): AN ORDINANCE GIVING CONSENT TO THE OHIO DIRECTOR OF TRANSPORTATION TO COMPLETE THE PROJECT OF PERFORMING PAVEMENT REPAIRS, CRACK SEAL, AND PLACE A FINE GRADED POLYMER ASPHALT CONCRETE ON INTERSTATE ROUTE 76 FROM 7.34 (JUST WEST OF STATE

ROUTE 57) TO 11.76 (MEDINA/SUMMIT COUNTY LINE) IN THE CITY OF WADSWORTH IN MEDINA COUNTY. THIS WILL INCLUDE TREATMENT OF ALL RAMPS AT THE SR57, SR94, AND SR261 INTERCHANGES, AGREEING TO COOPERATE WITH THE OHIO DIRECTOR OF TRANSPORTATION IN REGARD TO THE PORTION OF THE PROJECT WITHIN THE WADSWORTH CORPORATION LIMIT, AGREEING TO BE RESPONSIBLE FOR ALL UTILITY ACCOMMODATIONS, RELOCATIONS AND REIMBURSEMENTS RELATED TO SAID PORTION OF THE PROJECT, AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE OHIO DIRECTOR OF TRANSPORTATION AGREEING TO THE AFORESAID TERMS FOR SAID PROJECT, AND DECLARING AN EMERGENCY

- PID No. 91093 Project Name: MED IR 0076 7.34
- Sponsored by Council Member David Williams

ORDINANCE 20-045 (1st RDG.): AN ORDINANCE TO AMEND ORDINANCE NO. 20-030 SECTION 2 TO INCLUDE THE AVAILABILITY OF FUNDS FOR LOST REVENUES ATTRIBUTABLE TO CORONAVIRUS AND DECLARING AN EMERGENCY

- Sponsored by President of Council Bob Thurber

ORDINANCE NO. 20-034 (2nd RDG.): AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR AND RECEIVE BIDS AND ENTER INTO A CONTRACT FOR THE PURCHASE OF A FORTY FIVE FOOT ARTICULATING TELESCOPIC AERIAL DEVICE INCLUDING BODY AND DECLARING AN EMERGENCY

- Sponsored by Council Member Bruce Darlington

ORDINANCE NO. 20-035 (2nd RDG.): AN ORDINANCE TO CHANGE THE ZONING DISTRICT CLASSIFICATION OF CITY LOTS 413 AND 414 FROM THE R-4 RESIDENTIAL DISTRICT TO THE C-1 NEIGHBORHOOD COMMERCIAL DISTRICT

Public Hearing Set for August 18, 2020, by Video-Conferencing, at 5:00 p.m.

- Sponsored by Council Member Thomas Stugmyer
- Recommended by the Planning Commission June 22, 2020

ORDINANCE NO. 20-036 (2nd RDG.): AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO DONATE CERTAIN OLD FIRE EQUIPMENT FROM THE FIRE DEPARTMENT TO THE FOUR CITIES COMPACT FOR ITS FIRE SAFETY/EMT PROGRAM AND TO DECLARE AN EMERGENCY

- Sponsored by Council Member Ralph Copley

ORDINANCE NO. 20-032 (3rd RDG.): AN ORDINANCE TO AMEND SECTIONS 154.473, 154.475, 154.484 AND SECTION 154.486 Tables B, C AND D, AND DECLARING AN EMERGENCY

Public Hearing Set for July 21, 2020, by Video Conferencing, at 5:00 p.m.

- *Individuals wishing to comment on the Wadsworth Sign Code changes may submit written comments by July 17, 2020 to the Council Office, 120 Maple Street. Contact the Clerk of Council for assistance: 330.335.2759*
- Sponsored by Council Member Thomas Stugmyer

8. Other Business

9. Recess or Adjournment

ORDINANCE NO. 20-039
Sponsored by Council Member Thomas Stugmyer

AN ORDINANCE TO ACCEPT THE APPLICATION FOR ANNEXATION OF 81.9108 ACRES OF LAND KNOWN AS BEING PART OF WADSWORTH TOWNSHIP TO THE CITY OF WADSWORTH AND TO DECLARE AN EMERGENCY

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

Section 1. That the Expedited Type 2 petition for annexation as applied for by Salamar Real Estate, Ltd., Richard K Lewis and Betty A. Lewis, as Trustees, Troy A. Crislip and Mary Ann Crislip, filed with the Board of County Commissioners of Medina County, Ohio on April 13, 2020 and approved by said Board of County Commissioners on May 12, 2020 by its Resolution 20-0374 with an acreage to be annexed of 81.9108 acres hereby is accepted by this Council. The territory annexed is described in Exhibit A attached hereto.

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. _____

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

RECORDING OF ANNEXATION

A certified copy of this legislation included with documents relative to this annexation were delivered to the office of Medina County Tax Maps on the _____ day of _____, 2020, by _____.

A certified copy of this legislation included with documents relative to this annexation were delivered to the office of the Medina County Auditor on the _____ day of _____, 2020, by _____.

A certified copy of this legislation included with documents relative to this annexation were recorded at the office of the Medina County Recorder on the _____ day of _____, 2020, by _____.

A certified copy of this legislation included with documents relative to this annexation were delivered to the office of Medina County Board of Elections on the _____ day of _____, 2020, by _____.

A certified copy of this legislation included with documents relative to this annexation were mailed to the office of the Ohio Secretary of State on the _____ day of _____, 2020, by _____.



Legal Description for
Annexation Parcels
81.9108 Acres
Project No. 20-033

Situated in the Township of Wadsworth, County of Medina, and State of Ohio, known as being part of Lot 3, Tract 5 of said Township, also known as being all of lands conveyed to Richard K. and Betty A. Lewis, Trustees as recorded on July 9, 2014 in Doc. No. 2014OR013382 of the Medina County Recorder's Records, all of lands conveyed to Salamar Real Estate LTD. as recorded on November 7, 2019 in Doc. No. 2019OR023326 of the Medina County Recorder's Records, and all of lands conveyed to Troy A. & Mary Ann Crislip as recorded on October 18, 2017 in Doc. No. 2017OR023606 of the Medina County Recorder's Records, being further bounded and described as follows:

Beginning at the northeast corner of said Lot 3, Tract 5, witness a 5/8" iron pin (capped "Morrison"), found 1.75 feet west of said corner, and being the **TRUE PLACE OF BEGINNING** for the following described parcel;

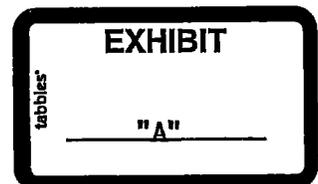
thence, **South 00°39'54" East**, along the east line of said Lot 3, Tract 5, passing over a 5/8" iron pin found at 2475.37 feet, a distance of **2505.37 feet** to a point on the centerline of C.H. 123, Reimer Road (width varies);

thence, **South 89°39'43" West**, along the south line of said Lot 3, Tract 5, the centerline of said Reimer Road, and the north line of the City of Wadsworth, a distance of **1417.92 feet** to the southeast corner of Wadsworth City Lot 6752;

thence, **North 01°01'03" West**, along the east line of said Wadsworth City Lots 6752, 9707, 9706, & 8614 and being the east line of the City of Wadsworth, passing over a 2" iron pipe found at 30.00 feet, 5/8" iron pins found capped "Wellert Corp." at 281.31 feet and 1348.17 feet, and a 5/8" iron pin found capped "Kalstrom" at 1548.22 feet, a distance of **2500.45 feet** to a 3/4" iron pipe found at the northeast corner of said Wadsworth City Lot 8614, said corner being on the north line of said Lot 3, Tract 5 and the south line of said City of Wadsworth;

thence, **North 89°27'36" East**, along the north line of said Lot 3, Tract 5 and south line of said City of Wadsworth, passing over a 5/8" iron pin (capped "Lewis Land Professionals") at 719.13 feet, a distance of **1433.29 feet** to the **PLACE OF BEGINNING**, containing **81.9108 acres** of

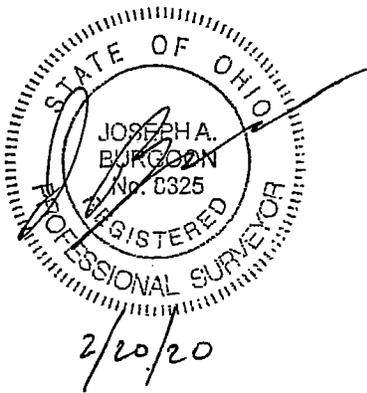
8691 Wadsworth Rd. Ste. 100 Wadsworth, Ohio 44281
(330) 335-8232 Fax (330) 335-0242



land (0.9766 acres in right of way), more or less, but subject to all legal highways and easements of record, as determined from a survey made under the direction of Joseph A. Burgoon, Registered Surveyor No. 8325, February 2020, for and on behalf of Lewis Land Professionals, Inc.

The **BASIS OF BEARING** for this description is Grid North of the Ohio State Plane Coordinate System, NAD83 (2011), North Zone as established by GPS Observation.

THE SURVEY FOR THE ABOVE DESCRIPTION IS INCORPORATED WITHIN THE EXPEDITED TYPE 2 ANNEXATION PLAT OF 81.9108 ACRES FROM THE TOWNSHIP OF WADSWORTH TO THE CITY OF WADSWORTH CREATING DUAL JURISDICTION LOT NOS. , , & OF THE MEDINA COUNTY RECORDER'S RECORDS.



8691 Wadsworth Rd. Ste. 100 Wadsworth, Ohio 44281
(330) 335-8232 Fax (330) 335-0242

ORDINANCE NO. 20-040

Sponsored by President of Council Bob Thurber

AN ORDINANCE TO MAKE A SUPPLEMENTAL APPROPRIATION OF \$3,928.30 IN THE 110 – GENERAL FUND FOR PURPOSES OTHER THAN PERSONAL SERVICES FOR THE FISCAL YEAR ENDING DECEMBER 31, 2020

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, 2020 by the following amount:

Fund	Personal Services	Other	Total
110 – General Fund – Service Director	\$0.00	\$3,928.30	\$3,928.30

Section 2. That this ordinance is to make funds available to pay for current expenses; 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.

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. 20-041
Sponsored by President of Council Bob Thurber

AN ORDINANCE TO AUTHORIZE A REDUCTION OF \$3,928.30 IN THE APPROPRIATIONS OF THE 425 FUND – GENERAL CAPITAL IMPROVEMENTS FOR PURPOSES OTHER THAN PERSONAL SERVICES FOR THE FISCAL YEAR ENDING DECEMBER 31, 2020 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, 2020 by the following amounts:

<u>Fund</u>	<u>Personal Services</u>	<u>Other</u>	<u>Total</u>
425 –General Capital Improvements	\$0.00	\$ 3,928.30	\$3,928.30

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. _____
 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

ORDINANCE NO. 20-042
Sponsored by Council Member David Williams

AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR, RECEIVE BIDS AND ENTER INTO A CONTRACT FOR THE SEVILLE ROAD 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 Seville Road 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 \$349,000. 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 expedite construction of a new culvert and guardrail installation; 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. 20-043
Sponsored by Council Member David Williams

AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR, RECEIVE BIDS AND ENTER INTO A CONTRACT FOR THE AIPIORT RUNWAY 10-28 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 Airport Runway 10-28 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 \$180,000. 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 expedite construction of the runway 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. 20-044
PID No. 91093 Project Name: MED IR 0076 7.34
Sponsored by Council Member David Williams

AN ORDINANCE GIVING CONSENT TO THE OHIO DIRECTOR OF TRANSPORTATION TO COMPLETE THE PROJECT OF PERFORMING PAVEMENT REPAIRS, CRACK SEAL, AND PLACE A FINE GRADED POLYMER ASPHALT CONCRETE ON INTERSTATE ROUTE 76 FROM 7.34 (JUST WEST OF STATE ROUTE 57) TO 11.76 (MEDINA/SUMMIT COUNTY LINE) IN THE CITY OF WADSWORTH IN MEDINA COUNTY. THIS WILL INCLUDE TREATMENT OF ALL RAMPS AT THE SR57, SR94, AND SR261 INTERCHANGES, AGREEING TO COOPERATE WITH THE OHIO DIRECTOR OF TRANSPORTATION IN REGARD TO THE PORTION OF THE PROJECT WITHIN THE WADSWORTH CORPORATION LIMIT, AGREEING TO BE RESPONSIBLE FOR ALL UTILITY ACCOMMODATIONS, RELOCATIONS AND REIMBURSEMENTS RELATED TO SAID PORTION OF THE PROJECT, AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE OHIO DIRECTOR OF TRANSPORTATION AGREEING TO THE AFORESAID TERMS FOR SAID PROJECT, AND DECLARING AN EMERGENCY

WHEREAS, the State of Ohio has identified the need for a project to perform pavement repairs, crack seal and place a fine graded polymer asphalt concrete on Interstate Route 76 from 7.34 (just west of State Route 57) to 11.76 (Medina/Summit County Line) in the City of Wadsworth in Medina County. This will include treatment of all ramps at the SR57, SR94 and SR261 interchanges. This paving is a preventive maintenance to maintain a good riding surface of our interstate, 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 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 be responsible for all utility accommodations, relocation and reimbursement and that all such accommodations, relocations

and reimbursements 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 4. 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 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 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

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> 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. 20-045
Sponsored by President of Council Bob Thurber

AN ORDINANCE TO AMEND ORDINANCE NO. 20-030 SECTION 2 TO INCLUDE THE AVAILABILITY OF FUNDS FOR LOST REVENUES ATTRIBUTABLE TO CORONOVIRUS AND DECLARING AN EMERGENCY

WHEREAS, this Council on May 19, 2020 made \$16,120.88 available to pay for current expenses by authorizing the Auditor of the City of Wadsworth to increase the appropriations for the fiscal year ending December 31, 2020 in the 212 Emergency Medical Services Fund for Other than Personal Services in Ordinance No. 20-030, and

WHEREAS, the funds the City received in accordance with the CARES ACT through the Department of Health and Human Services Emergency Relief Fund permitted uses include the reimbursement of related expenses and/or for the lost revenues attributable to coronavirus, WHEREFORE

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

Section 1. That this Council hereby amends Ordinance No. 20-030 Section 2 to read as follows:

That this ordinance is to make funds available to pay for current expenses and/or lost revenue;

Section 2. 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 for the reimbursement of lost revenues as a result of the pandemic; 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. _____
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 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