



SHAKER HEIGHTS

City Council Agenda VIA CONFERENCE CALL DUE TO COVID-19 PUBLIC HEALTH EMERGENCY Tuesday, May 26, 2020 at 7:30 pm

For the safety of our staff and residents live audio will be available on a listen-only basis to the first 80 callers, but public in-person attendance and comment will not be permitted. Residents are encouraged to submit comments/questions regarding items on the agenda or other items not on the agenda at least 6 hours in advance of the meeting by emailing **Jeri E. Chaikin** at jeri.chaikin@shakeronline.com or by calling **(216) 491-1424**. Any comments or questions will be read into the record at the meeting. You may listen to the meeting live that evening by calling **1-877-837-3954** and entering code **05262020**. The audio of the meeting will be available the following day on the City's website.

**Comments and questions submitted may be edited if excessively lengthy.*

REGULAR MEETING

1. Approval of the special meeting minutes of April 13, 2020, and regular meeting minutes of April 27, 2020 (attached herewith)

Documents:

[SPMN041320.PDF](#)
[COMN042720.PDF](#)

2. Confirming the appointments made by the Board of the Shaker Heights Development Corporation (SHDC) of the following persons as citizen Trustees, each for a 3-year term (4-1-20 through 3-31-23): Alex Campbell, Thomas Gustafson, Jeremy Paris, James Ratner, and Rose Wong.

Public Comment on Agenda Items

Comments and questions submitted prior to the meeting will be read into the record.*

3. Approving and authorizing execution of a Purchase Agreement under the City's Side Lot Program, for the sale of the City-owned property located at 3555 Hildana Road, Shaker Heights, Ohio (PP# 735-25-008), for a purchase price of \$1.00, authorizing the disposition

of City owned property without competitive bidding, and declaring an emergency.

Documents:

[3555 HILDANA RD.PDF](#)

4. Approving and authorizing execution of a Purchase Agreement under the City's Side Lot Program, for the sale of the City-owned property located at 3694 Daleford Road, Shaker Heights, Ohio (PP# 735-29-097), for a purchase price of \$1.00, authorizing the disposition of City owned property without competitive bidding, and declaring an emergency.

Documents:

[3694 DALEFORD RD.PDF](#)

5. Accepting a proposal and authorizing a contract with DataWorks Plus in the maximum amount of \$14,807 for the LiveScan System upgrade and hardware replacement for the Police Department, and authorizing the expenditure of funds from the Law Enforcement Trust Fund (LETF), pursuant to Ohio Revised Code Section 2981.13, to make said purchase, and declaring an emergency.

Documents:

[DATAWORKS.PDF](#)

6. Accepting a proposal and authorizing execution of an eight year lease agreement with TCF Equipment Finance, a division of TCF National Bank, to finance the cost of a 2020 Vac-Con Combination Sewer Cleaner Truck for the Public Works Department in the total amount of \$456,895, and an agreement with Best Equipment Co., Inc. to buy-back the Truck at the end of the 5th year of the lease term for \$150,000, resulting in a total cost to the City of \$295,930, and declaring an emergency.

Documents:

[TCF TRUCK.PDF](#)

7. Authorizing the participation of the City of Shaker Heights in a consortium with the Cuyahoga County Solid Waste District and various municipalities for the purpose of requesting bids and making a recommendation to consortium members for recycling processing services, and declaring an emergency.

Documents:

[RECYCLING.PDF](#)

8. Authorizing an agreement between the City of Shaker Heights as the Local Public Agency (LPA) and the Director of Transportation, Ohio Department of Transportation (ODOT), in order to implement the Guard Rail Replacement Project at Warrensville Center Road and Shaker Boulevard, and declaring an emergency.

Documents:

[ODOT.PDF](#)

9. Authorizing the City to apply for and accept a Northeast Ohio Regional Sewer District (NEORS) grant in the approximate amount of \$112,500, from the NEORS Member Community Infrastructure Program (MCIP), for design services for the Lynnfield/Lomond

Sanitary Sewer Overflow (SSO) Mitigation Project, and to enter into any needed agreement (s) with NEORS D to receive such funds, and declaring an emergency.

Documents:

[NEORS D GRANT.PDF](#)

10. Amending Ordinance No. 19-115 making appropriations for the current expenses and other expenditures of the City of Shaker Heights, Ohio for the year ending December 31, 2020, to amend appropriations in Fund No. 0101, the General Fund (within Municipal Court), Fund No. 0302 and declaring an emergency. (AD)

Documents:

[APPROPRIATION.PDF](#)

Public Comment on other items

Comments and questions submitted prior to the meeting will be read into the record.*

AD: Administration

To request an accommodation for a person with a disability, call the City's ADA Coordinator at 216-491-1440, or Ohio Relay Service at 711 for TTY users.

the roll. If Council members have questions for staff members he will ask the staff member to respond. Once Council has fully discussed the item, he will call for a motion and a second and take action by voting on that matter. After all agenda items have been addressed CAO Chaikin will read into the record any comments or questions submitted by the public in advance of the meeting on any other issues not on the agenda. Typically we do not answer questions during the meeting, although if there are ready answers we will endeavor to do so tonight and if not then we will respond to questions raised as soon as we can after the meeting. This procedure is intended to track as closely as possible our in-person and historic practice for Council meetings in the City of Shaker Heights.

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The Mayor asked the Clerk of Council to read into the record public comments received on any of the agenda items.

CAO Chaikin stated that no public comments were received on any agenda items by email or by phone.

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Ordinance No. 20-27, by Ms. Anne Williams, Approving and authorizing execution of a Purchase Agreement under the City's Side Lot Program, for the sale of the City-owned property located at 3535 Stoer Road, Shaker Heights, Ohio (Parcel No. 736-23-088), for a purchase price of \$1.00, authorizing the disposition of City-owned property without competitive bidding, and declaring an emergency.

Kamla Lewis, Neighborhood Revitalization Director, stated that this item authorizes the sale of a City-owned lot located at 3535 Stoer Road directly south of the applicant's home at 3531 Stoer. In February 2020 Council approved changes to the City's vacant lot program. The goal of the changes was to streamline the application process for the applicant and make it more affordable for them to acquire these City-owned lots while also saving the City the ongoing costs of maintenance. The main changes included a set price of \$1 per lot, no longer requiring improvements to be made, and having applications go directly to Council for approval. The applicants wish to purchase 3535 Stoer Road, and invest approximately \$10,000 in landscaping and fencing. They bought their home in April 2019, are owner-occupants, current in their taxes, and have no outstanding violations. The vacant lot at 3535 Stoer Road was acquired by the City in 2012 through the tax foreclosure process. The previous home on the lot was demolished in June 2008. This item is requested as an emergency and with a suspension of the rules in order to enable the applicants to immediately commence the needed steps to have the lot surveyed and consolidated with their home.

Council member Ms. Anne Williams stated that she is happy to see another proposal.

Council member Mr. Earl Williams stated that Finance Committee members reviewed and supported this item.

Council member Mrs. Moore stated that this house has been in her neighborhood for 37 years and it is going to be a real enhancement to have the applicants acquire it and take care of what now has been for several years a vacant lot. It is a great idea.

Mayor Weiss stated that he believes the revised process for this program seems to be working well. It is streamlined and hopefully the uptick in the pace of these lots is a result of that, so we are very pleased to see another sale on our agenda.

It was moved by Ms. Anne Williams, and seconded by Mrs. Moore, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 20-27 be placed upon its final enactment.

Roll Call:	Ayes:	Ms. Anne Williams, Ms. Carmella Williams Mr. Earl Williams, Mr. Zimmerman Mr. Malone Mrs. Moore, Mr. Roeder
	Nays:	None

Motion Carried

Moved by Ms. Anne Williams, and seconded by Mrs. Moore, that Ordinance No. 20-27 be enacted as read.

Roll Call:	Ayes:	Ms. Anne Williams, Ms. Carmella Williams Mr. Earl Williams, Mr. Zimmerman Mr. Malone Mrs. Moore, Mr. Roeder
	Nays:	None

Ordinance Enacted

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FISCAL OFFICER'S CERTIFICATE

John Potts, Finance Director, reviewed with City Council the Fiscal Officer's Certificate which, pursuant to the provisions of Section 133.20 of the Ohio Revised Code, sets forth both the estimated life of the improvements to be acquired through the issuance of bonds and notes and the maximum maturity to which bonds and notes can be issued. A copy of the signed certificate, dated April 13, 2020 was presented to each member of Council for review.

Ordinance No. 20-28, by Mrs. Moore, providing for the issuance and sale of \$1,400,000 of Notes, in anticipation of the issuance of bonds, for the purpose of paying costs of improving streets by reconstructing, grading, draining, paving, resurfacing, and making other improvements as designated in the plans approved or to be approved by Council, and declaring an emergency.

John Potts, Finance Director, stated that also available on the conference line is the City's financial advisor Matt Stuczynski, as well as Public Works Director Patricia Speese. This item is for the issuance and sale of \$1.4 million of notes for street improvements. Finance Committee members reviewed and supported this item. This item is requested as an emergency and with a suspension of the rules due to a favorable rate environment and to gives us some financial flexibility.

Public Works Director Patricia Speese stated that this is part of the 10-year \$36 million sewer improvement program. We passed a fixed municipal sewer fee and a small increase in the mcf usage fee. The purpose of the fixed fee is to fund the debt service that will be incurred over the course of 10 years, not all \$36 million, but to pay toward the debt service of these improvements. We are rehabilitating our 100-year old sewer system that was built for a 50-year lifespan. Some of the repairs include sewer line replacements, sewer lining, manhole rehabilitation, lateral replacements, the ever so important sanitary sewer overflow (SSO) projects which we have remedied 2 of the 7, culvert replacements including the large one on South Woodland east of Green Road that deteriorated to the point of requiring replacement even before the flood of 10 days ago, and outflow source tracking and elimination. These are just some of the projects for which the Sewer Fund money is used. The General Fund has been supplementing the sewer capital projects for the last four or five years for over \$2 million. This year the \$2 million will be used for the culvert replacement and the completion of the three-year cycle to rehabilitate the sewers in the northeast quadrant of the City. It is a very minimal program this year but we look to capitalize on the sewer plan going forward with grant funding and other sources of revenue.

Director Potts stated that the goal is wrapping these two notes together and essentially asking for authorization to issue \$3.4 million of General Obligation Bond Anticipation Notes similar to the refund and refinancing we just did on the bonds. This would be a similar timeline. The expectation on speaking with our municipal advisor, is that we would have very strong interest rates. A year from now we will make the same determination on whether or not to roll over the street notes and go deeper into the bond issuance or to go about in the same manner with Bond Anticipation Notes (BANs).

The City's Financial Advisor Matt Stuczynski stated that the good news is from the early part of March, despite tremendous disruption in the marketplace over the course of the month of March and early part of April, we have seen the market start to settle down. These notes are now in a range where we think that in the current market these one-year Bond Anticipation Notes have been priced at a rate or yield of approximately 1.75%. As an example, the City of Broadview Heights issued a one-year note last week for 1.70%. We are likely to perform at 1.70% or even better without getting a little conservative by adding 5 bases points to that at the moment, but he expects we would do better all things being equal. That is good news. We have seen some better execution and we are actually accelerating the schedule a little to give us a little more flexibility in terms of when to enter the market in case we have an open window sooner instead of being backed into a corner and having a more restrictive timeline. Last year when these notes were sold they were sold at 1.75% yield to the investor so we are right about where we were last year despite all the disruptions of what we have seen in the last 30 to 40 days.

Council member Ms. Anne Williams thanked Director Potts for the explanations. He has been very thorough.

Council member Ms. Carmella Williams stated that she appreciates the work staff put in to explaining all this information.

Council member Mr. Earl Williams stated that he knows this will be very beneficial for the City.

Council member Mr. Malone stated that this is terrific work by Mr. Stuczynski and Director Potts. He asked about the future of the municipal bond market and municipal finance in light of the current economic crisis perhaps in the next three to six or twelve months.

Mr. Stuczynski stated that what he has seen at least over the last couple of weeks is some stabilization, buyers who have been on the sidelines returning to the marketplace, and where there had been tremendous outflows from these municipal bond funds, we are starting to see buyers re-enter the marketplace which is helping to normalize interest rates. The expectation around interest rates is that short term rates are going to be low for a long time, at least no less than a couple of years before the Feds look to take action on the short end of the yield curve. Everyone was expecting rates to be lower longer even before the COVID-19 crisis occurred so with the advent of COVID-19 and its disruption on the marketplace people are expecting long term interest rates to stay lower even longer than they were at the beginning of the year. Interest rates will be in the City's favor to make decisions a year from now as to what it wants to do with this note and the sewer note and entertain maybe other financing as it relates to capital projects.

Council member Mrs. Moore stated that she wanted to make sure that it is clear that the intent of the fixed fee increase on the sewer bill is to take that revenue stream. Normally it would go into the Sewer Fund and the purpose of the Sewer Fund or the money in that fund is to pay this debt. If that is the case that even in the uncertain times of COVID-19 and with revenues that are uncertain to the City from RITA we would still incur no risk to our General Fund under this debt unless we should in some unforeseen circumstance or catastrophic financial situation have to default on this. That would be the only case the General Funds would be used in relationship to paying down this debt. She asked if those two assumptions are correct.

Director Potts responded yes. The debt service will come from that fee and the first debt service payment will be when these BANs come due this time next year. That money will accumulate in the Sewer Fund and be utilized for this debt service and future debt service anticipating a bond this time next year if we move forward with a bond or in the case of a note it would be utilized for that debt service. There will be no effect on the General Fund this year.

Council member Mr. Roeder thanked the Finance Committee members for their questions on what should be done with the proceeds from the bonds. He also thanked Director Speese and others for making the compelling argument that this is an essential expenditure for us and important for us to do. He appreciates that kind of thinking as we proceed into this unknown situation. He wanted to highlight that the Administration and Council has been maintaining a very sizable cash balance that we hope not to have to tap into, but given the uncertainty of what is happening on the revenue and cost side of the City we do have a bit of a cushion and the policy that we have maintained for years to hold a cash balance.

Director Potts stated that the financing in addition to the recent bond refinancing behind us with the Mayor's approval, for the foreseeable future in 2020 are all the financings that would need to be done. Essentially with the timing moving well and getting these BANs done it frees up the resources to work on projecting out revenues, working on cost cutting measures, and diving into everything related to the COVID-19 crisis from a finance perspective. He is grateful that these financings will likely be behind us and we can concentrate our efforts there we they are much needed.

Mayor Weiss stated that he appreciates Council accelerating its review of this. We previously had this slated for May to come before Council but in light of the strengthening market and to take advantage of that market we elected to bring it before Council now at this special meeting. He very much appreciates their cooperation and assistance on that front.

It was moved by Mr. Earl Williams, and seconded by Ms. Carmella Williams, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 20-29 be placed upon its final enactment.

Roll Call: Ayes: Ms. Anne Williams, Ms. Carmella Williams
Mr. Earl Williams, Mr. Zimmerman
Mr. Malone Mrs. Moore, Mr. Roeder
Nays: None

Motion Carried

Moved by Mr. Earl Williams, and seconded by Ms. Carmella Williams, that Ordinance No. 20-29 be enacted as read.

Roll Call: Ayes: Ms. Anne Williams, Ms. Carmella Williams
Mr. Earl Williams, Mr. Zimmerman
Mr. Malone Mrs. Moore, Mr. Roeder
Nays: None

Ordinance Enacted

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The Mayor asked the Clerk of Council to read into the record public comments received on other items.

CAO Chaikin stated that no comments were received on other items by email or phone.

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Mayor Weiss stated that he, Council, and certain staff members will leave the conference call to hold an executive session. If this was done in person they would ask the public to leave or Council would exit and have a private meeting in executive session as permitted by law. This public conference call line will however remain open and at the conclusion of the executive session they will return to the public conference call in line, reconvene the special meeting, and publicly adjourn the meeting. The public is more than welcome to remain on the line and await their return to adjourn, but they do not plan on taking any votes following the executive session or having discussion on any other matters.

At 7:44 p.m. it was moved by Mr. Earl Williams, and seconded by Ms. Carmella Williams that Council go into an executive session to discuss the purchase, sale or the development of real property where premature disclosure of information would give an unfair competitive or bargaining advantage to a person, or otherwise adversely affect the general public interest.

Council if they have any questions or comments sequentially in the order of the roll. If Council members have questions for staff members he will ask the staff member to respond. Once Council has fully discussed the item, he will call for a motion and a second and take action by voting on that matter. After all agenda items have been addressed CAO Chaikin will read into the record any comments or questions submitted by the public in advance of the meeting on any other issues not on the agenda. Typically we do not answer questions during the meeting, although if there are ready answers we will endeavor to do so tonight and if not then we will respond to questions raised as soon as possible after the meeting.

Mayor Weiss stated that he was asked by Council members and a few residents to touch on some topics that he covered in his video updates over the past two weeks in more detail and also speak briefly about developments from today. He did not want to pass up this opportunity to say thank you to Council, the Management Team, staff and residents for all the incredible hard work, determination and perseverance they have shown since the beginning of this state of emergency. From Council to the Management Team and staff, they have been nimble, flexible, patient and exceedingly professional in handling a truly unprecedented set of circumstances. He is honored, proud and privileged to serve with all of them. He recognizes this is a very challenging time for many residents personally, professionally, financially, as well as the stress and strain this puts on their health and wellbeing. As Shaker has done so many times in the past when we have faced adversity our residents have stepped up and complied exceedingly well with the stay at home order and all of the protocols, particularly social distancing that are recommended by the governor. It is not very often that we can say that our actions as residents save lives, but in this case it is in fact the truth. We look at those numbers every day and see the flattening of the curve in Ohio and how exceedingly well we have done, especially in comparison to many other places around the nation. We truly have flattened that curve, saved lives, and in fact put ourselves in a position to actually try to reopen our economy and our communities.

Mayor Weiss stated that while we have done exceedingly well in battling the COVID-19 pandemic, the reality is it has taken a toll already not only in the health and wellbeing of many lives in our state, but also a tremendous financial impact and impact on the state, the county and municipalities around the state. Shaker Heights is no exception. We are financially conservative and a particularly well run community with a history of that over many, many years and so we are in a good position to weather the storm, except this is significant, and more than a storm, a tsunami. We are not exempt from the financial impacts of a number of factors including the delays in people paying their taxes as permitted by law but not until in many cases the summer, and people who have had reduced incomes or lost income completely. These will have significant impacts on our budget. What the Administration and Council have jointly been doing is looking at our budget and have a number of different scenarios progressively more impacted by the pandemic, looking line by line at every revenue source to analyze the impact the pandemic will have and the overall negative impact it will have on our budget depending on which scenario comes to pass. We are challenged with two aspects of the loss of revenue. The one is the actual loss and then we also have a timing factor with the receipt of some revenues further down the road than we would otherwise. We also have a number of unknowns, stimulus and based on the other funds that we may have access to, federal, state and county but for which we do not know exact numbers at this point. We have a number of variables, but we are working through and attempting to quantify and address the overall budget based on both those certainties and uncertainties. On the expense side we are doing much the same thing looking line by line, department by department, at ways that essentially we can delay, alter, change or in some cases eliminate expenses in amounts that would track our loss or projected loss of revenue under each of the three scenarios. We have had some conversations with Council on the revenue side and will be moving very shortly on the expense side. Mayor Weiss would like the residents to know and take comfort in the fact that we are spending a tremendous amount of time looking at our budget both on the

revenue and expense side and will continue to take appropriate actions to reflect the environment in which we find ourselves. The one nice thing about a conservatively run government is that we do anticipate unforeseen events, nothing quite like this, but we do plan for this and put the plans in place. We triggered them and will move forward on that basis.

Mayor Weiss stated that we have been receiving many questions from the public about the summer as the weather starts to warm up, what might happen with the potential opening of Thornton Park pool, camps, and other recreation programs as well as other community events. We also continue to look very closely at these and are trying to make predictions on the best information that we have available to us. As we previously announced we have cancelled all events through the end of May and we indicated in the first week or so of May we would revisit the balance of the summer or at least the next several months and try to come up with some determinations on how to proceed for the summer. We were in fact partly waiting for the governor's press conference today which Mayor Weiss stated he will touch on next although this press conference did not deal with these issues specifically. We continue to look obviously trying to balance first and foremost the health, safety and wellbeing of our community. While we certainly have flattened the curve and made significant strides in battling the Coronavirus, the reality is many, many people are still being infected and ill, and in some cases dying. As a result we are very careful and reluctant to move forward too quickly. We are still analyzing things like recreation programs and the pool in particular, as well as block parties for the summer. We will be announcing something relatively soon but we appreciate your patience and understanding. This situation evolves rapidly and on a daily basis so we are trying to make the best judgment and decisions we can make based on the information we have trying to take into account many factors including the lead time for instance to have the pool become operational, and confirmation of availability of staff just to name a few of the variables. We will announce something shortly on that front.

Mayor Weiss stated that the last preliminary measure he wanted to mention is that today the governor as he has done almost daily over the last several months held a press conference and the focus today was the release of his first phase of the potential reopening of the State of Ohio in light of the progress that we have made. The governor noted in general comments the limited potential opening of certain businesses for the next couple weeks into May, being certain medical, primarily outpatient procedures with no overnight medical procedures in our hospitals, along with veterinary and dentist offices as of May 1. As of May 4 the potential to open certain manufacturing, construction and distribution businesses as well as general offices. Beginning May 12 the potential to open consumer retail and service businesses. Mayor Weiss stated this is the first time the governor has laid out this preliminary plan available on the website: www.coronavirus.ohio.gov where you can get a lot more information. We will also be providing more detailed information. Mayor Weiss has mentioned a couple times over the last several weeks as we knew this reopening was on the horizon that we were going to be very thoughtful and judicious about how we were going to proceed both as a City government and our community. We are going to take a slow and steady approach with the first and foremost priority of making sure of the health and wellbeing of our residents, particularly those at higher risk. We did all we could to ensure their safety and wellbeing and we will continue to do that. He also wanted to emphasize a couple items from the governor's statements today, that is, the dates he mentioned and the businesses are permissive dates, meaning businesses are not required to open, but they may open if they are ready and able to comply with all of the requirements and guidelines the governor outlined. Mayor Weiss wanted to be very clear that as our businesses and our community open it will be imperative that they only open when and if they are ready to have all of the precautions and safety measures in place so that we can continue to make progress in our battle with the Coronavirus. The governor has mentioned that they will be tracking all of the numbers, hospitalizations, infections, etc., very closely to ensure that nothing in this process has a negative impact

on the health front. Mayor Weiss stated that he is always available not only to Council and staff, but residents as well. He gets many emails and phone calls and will continue to do that and provide updates generally every Friday.

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It was moved by Mrs. Moore, and seconded by Mr. Roeder, that the minutes of the special meeting of March 14, 2020, be approved as amended.

Roll Call: Ayes: Ms. Anne Williams, Ms. Carmella Williams
Mr. Earl Williams, Mr. Zimmerman
Mr. Malone, Mrs. Moore, Mr. Roeder

Nays: None

Motion Carried

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It was moved by Mr. Earl Williams, and seconded by Mrs. Anne Williams, that the minutes of the regular meeting of March 30, 2020, be approved as amended.

Roll Call: Ayes: Ms. Anne Williams, Ms. Carmella Williams
Mr. Earl Williams, Mr. Zimmerman
Mr. Malone, Mrs. Moore, Mr. Roeder

Nays: None

Motion Carried

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The Mayor asked the Clerk of Council to read into the record public comments received on any of the agenda items.

CAO Chaikin stated that no public comments were received on any agenda items by email or by phone.

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Resolution No. 20-30, by Mr. Zimmerman, proclaiming May 2020 as Bike Month in the City of Shaker Heights to promote the many benefits of bicycling and encourage more people to try bicycling.

Council member Mr. Zimmerman stated that this resolution proclaims May 2020 as Bike Month in the City of Shaker Heights to promote the many benefits of bicycling and encourage more people to try bicycling. He can't think of anything more timely as we need to get outside as much as we can and exercise to stay healthy. Mr. Zimmerman read aloud several of the whereas clauses to introduce the substantive parts of the resolution. The resolution goes on speaking of the many and important benefits of bicycling

for all of us and particularly in Shaker Heights which we know is a very bike friendly community and we want to make it even more so.

Council member Ms. Anne Williams stated that she supports this item.

Council member Ms. Carmella Williams stated that she supports this item and enjoys bike riding.

Council member Mr. Earl Williams stated that he supports this item.

Council member Mr. Roeder stated that he enjoys riding his bike around Shaker, looks forward to seeing more people out there and supports this item.

Mayor Weiss stated that he got out for the first time last weekend on his bike and thoroughly enjoyed it.

It was moved by Mr. Zimmerman, and seconded by Mrs. Moore, that the rule requiring ordinances to be read on three different days be suspended and Resolution No. 20-30 be placed upon its final enactment.

Roll Call:	Ayes:	Ms. Anne Williams, Ms. Carmella Williams Mr. Earl Williams, Mr. Zimmerman Mr. Malone, Mrs. Moore, Mr. Roeder
	Nays:	None

Motion Carried

Moved by Mr. Zimmerman, and seconded by Mrs. Moore, that Resolution No. 20-30 be enacted as read.

Roll Call:	Ayes:	Ms. Anne Williams, Ms. Carmella Williams Mr. Earl Williams, Mr. Zimmerman Mr. Malone, Mrs. Moore, Mr. Roeder
	Nays:	None

Resolution Adopted

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Ordinance No. 20-31, by Mrs. Moore, authorizing the acceptance of a grant from the State of Ohio Safety Grant program for improvements to the Warrensville-Shaker intersection, and declaring an emergency.

Joyce Braverman, Director of Planning, stated that is a request to accept a grant received from the State of Ohio Safety Grant program for improvements to the Warrensville-Shaker intersection. This project will make infrastructure changes both eastbound and westbound to increase pedestrian safety and to improve vehicle flow. Proposed changes include safety for all users by reducing pedestrian crossing distance and improving the geometry of the intersection. This intersection westbound will go from a 7-leg intersection to 5-leg intersection, and eastbound from a 6-leg intersection to a 5-leg intersection. It will narrow Warrensville Center Road to remove unneeded turn lanes, tighten the curb radii, add pedestrian refuge islands, and install new pedestrian crosswalks and signals. The City submitted the grant

to the State of Ohio on March 16, 2020 and the application was successful with an award of \$374,000 to the City on March 30, 2020. This grant does supplement a \$200,000 NOACA grant received in 2019, and \$173,000 from the City's capital fund of which \$120,000 is for engineering and inspection services. An estimated preliminary budget for construction was \$539,000. With this grant we now have a construction budget of \$627,000. This request is to accept a grant. The total grant is for \$374,000 for the construction of the intersection improvements. Shaker Heights will be reimbursed for this entire amount. This does not require a grant match at all. The Ohio Department of Transportation (ODOT) told us earlier there was a grant match. We did not think that was correct and we were upheld with no match requirement. This item is requested as an emergency and with a suspension of the rules in order to meet ODOT's deadlines.

Mayor Weiss stated that obviously part of these proposed improvements to this intersection we have been working on for quite some time and have had and will continue to have a tremendous amount of outreach to the community about a wide range of issues, topics and concerns. We recognized as the process went along that the cost and improvements we wanted to make were going to require more funding if we were to make this project successful in the way we anticipated and hoped so Director Braverman and her team applied for this grant that came up on short notice and as often is the case with much of our staff we were successful in receiving this award for \$374,000. Obviously it was a key component for us to keep this project on track even as we still continue our work on it and outreach to the community. This is money with no match for a very challenging intersection.

Council member Ms. Anne Williams offered her congratulations on this grant award and looks forward to this project moving ahead.

Mr. Earl Williams asked about the RTA bus shelter on the bridge on the west side of Warrensville going southbound and wonders if RTA has any plans to move that shelter. He was asked by a resident if there would still be an opportunity to board the bus after the RTA line below deck arrives and people change public transportation and go north and south. He asked if part of this grant will speak to any issues associated with that bus shelter.

Director Braverman explained that is not part of the grant. The bus shelter will remain and patrons will still be able to board the bus at that location.

Council member Mr. Malone applauded the great work by Director Braverman in the middle of the pandemic to get this grant from the State of Ohio.

Council member Mrs. Moore asked when the construction will be scheduled, and the total time for the construction.

Director Braverman stated that it will be scheduled to start in January 2021. The project will be combined with the Warrensville Center Road resurfacing. Instead of having two projects at two different times, Public Works and Planning decided they could combine these and there will be less disruption for the neighbors. They will both be bid around November/December 2020 and start construction January or March of 2021. The intersection will have about three months of construction and then go right into resurfacing.

Council member Mr. Roeder echoed the comments of congratulations to Director Braverman and her team on receiving this very significant grant and connecting it to the bike resolution that was adopted.

This will be safer for cars and pedestrians, and in particular what some of them are looking for is biking westbound on Shaker Boulevard which can be tricky not knowing if cars will continue going on to Shaker or go on to South Park. Although we don't have the final designs and there will be a lot of communication and continued dialogue with the community as we finalize those designs there is a belief that it will make it safer for biking traffic as well.

Council member Mr. Zimmerman asked what planning has already been done or will be done to handle the disruption to make it as minimal as possible because this is a heavily travelled thoroughfare.

Director Braverman stated that as part of the construction set of plans there is a maintenance of traffic plan that talks about what lanes will be closed and open. There will be one lane of each road open at all times. This is two different intersections so we will be working at one intersection at a time so they will not be going on at the same time. They will be phased and of course we will have proper signage and flaggers.

Mayor Weiss added that there is a lot of work going on in this general area over the next several years along Warrensville. The ability to combine this section of the resurfacing with this intersection will absolutely help minimize that disruption. We will also be saving some dollars by coordinating these two projects together. It seems a lot of things have come together at the right time being able to save dollars, the additional grant, and combined construction of these two pieces of work at the same time. It seems the stars have aligned very well.

It was moved by Mrs. Moore, and seconded by Mr. Zimmerman, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 20-31 be placed upon its final enactment.

Roll Call:	Ayes:	Ms. Anne Williams, Ms. Carmella Williams Mr. Earl Williams, Mr. Zimmerman Mr. Malone, Mrs. Moore, Mr. Roeder
	Nays:	None

Motion Carried

Moved by Mrs. Moore, and seconded by Mr. Zimmerman, that Ordinance No. 20-31 be enacted as read.

Roll Call:	Ayes:	Ms. Anne Williams, Ms. Carmella Williams Mr. Earl Williams, Mr. Zimmerman Mr. Malone, Mrs. Moore, Mr. Roeder
	Nays:	None

Ordinance Enacted

* * * *

Ordinance No. 20-32, by Mr. Roeder, amending Ordinance No. 18-119 and Ordinance No. 19-60, an ordinance appropriating funds from the General Capital Fund 0401 to provide for the purchase of equipment for use by the Police Department and to appropriate funds from the

State of Ohio State Safety grant for improvements at the Warrensville–Shaker intersection and to appropriate funds from the Cuyahoga County Department of Development for the 2020 Municipal (CDBG) grant and the 2020 Supplemental (CDSG) grant for the Chagrin-Lynnfield intersection improvements, and declaring an emergency.

Joyce Braverman, Director of Planning, stated that this item requests an appropriation of funds from three grants: the Warrensville/Shaker Safety Grant for \$374,000 as previously discussed; a County supplemental grant for Chagrin/Lynnfield for \$50,000; and a Community Development Block Grant for Chagrin/Lynnfield for \$150,000. This project will install enhancements at that intersection to improve the ease of crossing for pedestrians and bicyclists. The heavy volume of traffic on Chagrin, about 15000 cars/day, makes crossing the street difficult without a cross walk. We are going to look at a variety of enhancements when we get to design which may include mid-block cross walks, curb extensions, pedestrian refuge islands, high visibility signage and pavement markings, and actuated pedestrian signals. Council did authorize the Planning Department to apply for both of these grants in October and were reviewed by the Safety and Public Works Committee and Finance Committee. Both applications were successful. The total estimated cost for the construction of the project is \$230,000. In addition to the grant awards the City already has \$30,000 allocated for this project in the 2019 capital budget. This item is requested as an emergency and with a suspension of the rules so design work may begin on the project, especially Chagrin/Lynnfield.

Finance Director John Potts stated that Council should have received an amended ordinance with a date change in Section 1. to reflect December 31, 2020.

Mayor Weiss stated that again this is good news with dollars coming into our community for needed improvements.

Council member Mrs. Moore asked about a public process to the Chagrin/Lynnfield proposed changes at some point.

Director Braverman stated that there will be a public process. It may start virtually. They have been talking with some of the consultants who are likely bidders for this project and what the options are for virtual discussions.

Council member Mr. Roeder thanked Mayor Weiss and the Administration for allocating these funds to the Chagrin/Lynnfield intersection. He knows this has been some years in the making. Council has worked on this and residents in the area are keen on having that particular intersection improved and made safer.

Mayor Weiss stated that we are happy to have these additional funds. It will give us a little more flexibility than what they had originally proposed from the City only and give us flexibility and optionality on what those improvements can end up being. Again hats off to Director Braverman and her team.

It was moved by Mr. Roeder, and seconded by Ms. Carmella Williams, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 20-32 be placed upon its final enactment.

Roll Call: Ayes: Ms. Anne Williams, Ms. Carmella Williams
Mr. Earl Williams, Mr. Zimmerman
Mr. Malone, Mrs. Moore, Mr. Roeder

Nays: None

Motion Carried

Moved by Mr. Roeder, and seconded by Ms. Carmella Williams, that Ordinance No. 20-32 be enacted as read.

Roll Call: Ayes: Ms. Anne Williams, Ms. Carmella Williams
Mr. Earl Williams, Mr. Zimmerman
Mr. Malone, Mrs. Moore, Mr. Roeder

Nays: None

Ordinance Enacted

* * * *

Ordinance No. 20-33, by Mrs. Moore, authorizing the acceptance of a grant from the Ohio History Connection Certified Local Government Grant (CLG) Program in the amount of \$25,000 for the restoration of 26 original wood windows and 2 doors at Shaker Heights City Hall, 3400 Lee Road, and declaring an emergency.

Joyce Braverman, Director of Planning, stated that this request is to accept a grant from the Ohio History Connection Certified Local Government Grant program for the restoration of windows and doors at City Hall. We applied for this grant a year ago and was not awarded but in February we submitted a grant application to restore these windows and doors. The windows have deteriorated significantly and several are inoperable due to the damage or the age. This application was successful and we were awarded \$25,000. This restoration work will supplement the overall renovation of the second floor of the fire house as part of the ongoing City Hall space plan project. This grant does require a 40% match which will be allocated from the project budget already appropriated in the capital fund for City Hall renovations. This item is requested as an emergency and with a suspension of the rules as we begin the next steps for the project.

Mayor Weiss stated that these projects in our historic buildings always surprise us and the renovations are often costly. In this case we have been able to at least offset that with this \$25,000 grant and be able to retain the existing windows and two doors.

Council member Mrs. Moore stated that it is wonderful to have these funds and be able to preserve the windows at City Hall as a landmark building. Otherwise we would get approximations which are very expensive and this is not only cost effective but somebody else is paying the freight.

It was moved by Mrs. Moore, and seconded by Ms. Anne Williams, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 20-33 be placed upon its final enactment.

Roll Call: Ayes: Ms. Anne Williams, Ms. Carmella Williams
Mr. Earl Williams, Mr. Zimmerman
Mr. Malone, Mrs. Moore, Mr. Roeder
Nays: None

Motion Carried

Moved by Mrs. Moore, and seconded by Ms. Anne Williams, that Ordinance No. 20-33 be enacted as read.

Roll Call: Ayes: Ms. Anne Williams, Ms. Carmella Williams
Mr. Earl Williams, Mr. Zimmerman
Mr. Malone, Mrs. Moore, Mr. Roeder
Nays: None

Ordinance Enacted

* * * *

Ordinance No. 20-34, by Ms. Carmella Williams, amending Ordinance No. 17-132, Ordinance No. 18-37, Ordinance No. 18-123, and Ordinance No. 19-124 appropriating funds from the General Capital Fund 0401 for the acquisition of equipment and various repairs and improvement projects for various City facilities by appropriating an additional \$25,000 for City Hall Renovation, and declaring an emergency.

Joyce Braverman, Director of Planning, stated that this item requests the appropriation of the funds for the renovation of the windows and doors at City Hall.

It was moved by Ms. Carmella Williams, and seconded by Ms. Anne Williams, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 20-34 be placed upon its final enactment.

Roll Call: Ayes: Ms. Anne Williams, Ms. Carmella Williams
Mr. Earl Williams, Mr. Zimmerman
Mr. Malone, Mrs. Moore, Mr. Roeder
Nays: None

Motion Carried

Moved by Ms. Carmella Williams, and seconded by Ms. Anne Williams, that Ordinance No. 20-34 be enacted as read.

Roll Call: Ayes: Ms. Anne Williams, Ms. Carmella Williams
Mr. Earl Williams, Mr. Zimmerman
Mr. Malone, Mrs. Moore, Mr. Roeder

Nays: None

Ordinance Enacted

* * * *

Ordinance No. 20-35, by Ms. Anne Williams, authorizing a contract with ms Consultants in the total not to exceed amount of \$104,826 for professional design and related personal services for the resurfacing of Warrensville Center Road and coordination of the Warrensville Center Road/Shaker Boulevard intersection reconfiguration projects, and declaring an emergency.

Public Works Director Patricia Speese stated that last year Council approved the funding from the Ohio Department of Transportation (ODOT) for the resurfacing of Warrensville Center Road and in part of this year's budget we set aside \$500,000 of our \$1 million match. What we did next was to pursue proposals for the design of the Warrensville Center Road resurfacing. The project estimate is about \$2,125,000 and our portion is estimated to be \$1,000,000. We solicited proposals and ms Consultants was determined to be the best proposal submitted. We liked everything they had in their proposal and the consultant is a former director from ODOT with extensive road resurfacing knowledge and experience. That was a double bonus. While in this process we reached out to ODOT to see if they would allow us to combine the resurfacing and reconfiguration project together and they said they would. The reason is that it will save dollars and we can run the project at one time. We will get a much better project in the end. Once that was determined there was some coordination that will be needed although the reconfiguration project has already been designed, along with some tweaking of certain areas of plans. We asked ms Consultants to give us a new proposal keeping in mind they would have to combine the two projects as one. Their new cost proposal was \$104,826 from their original \$97,544. We really like this proposal. They were interviewed and met all of our criteria, they did the Huntington Road waterline project and we were very comfortable asking Council to award this contract to ms Consultants for the design of Warrensville Center Road. In about a month there will be another proposal for Warrensville Center Road to combine with this project with the permission of ODOT. That involves resurfacing of Northwood south to the corporate line. By combining that project with these two projects with the savings we won't be requesting additional funding for that final portion. It will be an amendment to this contract but we really need to get the design going. We are bringing this part to Council now to get the lion's share of the project under contract and get the design started.

Council member Mr. Roeder thanked Director Speese for having the foresight to combine these. It makes a lot of sense and he appreciates it.

It was moved by Ms. Anne Williams, and seconded by Mr. Earl Williams, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 20-35 be placed upon its final enactment.

Roll Call: Ayes: Ms. Anne Williams, Ms. Carmella Williams
Mr. Earl Williams, Mr. Zimmerman
Mr. Malone, Mrs. Moore, Mr. Roeder

Nays: None

Motion Carried

Moved by Ms. Anne Williams, and seconded by Mr. Earl Williams, that Ordinance No. 20-35 be enacted as read.

Roll Call: Ayes: Ms. Anne Williams, Ms. Carmella Williams
Mr. Earl Williams, Mr. Zimmerman
Mr. Malone, Mrs. Moore, Mr. Roeder

Nays: None

Ordinance Enacted

* * * *

Resolution No. 20-36, by Mr. Earl Williams, declaring it necessary to light the streets of the City during the years 2021 and 2022, and providing for the assessment of a portion of the expense thereof, and declaring an emergency.

Public Works Director Patricia Speese stated that we engage in this process every several years for the street lighting assessment. This is the first step with a resolution of necessity. The street lighting assessment is based on your front footage at \$.88/foot which shows up on the resident tax bill. That provides lighting for the safety throughout the entire City. This renewal is for a two-year period. The next process is to publish the notice for residents to have an opportunity to file an appeal. Once that is done it will come back to Council in August for the final approval of the street lighting assessment. The City has been supplementing the street lighting fund in the amount of approximately \$265,000. We are keeping this rate because the sustainability coordinator is working on several possibilities and we are not sure where we will end up financially so we wanted to let that process play out and then see where we are. It must be sent to the County by the second Tuesday of September in order to appear on residents' tax bills.

Council member Mr. Malone stated that he supports keeping the same rate and asked about the breakdown of the costs.

Director Speese stated that when you levy an assessment on a property tax the City must contribute 2%. In this case that is \$12,000. The current cost for the street lights is around \$800,000 but we only raise about \$562,000 with this assessment. That is why it is supplemented to cover all of our costs. In a perfect world we would only have to contribute \$12,000.

Council member Mrs. Moore stated that in the long run she thinks this is unsustainable. It is wise of us to only approve this for two years because a \$265,000 subsidy from the General Fund when we are going to be facing major delays, if not reductions, in revenue because of the COVID-19 pandemic effect. She feels very worried about that.

Mayor Weiss stated that he agrees. That is why we hope we can make some progress through our sustainability efforts to help minimize that or at least reduce that subsidy eventually.

It was moved by Mr. Earl Williams, and seconded by Ms. Carmella Williams, that the rule requiring ordinances to be read on three different days be suspended and Resolution No. 20-36 be placed upon its final enactment.

Roll Call:	Ayes:	Ms. Anne Williams, Ms. Carmella Williams Mr. Earl Williams, Mr. Zimmerman Mr. Malone, Mrs. Moore, Mr. Roeder
	Nays:	None

Motion Carried

Moved by Mr. Earl Williams, and seconded by Ms. Carmella Williams, that Resolution No. 20-36 be enacted as read.

Roll Call:	Ayes:	Ms. Anne Williams, Ms. Carmella Williams Mr. Earl Williams, Mr. Zimmerman Mr. Malone, Mrs. Moore, Mr. Roeder
	Nays:	None

Resolution Adopted

* * * *

Ordinance No. 20-37, by Mr. Earl Williams, authorizing an agreement with the Ohio Department of Transportation (ODOT) in order to implement the Guard Rail Replacement Project at Warrensville Center Road and Shaker Boulevard, and declaring an emergency.

Public Works Director Patricia Speese stated that we were notified earlier this year by the Ohio Department of Transportation (ODOT) that they would be performing this project and requested approval for Warrensville Center Road. Initially she thought this would be redundant since the County will be replacing the bridge and we did not want to waste the cost to do this when the County would rip it out in two years to replace everything on the bridge. We notified ODOT about this and for safety reasons they will run the entire project and hopefully part of this can be salvaged when the County does come in. They do want to proceed with it now. The areas they are talking about are more like the wings off the bridge and more for an impact of cars to make the safety improvements. They will run the project, keep us notified and obviously discuss any internal issues relative to Shaker Heights. There is no cost to the City.

It was moved by Mr. Earl Williams, and seconded by Ms. Anne Williams, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 20-37 be placed upon its final enactment.

Roll Call: Ayes: Ms. Anne Williams, Ms. Carmella Williams
Mr. Earl Williams, Mr. Zimmerman
Mr. Malone, Mrs. Moore, Mr. Roeder

Nays: None

Motion Carried

Moved by Mr. Earl Williams, and seconded by Ms. Anne Williams, that Ordinance No. 20-37 be enacted as read.

Roll Call: Ayes: Ms. Anne Williams, Ms. Carmella Williams
Mr. Earl Williams, Mr. Zimmerman
Mr. Malone, Mrs. Moore, Mr. Roeder

Nays: None

Ordinance Enacted

* * * *

Ordinance No. 20-38, by Mr. Roeder, authorizing the execution of Then and Now Certificates by the Director of Finance and the payment of amounts due for various purchase orders, and declaring an emergency.

Finance Director John Potts stated that there are six items requiring Then and Now Certificates for this reporting period.

It was moved by Mr. Roeder, and seconded by Mrs. Moore, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 20-38 be placed upon its final enactment.

Roll Call: Ayes: Ms. Anne Williams, Ms. Carmella Williams
Mr. Earl Williams, Mr. Zimmerman
Mr. Malone, Mrs. Moore, Mr. Roeder

Nays: None

Motion Carried

Moved by Mr. Roeder, and seconded by Mrs. Moore, that Ordinance No. 20-38 be enacted as read.

Roll Call: Ayes: Ms. Anne Williams, Ms. Carmella Williams
Mr. Earl Williams, Mr. Zimmerman
Mr. Malone, Mrs. Moore, Mr. Roeder

Nays: None

Ordinance Enacted

* * * *

The Mayor asked the Clerk of Council to read into the record public comments received on other items.

CAO Chaikin stated that no comments were received on other items by email or phone.

* * * *

Council member Ms. Anne Williams stated that she has heard from residents that really appreciates the information the Mayor is getting out to the public in his weekly reports and videos. That is very helpful. People have been asking for more information and she has been directing them to the good information on the website but as we are moving towards reopening and budgetary issues, people may want to interact and we may want to consider tele Council where they can interact, get information and have dialogue. She feels like people want to engage other than on social media.

Mayor Weiss stated he appreciates the feedback. We can certainly do something like that. We will try to make that happen. Certainly within the next 30 days we will be having conversations and taking some proposed action.

Council member Mr. Earl Williams as chair of the Recreation Committee received a couple questions from residents about pool closures in the region for the entire season. He asked the Mayor to continue his quality communications and in particular address whether or not we will be providing a swimming opportunity.

Mayor Weiss stated that he had heard about some communities closing obviously for the health and safety first and then issues relating to the time it takes to prepare a pool for use. Then there are other issues like staffing. Those are all issues we are weighing along with a number of other communities. It is a challenge. He knows it is important to the community and people have come to enjoy and look forward to all year long. It is a difficult decision. At this point we have not made a decision one way or the other, but recognize it will be a tough recommendation to make. We are having conversations at a wide range of levels with various experts. He is in conversation with a number of mayors on the east side to weigh the pros and cons of this issue. A lot of attention is being focused and rest assured no decision will come lightly. It will be with a lot of thought because we know how important it is to people.

Council member Mrs. Moore stated that she thinks right now all of us are tired of getting sound bites from every direction, whether social media or any form of communication. She really thinks the tele Town Hall is a great idea because so many people send her emails with questions. It is difficult to trade enough emails to get substantive answers. The feeling of disconnect is everywhere. She thinks a tele Town Hall would be a really great means of reconnecting people and the dialogue is a thoughtful and controlled one. As much as the Mayor has done to keep the word coming about every stage of our preparation for the pandemic she thinks it would be even more important facing the summer and a number of other issues that we communicate about that in a more substantive way.

Mayor Weiss thanked her for the feedback.

Council member Mrs. Carmella Williams stated that she was asked about getting out medical information and social distancing tips from the medical community. She agrees with the tele Town Hall, but she

suggests a Facebook live discussion to tap into resources within the community from the medical community that can answer questions and highlight specific things for folks that are not just healthcare professionals still out on the front lines everyday but other members of the community that aren't in positions where they are able to work from home but are still reporting for work.

Mayor Weiss stated these are all good suggestions and there are different ways to do these distance communications making sure enough people have access so we will look into it. He thanked everyone for their professionalism and flexibility in this process.

* * * *

There being no further business before Council, the Mayor adjourned the meeting at 8:55 p.m.

DAVID E. WEISS, Mayor

JERI E. CHAIKIN, Clerk of Council



SHAKER HEIGHTS

Memorandum

To: Members of Council
From: Kamla Lewis, Director, Director of Neighborhood Revitalization
cc: Mayor David E. Weiss
Jeri Chaikin, CAO
Date: April 24, 2020
Re: **Application to Acquire City Owned Vacant Lot at 3555 Hildana Road (PPN 735-25-008) for Side Lot**

Summary

The City has received an application from Vicki and James Elder, 3557 Hildana Road, who are interested in acquiring the city owned vacant lot adjacent to their home (PPN 735-25-008) in order to expand their lot. Under the new side lot program process, qualified applications come directly to Council for action after staff review. The set price for acquisition of lots as side yards is \$1.00.

Background & Discussion

Application Summary

- **Applicant:** Vicki and James Elder, 3557 Hildana Road
- **Proposal summary:** to purchase this vacant lot to use as an enlarged side yard, and add privacy fencing and an interior garden patio, at an estimated cost of \$5,000.

Staff Review of Application

- The applicants' property is not in foreclosure, they are current in their property taxes, and there have been no criminal nuisance activity complaints. They have no outstanding Housing or Zoning Code violations. They purchased their home in Shaker Heights in April 2001, and are owner occupants of this single family property.
- The applicants' proposal is consistent with the City and neighborhood goal of expanding the size of lots in the neighborhood to enable households to have larger yards without selling their home and moving elsewhere.
- The City has no redevelopment plans for this vacant lot.
- Staff considers that the use of the lot as described would be an improvement over it being maintained by the City as a vacant lot. It currently costs the City approx. \$615 per year to maintain a vacant lot.

Background Information

- In February 2020, the City modified its Side Lot Program to make City owned vacant lots more readily available to the adjacent neighbors.

- If the application is approved by Council, the City will enter into an agreement with the applicant that will include all of the conditions and the buyer's responsibilities. The buyer will have to seek Planning Commission (CPC) approval for the consolidation of the lots. If there are variance requirements, they may also have to seek Zoning Board approval. Only once all these conditions are met would the property be transferred.
- The property was acquired by the City in December 2012 through state forfeiture. The house previously on the property was demolished by the City in 2013.
- Through its vacant lot program, the City so far has sold twenty-one (21) vacant lots.
- One additional vacant lot on Rolliston Road is being leased to a community group for use as a Community Garden.

Recommendation

Staff recommends approval of the Elder application to acquire the City owned vacant located at 3555 Hildana Road (PPN 735-25-008) for \$1.00 and utilize it as an expanded side yard, and that this be passed on first reading and as an emergency in order to enable the applicant to immediately commence moving forward with their plans.



Elder home at 3557 Hildana Road and the adjacent city owned vacant lot looking north

ORDINANCE NO.

BY:

Approving and authorizing execution of a Purchase Agreement under the City's Side Lot Program, for the sale of the City-owned property located at 3555 Hildana Road, Shaker Heights, Ohio (PP# 735-25-008), for a purchase price of \$1.00, authorizing the disposition of City-owned property without competitive bidding, and declaring an emergency.

WHEREAS, in February 2020, the City modified its Side Lot Program, which was originally created in 2008, and which makes City-owned vacant lots available for purchase for \$1.00 by adjacent neighbors to encourage them to acquire the lots to enhance their properties and the neighborhood, and to thereby reduce the costs incurred by the City in maintaining such lots; and

WHEREAS, the property located at 3555 Hildana Road, Shaker Heights, Ohio (PP# 735-25-008), is a City-owned vacant lot (the "Property"); and

WHEREAS, the owners of the property at 3557 Hildana Road (PP# 735-25-007), Vicki and James Elder, submitted an Application for Acquiring City-Owned Residential Lots; and

WHEREAS, the Property will be consolidated with the Elder property at 3557 Hildana Road (PP# 735-25-007), and the lot will be used as the Elder side yard; and

WHEREAS, the Director of Neighborhood Revitalization has recommended that the City enter into a Purchase Agreement with Vicki and James Elder for the Property, for the purchase price of ONE DOLLAR (\$1.00); and

WHEREAS, this Council has determined that the value to the City of the proposed transfer of this vacant lot and its consolidation with the purchaser's adjacent property, as well as the elimination of the City's maintenance costs, provides sufficient consideration and value to the City to justify the sale of the property for \$1.00, and Council hereby declares that this property is not needed by the City for governmental purposes.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Shaker Heights, Ohio, as follows:

Section 1. This Council hereby accepts the offer of Vicki and James Elder to purchase the City-owned Property located at 3555 Hildana Road, Shaker Heights, Ohio, also known as Permanent Parcel Number 735-25-008, for ONE DOLLAR (\$1.00).

Section 2. The Mayor is hereby authorized and directed to enter into a Purchase Agreement with Vicki and James Elder for the purchase of the Property, and for the consolidation of the Property with the property of the purchaser at 3557 Hildana Road, Permanent Parcel No. 735-25-007. Said Purchase Agreement shall be in the form as approved by the Director of Law.

Section 3. Pursuant to the terms of said Purchase Agreement, the Mayor is further authorized and directed to sell the City-owned property located at

3555 Hildana Road, Shaker Heights, Ohio, on the terms and conditions set forth in the Purchase Agreement and without advertising further for competitive bids.

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare for the reason that it is necessary to enter into the Purchase Agreement in order to expedite the sale of this City-owned property to reduce the use of City resources to maintain the lot for which there is no municipal purpose, and, therefore, this ordinance shall take effect immediately upon its enactment and approval by the Mayor.

Enacted

Approved this ____ day of _____ 2020.

DAVID E. WEISS, Mayor

Attest:

JERI E. CHAIKIN
Clerk of Council
coun20/0519PPN73525008sidelotelder



SHAKER HEIGHTS

Memorandum

To: Members of Council

From: Kamla Lewis, Director, Director of Neighborhood Revitalization

cc: Mayor David E. Weiss
Jeri Chaikin, CAO

Date: May 20, 2020

Re: **Application to Acquire City Owned Vacant Lot at 3694 Daleford Road (PPN 735-29-097) for Side Lot**

Summary

The City has received an application from Noel Mellick Voltz, 3690 Daleford Road, who is interested in acquiring the adjacent city owned vacant lot located at 3694 Daleford Road (PPN 735-29-097) in order to expand her lot. Under the new side lot program process, qualified applications come directly to Council for action after staff review. The set price for acquisition of lots as side yards is \$1.00.

Background & Discussion

Application Summary

- **Applicant:** Noel Mellick Voltz, 3690 Daleford Road
- **Proposal summary:** to purchase this vacant lot to use as an enlarged side yard, and add privacy fencing, a play structure, a mini garden and seating area.

Staff Review of Application

- The applicant's property is not in foreclosure, she is current in her property taxes, and there have been no criminal nuisance activity complaints. There are no outstanding Housing or Zoning Code violations. She purchased her home in Shaker Heights on May 18, 2020, and plans to owner occupy this single family property.
- The applicants' proposal is consistent with the City and neighborhood goal of expanding the size of lots in the neighborhood to enable households to have larger yards without selling their home and moving elsewhere.
- The City has no redevelopment plans for this vacant lot.
- Staff considers that the use of the lot as described would be an improvement over it being maintained by the City as a vacant lot. It currently costs the City approx. \$615 per year to maintain a vacant lot.

Background Information

- In February 2020, the City modified its Side Lot Program to make City owned vacant lots more readily available to the adjacent neighbors.

- If the application is approved by Council, the City will enter into an agreement with the applicant that will include all of the conditions and the buyer's responsibilities. The buyer will have to seek Planning Commission (CPC) approval for the consolidation of the lots. If there are variance requirements, they may also have to seek Zoning Board approval. Only once all these conditions are met would the property be transferred.
- The property was acquired by the City in December 2012 through tax foreclosure. The house previously on the property was demolished by the City in February 2012. The previous owner was deceased.
- Through its vacant lot program, the City so far has sold twenty-one (21) vacant lots.
- One additional vacant lot on Rolliston Road is being leased to a community group for use as a Community Garden.

Recommendation

Staff recommends approval of the Voltz application to acquire the City owned vacant located at 3694 Daleford Road (PPN 735-29-097) for \$1.00 and utilize it as an expanded side yard, and that this be passed on first reading and as an emergency in order to enable the applicant to immediately commence moving forward with their plans.



Voltz home at 3690 Daleford Road and the adjacent city owned vacant lot directly south

ORDINANCE NO.

BY:

Approving and authorizing execution of a Purchase Agreement under the City's Side Lot Program, for the sale of the City-owned property located at 3694 Daleford Road, Shaker Heights, Ohio (PP# 735-29-097), for a purchase price of \$1.00, authorizing the disposition of City-owned property without competitive bidding, and declaring an emergency.

WHEREAS, in February 2020, the City modified its Side Lot Program, which was originally created in 2008, and which makes City-owned vacant lots available for purchase for \$1.00 by adjacent neighbors to encourage them to acquire the lots to enhance their properties and the neighborhood, and to thereby reduce the costs incurred by the City in maintaining such lots; and

WHEREAS, the property located at 3694 Daleford Road, Shaker Heights, Ohio (PP# 735-29-097), is a City-owned vacant lot (the "Property"); and

WHEREAS, the owner of the property at 3690 Daleford Road (PP# 735-29-096), Noel Mellick Voltz, submitted an Application for Acquiring City-Owned Residential Lots; and

WHEREAS, the Property will be consolidated with the Mellick Voltz property at 3690 Daleford Road (PP# 735-29-096), and the lot will be used as the Mellick Voltz side yard; and

WHEREAS, the Director of Neighborhood Revitalization has recommended that the City enter into a Purchase Agreement with Noel Mellick Voltz for the Property, for the purchase price of ONE DOLLAR (\$1.00); and

WHEREAS, this Council has determined that the value to the City of the proposed transfer of this vacant lot and its consolidation with the purchaser's adjacent property, as well as the elimination of the City's maintenance costs, provides sufficient consideration and value to the City to justify the sale of the property for \$1.00, and Council hereby declares that this property is not needed by the City for governmental purposes.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Shaker Heights, Ohio, as follows:

Section 1. This Council hereby accepts the offer of Noel Mellick Voltz to purchase the City-owned Property located at 3694 Daleford Road, Shaker Heights, Ohio, also known as Permanent Parcel Number 735-29-097, for ONE DOLLAR (\$1.00).

Section 2. The Mayor is hereby authorized and directed to enter into a Purchase Agreement with Noel Mellick Voltz for the purchase of the Property, and for the consolidation of the Property with the property of the purchaser at 3690 Daleford Road, Permanent Parcel No. 735-29-096. Said Purchase Agreement shall be in the form as approved by the Director of Law.

Section 3. Pursuant to the terms of said Purchase Agreement, the Mayor is further authorized and directed to sell the City-owned property located at

3694 Daleford Road, Shaker Heights, Ohio, on the terms and conditions set forth in the Purchase Agreement and without advertising further for competitive bids.

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare for the reason that it is necessary to enter into the Purchase Agreement in order to expedite the sale of this City-owned property to reduce the use of City resources to maintain the lot for which there is no municipal purpose, and, therefore, this ordinance shall take effect immediately upon its enactment and approval by the Mayor.

Enacted

Approved this ____ day of _____ 2020.

DAVID E. WEISS, Mayor

Attest:

JERI E. CHAIKIN
Clerk of Council
coun20/0520PPN73525008sidelotmellickvoltz



Memorandum

To: Members of City Council
From: Jeffrey N. DeMuth, Chief of Police
ec: Mayor David E. Weiss
Chief Administrative Officer Jeri E. Chaikin
Director of Law William Gruber
Date: May 1, 2020
Re: LiveScan System Upgrade

The LiveScan System is an inkless, electronic fingerprint and palm printing system used to submit arrest information to the Ohio Attorney General's Bureau of Criminal Investigation. Once received, fingerprints are searched against the State's criminal history database, as well as the Federal Bureau of Investigation's (FBI) database.

This System, which the Shaker Heights Police Department has utilized for almost ten (10) years, provides the operator a means to enter or download demographic data descriptors; electronically capture all primary biometrics, including fingerprints (rolled/flat); digital signature and palm prints, with the opportunity to retake a print several times to ensure they are capturing the best image available. The LiveScan System is the best practice and will **ULTIMATELY** be the **ONLY** acceptable means of fingerprinting, as the number of laboratories and sources accepting traditional ink fingerprint cards has been substantially reduced.

As part of our jail relocation agreement with the City of Solon, arrestees are routinely "LiveScanned" at the Solon jail utilizing their system. However, because the Ohio Attorney General's Office and State law requires electronic fingerprints to be captured in nearly 1,400 State of Ohio statutes, newly arrested persons are not the only persons who are required to be fingerprinted.

In partnership with the Shaker Heights Municipal Court, persons who are seeking expungements and/or sealing of their past criminal records are subject to fingerprinting requirements. In addition, persons issued summonses, instead of taken into physical custody, for misdemeanor criminal violations and those unable to be fingerprinted at the time of arrest are required to be fingerprinted.

The aforementioned persons are unable to have their court matters addressed as courts are not allowed to preside over a case until defendants are fingerprinted. In addition, our Solon jail partner will **NOT** accept these individuals into their facilities for the sole purpose of fingerprinting. That responsibility is clearly ours.



CITY OF SHAKER HEIGHTS | Police

3355 Lee Road Shaker Heights, Ohio 44120 P 216.491.1220 F 216.491.1224 Ohio Relay Service 711

shakeronline.com www.shaker.life

To better quantify the needs of the Police Department, our Court partner estimates that approximately five (5) persons per Court hearing date are directed to our jail to strictly comply with the fingerprinting requirements mentioned above. Likewise, as there is a direct impact to our personnel resources when an individual is taken into physical custody, as well as a cost under our jail relocation agreement, our officers have been efficiently using summonsing. The aforementioned collectively account for approximately 250 individuals/year who are required to be fingerprinted through LiveScan in order to move their court matters forward.

In 2019, the Shaker Heights Police Department was notified that the software on our LiveScan System had become outdated due to the expiration of technology support for Windows 7. As a consequence thereof, we also learned that the proprietary software, hardware and FBI certified printer would ALL need to be upgraded. We sought bids from three (3) vendors approved by the Ohio Attorney General's Office. All of the companies were required to submit detailed proposals that were shared with our Information Technology Department for systems functionality and cost effectiveness.

The result of these proposals revealed that DataWorks Plus provided a solution with the lowest price. Their quote for the LiveScan System upgrade and hardware replacement was \$14,807.00.

The Police Department is requesting to purchase this item through use of the Law Enforcement Trust Fund (LETF). Application of the proceeds in our LETF is governed under Ohio Revised Code – 2981.13, which requires that expenditures from this account receive approval from the City's legislative authority. City Council previously appropriated \$70,000.00 in the Contractual Services portion of the LETF for the 2020 Police Department Operating Budget. A portion of those funds would be used for this purchase.

It is requested that City Council approve this purchase and further requested that this be approved by City Council on first reading with a suspension of the rules and as an emergency measure, as we presently have defendants whose cases have been continued in Municipal Court until they can be fingerprinted.

JND/sko

ORDINANCE NO.

BY:

Accepting a proposal and authorizing a contract with DataWorks Plus in the maximum amount of \$14,807 for the LiveScan System upgrade and hardware replacement for the Police Department, and authorizing the expenditure of funds from the Law Enforcement Trust Fund (LETf), pursuant to Ohio Revised Code Section 2981.13, to make said purchase, and declaring an emergency.

WHEREAS, in 2019, the City was notified that the software of our LiveScan System fingerprinting system had become outdated and that the proprietary software, hardware and FBI certified printer would all need to be upgraded; and

WHEREAS, the City obtained quotes from three vendors approved by the Ohio Attorney General's Office, and DataWorks Plus submitted a proposal that was determined to be the lowest and best proposal; and

WHEREAS, the Chief of Police has recommended the acceptance of the proposal by DataWorks Plus for the LiveScan System upgrade and hardware replacement for the Police Department; and

WHEREAS, the City intends to complete this purchase using funds from the Law Enforcement Trust Fund (LETf), pursuant to Ohio Revised Code Section 2981.13, which requires that expenditures from this account receive approval from the City's legislative authority.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Shaker Heights, State of Ohio:

Section 1. This Council declares the proposal of DataWorks Plus to be the lowest and best proposal for the LiveScan System upgrade and hardware replacement for the Police Department, and said proposal is hereby accepted in the maximum amount of FOURTEEN THOUSAND EIGHT HUNDRED SEVEN DOLLARS (\$14,807).

Section 2. The Mayor is hereby authorized to enter into a contract with DataWorks Plus in the maximum amount of FOURTEEN THOUSAND EIGHT HUNDRED SEVEN DOLLARS (\$14,807). Said contract shall be in the form as approved by the Director of Law.

Section 3. The City is hereby authorized to expend funds from the Law Enforcement Trust Fund (LETf), pursuant to Ohio Revised Code Section 2981.13, to make said purchase.

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare for the reason that it is necessary in the current operation of the City and, further, in order to upgrade the fingerprinting system as required, and, therefore, this ordinance shall take effect immediately upon its enactment and approval by the Mayor.

Enacted

Approved this ____ day of _____ 2020.

DAVID E. WEISS, Mayor

Attest:

JERI E. CHAIKIN
Clerk of Council

coun20/0518dataworksplus-livescansystemupgrade



SHAKER HEIGHTS

Memorandum

To: Members of Council

From: Patricia Speese, Director, Public Works
John Potts, Director, Finance

cc: David E. Weiss, Mayor
Jeri E. Chaikin, CAO

Date: May 14, 2020

Re: Lease Agreement for Vac Con Combination Sewer Cleaner Truck

The 2020 Sewer Operating Budget allocated funding (annual lease payment) for a Sewer Vactor Truck to replace the current 2004 truck. The City wishes to lease this very expensive piece of equipment for a term of five years and then turn it back to the vendor; this will be done through a municipal lease.

The sewer vactor truck we would like to lease is a 2020 Vac Con Combination Sewer Cleaner Truck which has 2500 psi to blast the sewer lines clean with water and then extracts the debris at each manhole, various root cutting devices are included as well. This is used on all of the sewers, laterals, and manholes throughout the City along with sinkholes, and water breaks to extract water for needed repairs. The leasing and financing of this vehicle is through a tax-exempt lease agreement on State Term. The annual budget for this lease is \$70,000. The Department of Public Works has been researching and having demonstrations in our city of sewer vactor trucks for almost a year to identify one that best meets the needs of Shaker Heights as we aggressively increase our sewer cleaning/rehabilitation program. The vehicles that we researched ranged in price from \$325,000 to \$700,000. This Vac Con vehicle price is \$402,873 with an annual lease cost of \$59,186.

The leasing company that we will be using, TCF Equipment Finance, a division of TCF National Bank, has an extensive background in municipal leasing which is very different than a standard lease. Using a municipal lease as a means of financing the identified capital equipment has several other benefits to the City including:

- Preservation of capital dollars for other projects for which leasing is not an option.
- No impact on the City's statutory debt capacity because the lease is exempt.
- Diversifies the City's debt portfolio and can be paid down early.
- Provides flexible terms and additional options for operational budget planning.

- Vendors are paid promptly upon funding of the lease escrow.
- Lease payments may be designed to match the expected useful life of the asset.

The lease will be structured as a tax-exempt municipal lease but will be a two-step process; we only want to keep this piece of equipment for five-years before the tremendously costly repairs typically start so the first step to keep our lease payments low is to enter in a lease for eight years; the second step of this process includes entering into an agreement with the vendor for them to purchase the vehicle back after five-years at the remaining cost of \$150,000 which would then pay off the remainder of the lease. After this five year lease we will look to lease another truck for a similar term.

While the city will pay only the first five years of lease payments at \$59,186 a year; the amortization schedule includes seven (7) years at \$59,186 and the final payment for year eight (8) would be \$42,593 which reflects the interest rate of 3.75%. However as mentioned above, the vendor will purchase the vehicle back for \$150,000 which is all that would be owed without the three years of interest.

The equipment being replaced has a useful life of approximately ten years. Our recommendation is to structure the lease for five years thereby minimizing the interest cost paid and maintaining a conservative approach for gauging the useful life of the asset. Payments for the acquisition of the Vac Con Combination Sewer Cleaner will be included in the Sewer debt service payments included in the yearly sewer budget.

The cost of the Vac Con Combination Sewer Cleaner Truck is \$402,837 and the lease structure would have five annual payments of \$59,186 with a trade-in/buy back value of \$150,000. The lease payments will be paid out of the Public Works Sewer operating budget and an appropriation was included for an annual payment in this year's budget. If this request is agreed to, it will take roughly 90-120 days to build the vehicle.

We are requesting authority for the City to enter into an eight year lease agreement with TCF Equipment Finance, a division of TCF National Bank to finance the cost of Vac Con Combination Sewer Cleaner Truck for Public Works. We request that this ordinance be passed under suspension of the rules and as an emergency so that we can obtain this critical piece of equipment and can start production as soon as possible.

ORDINANCE NO.

BY:

Accepting a proposal and authorizing execution of an eight-year lease agreement with TCF Equipment Finance, a division of TCF National Bank, to finance the cost of a 2020 Vac-Con Combination Sewer Cleaner Truck for the Public Works Department in the total amount of \$456,895, and an agreement with Best Equipment Co., Inc. to buy-back the Truck at the end of the 5th year of the lease term for \$150,000, resulting in a total cost to the City of \$295,930, and declaring an emergency.

WHEREAS, this Council has determined that the Public Works Department should replace the City's 2004 Sewer Vactor Truck due to its age and the cost and frequency of maintenance and repairs; and

WHEREAS, a new 2020 Vac-Con Model 311/1300 Combination Sewer Cleaner Truck (hereinafter the "Truck") will be procured through a State DAS Contract, pursuant to Section 141.10 of the City's Codified Ordinances, from Best Equipment Co., Inc. (hereinafter "Best"), for the purchase price of \$402,873; and

WHEREAS, this Council has determined that the procurement of the Truck should be financed through a tax-exempt lease with TCF Equipment Finance, a division of TCF National Bank (hereinafter "TCF"), based on the determination of the Director of Finance that it is in the best interest of the City to enter into such a lease arrangement; and

WHEREAS, TCF has proposed an eight-year lease agreement for the purchase price of \$402,873, at an interest rate of 3.75%, for a total lease amount of FOUR HUNDRED FIFTY-SIX THOUSAND EIGHT HUNDRED NINETY-FIVE DOLLARS (\$456,895), with annual payments of \$59,186 for 7 years, and a final payment of \$42,593 in the 8th year, with the offer including the right of the City to sell-back the Truck to the Best after the 5th year at a lease pay-off amount of \$150,000; and

WHEREAS, the City and Best will enter into an agreement whereby Best will buy-back the Truck at the end of the 5th year of the lease term for ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000), which will pay-off the lease.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Shaker Heights, State of Ohio:

Section 1. This Council hereby accepts the proposal submitted by TCF Equipment Finance, a division of TCF National Bank (hereinafter "TCF"), to finance the cost of a 2020 Vac-Con Model 311/1300 Combination Sewer Cleaner Truck (hereinafter the "Truck") truck for the Public Works Department through an eight-year lease agreement in the total amount of FOUR HUNDRED FIFTY-SIX THOUSAND EIGHT HUNDRED NINETY-FIVE DOLLARS (\$456,895), with annual payments of \$59,186 for 7 years, and a final payment of \$42,593 in the 8th year, with the offer including the right of the City to sell-back the Truck after the 5th year to the vendor, Best, at a lease pay-off amount of \$150,000.

Section 2. The Mayor is hereby authorized and directed to enter into an eight-year lease agreement with TCF in accordance with the proposal herein approved, and the following terms: the aggregate principal obligation of the City under the lease arrangement shall not exceed \$402,873; the interest rate shall be 3.75% per annum; the Truck will be procured through a State DAS Contract, pursuant to Section 141.10 of the City's Codified Ordinances, from Best Equipment Co., Inc. (hereinafter "Best"), the City and Best will enter into an agreement whereby Best will purchase the Truck back from the City after five years at the remaining principal cost of \$150,000; and the obligations of the City under the lease arrangement for fiscal years beginning after December 31, 2020, are subject to annual appropriations being made by the City sufficient to pay the lease payments and to meet the other obligations of the City under the lease arrangement. Said agreements shall be in the form as approved by the Director of Law.

Section 3. The Mayor is authorized and directed to sign and deliver, for and on behalf of the City such written agreements, certificates and instruments as may be necessary or appropriate in order to provide for the lease arrangement under the terms and conditions authorized herein and containing such additional terms and conditions as are acceptable to the Director of Finance and the Director of Law. Those agreements may include a lease agreement, an escrow agreement for the deposit by the lessor of the purchase price of the Truck, acceptance certificates evidencing the City's acceptance of the Truck from the vendor, and certificates as to insurance, tax compliance and related matters necessary to carry out the transaction. The lease arrangement may provide that the lease payments are to have a principal component and an interest component and that the interest component is to be excluded from gross income for federal income tax purposes. In that event, the Director of Finance and other City officials, as appropriate, are authorized to covenant on behalf of the City that (a) the City will use and will restrict the use of the Truck leased by the City under the lease agreement and will use, and will restrict the investment of, any proceeds of the lease agreement in such manner and to such extent as may be necessary so that the lease will not constitute a private activity bond, an arbitrage bond or a hedge bond under the Internal Revenue Code of 1986, as amended (the "Code"), or be treated other than as an obligation to which Section 103(a) of the Code applies; (b) the City will take or cause to be taken such actions that may be required of it for the interest component of the lease payments to be and to remain excluded from gross income for federal income tax purposes, and the City will not take or authorize to be taken any actions that would adversely affect that exclusion; and (c) the City will take all necessary steps and make all necessary representations in order to designate the City's obligation under the lease agreement as a "qualified tax-exempt obligation" of the City for purposes of the Code. In the event that the City enters into such lease arrangement, the City may assign to the lessor under the lease arrangement, or the lessor's designee, the rights of the City under the contracts for purchase of the vehicle and apparatus.

Section 4. The Mayor is hereby authorized to enter into a contract with Best Equipment Co., Inc. to purchase the Truck back from the City after five years at the remaining principal cost of ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000). Said contract shall be in the form as approved by the Director of Law.

Section 5. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in a public meeting of this Council, and that all deliberations of this Council that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 6. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare for the reason that it is necessary in the current operation of the City, and further, in order to begin the ordering process for the Truck, and to fix the interest rate of the financing, and, therefore, this ordinance shall take effect immediately upon its enactment and approval by the Mayor.

Enacted

Approved this ____ day of _____ 2020.

DAVID E. WEISS, Mayor

Attest:

JERI E. CHAIKIN
Clerk of Council

coun20/0520leasesewercleanertruck



Memorandum

To: Members of City Council
From: Patricia Speese, Public Works Director
cc: David E. Weiss, Mayor
Jeri E. Chaikin, CAO
Date: May 12, 2020
Re: Authority to participate in the Cuyahoga County Recycling Consortium

The City of Shaker Heights has participated in the recycling consortium through the Cuyahoga County Solid Waste District (CCSWD) since 2010. This consortium has enabled the City to generate revenue with our recyclables at a time when other cities had to pay for the disposal of recycling due to the down turn in the market. Understanding the current upheaval in the recycling market and with our current contract expiring in September, the consortium would like to seek competitive bids that would be the most cost effective for the participating communities.

The Department of Public Works has been aggressively pursuing creative recycling options for years and has been extremely successful with its participation in the consortium through the CCSWD which includes the Cities of Beachwood, Cleveland Heights, Independence, Lyndhurst, Pepper Pike, Shaker Heights, Solon, University Heights, Warrensville Heights and the Villages of Moreland Hills, Highland Hills and Woodmere. Joining together and aggregating recyclables, communities will get a better price than they could on their own by maximizing their purchasing power. The goal of the consortium is to obtain the lowest costs possible for the participating communities.

The recycling consortium will be soliciting competitive bids for single stream recycling. Single stream recycling enables residents to put all of their paper/plastic/glass/aluminum together. To participate in this recycling consortium each community is required to pass a resolution authorizing their city to participate and to authorize the Solid Waste District to issue a competitive bid on its behalf. The bid will be developed by the District in cooperation with the participating Public Works Directors. Once the bid is issued and bids are received, they will be reviewed by the District and participating Public Works Directors. Each city will enter into a separate contract and while the intent of the consortium is to “stick together” each will enter into a contract with the selected recycler, and each city will have the option to reject the selection and not participate.

Understanding the recycling market and that processing of recyclables would start costing the City to process, \$32,000 was included in this year’s operating budget to cover the anticipated costs for recyclables for the last four months of the year.

We believe by participating in this recycling consortium we will maximize our ability to obtain the best possible pricing available.

We are requesting authority for the City of Shaker Heights to participate and to authorize the Cuyahoga County Solid Waste District to issue a competitive bid on our behalf for recycling services. We are requesting this ordinance be passed under suspension of the rules and as an emergency so that we may submit it to the CCSWD to meet their timeline for the month June to seek bids.

ORDINANCE NO.

BY:

Authorizing the continued participation of the City of Shaker Heights in the consortium with the Cuyahoga County Solid Waste District and various municipalities for the purpose of requesting bids and making a recommendation to consortium members for recycling processing services, and declaring an emergency.

WHEREAS, the Public Works Department has aggressively pursued creative recycling options with neighboring communities; and

WHEREAS, the City of Shaker Heights has participated in a consortium to obtain recycling processing services organized by the Cuyahoga County Solid Waste District (the "District") since 2010, and the Consortium currently includes the cities of Shaker Heights, Beachwood, Cleveland Heights, University Heights, Pepper Pike, Independence, Warrensville Heights, Lyndhurst, Solon, Highland Hills, Woodmere, and Moreland Hills; and

WHEREAS, the District has offered to prepare a request for proposals and contract documents to invite bids for the simultaneous award of separate contracts for recycling processing services, including a recommendation by the consortium regarding the successful bid for consideration by each of the participants of the consortium; and

WHEREAS, this Council has determined that it is in the best interests of the City and its residents to participate in the consortium and authorizes the District, by and on behalf of the City of Shaker Heights and other members of the consortium, to advertise and invite bids for recycling processing services required by the City.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Shaker Heights, State of Ohio:

Section 1. This Council hereby authorizes the City to participate in a consortium with the Cuyahoga County Solid Waste District and various municipalities for the purpose of obtaining bids for recycling processing services.

Section 2. This Council hereby authorizes the Director of Public Works or her designee to meet with the District and the participants in the consortium for the development of bid documents, review of the proposals submitted and selection of a contractor or contractors to recommend to each member of the consortium.

Section 3. This Council hereby authorizes the District to attach a copy of this ordinance as an exhibit to the request for bids to demonstrate that this City authorized participation in the consortium.

Section 4. This ordinance is hereby declared to be an emergency ordinance necessary for the immediate preservation of the public peace, health, safety and welfare for the reason that it is necessary in the current operation of the City, and further, so that the District can issue the request for proposals for recycling processing services as soon as possible, and, therefore, this ordinance shall take effect

immediately upon its enactment and approval by the Mayor.

Enacted

Approved this _____ day of _____ 2020.

DAVID E. WEISS, Mayor

Attest:

JERI E. CHAIKIN
Clerk of Council

coun20/0521recyclingconsortium



Memorandum

To: Members of City Council

From: Patricia Speese, Director, Public Works

cc: David E. Weiss, Mayor
Jeri E. Chaikin, CAO
Christian Maier, Asst. Director of Public Works

Date: May 14, 2020

Re: **REVISED** ODOT Guard Rail Replacement at Warrensville Center Road and Shaker Blvd. (PID 111157)

Last month City Council approved the City's participation with the Ohio Department of Transportation to upgrade the guardrail end treatments at the Warrensville Center Road and Shaker Blvd. intersection. ODOT is requiring the City Council to pass their legislation in order to perform the work. Shaker Heights ordinance 20-37 did not provide the exact language that ODOT is requiring. In ordinance 20-37, it was written that we were entering into an agreement for ODOT to perform the work. As indicated above, ODOT is requiring the City adopt their legislation to perform the work, an agreement is not necessary.

As a review the proposed project, Warrensville Center Road is part of the National Highway System (NHS). This project is necessary in order to comply with the safety policy issued by the Federal Highway Administration (FHWA) and is part of a larger ODOT project to upgrade guardrail end treatments on the National Highway System routes within Cuyahoga and Lake Counties.

The entire cost and expense to upgrade the guardrail end treatments will be provided by the ODOT. The work will be completed in 2020. Public Works did let ODOT know about the future bridge replacement at this location to be performed by Cuyahoga County in 2022 and questioned if ODOT's project was warranted. For safety reasons, ODOT preference is to proceed with their project despite the bridge replacement project. Upon completion of the project, Shaker Heights will be responsible for the maintenance of the upgraded guardrail end treatments.

Public Works takes no exception to ODOT's request to replace the guardrail end treatments at Warrensville Center Road and Shaker Blvd. at no cost to the City, this will increase the safety of the motoring public. We recommend that Council approves the required legislation under suspension of the rules and as an emergency so ODOT can proceed with this much needed project.

ORDINANCE NO.

BY:

Authorizing an agreement between the City of Shaker Heights as the Local Public Agency (LPA) and the Director of Transportation, Ohio Department of Transportation (ODOT), in order to implement the Guard Rail Replacement Project at Warrensville Center Road and Shaker Boulevard, and declaring an emergency.

WHEREAS, pursuant to Chapter 5501 Ohio Revised Code, the State of Ohio, through ODOT, has identified the need for a project to upgrade guardrail end treatments on Warrensville Center Road (CR-4) in the City of Shaker Heights (PID No. 111157; CTY-RTE-SEC,D12-GR-FY2020-SAFETY) (hereinafter referred to as the "Project"), and this work is part of a larger ODOT project to upgrade guardrail end treatments on National Highway System (NHS) routes within Cuyahoga and Lake counties.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Shaker Heights, State of Ohio:

Section 1. Consent to the Project. Being in the public interest, this Council gives the consent of the City of Shaker Heights to act as the Local Public Agency (LPA) to the Director of Transportation to complete the above described Project.

Section 2. Cooperation Statement. The City of Shaker Heights, as the LPA, shall cooperate with the Director of Transportation in the above described Project as follows: The entire cost and expense of the construction will be provided by the Department. No financial participation will be required by the LPA. The LPA agrees to pay One Hundred Percent (100%) of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

Section 3. Utilities and Right-of-Way Statement. The City of Shaker Heights, as the LPA, agrees to acquire and/or make available to ODOT, in accordance with current State and Federal regulations, all necessary right-of-way required for the described Project. The LPA also understands that right-of-way costs include eligible utility costs. The LPA agrees to be responsible for all utility accommodation, relocation, and reimbursement and agrees that all such accommodations, relocations, and reimbursements shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

Section 4. Maintenance. Upon completion of the described Project, and unless otherwise agreed, the City of Shaker Heights, as the LPA, shall: (1) provide adequate maintenance for the described Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23, U.S.C., Section 116; (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 (4) hold said right-of-way inviolate for public highway purposes.

Section 5. Authority to Sign. The Mayor of the City of Shaker Heights hereby empowered on behalf of the City to enter into agreements with the Director of Transportation necessary to complete the above described project.

Section 6. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare for the reason that it is necessary in the

current operation of the City and further, to expedite the highway project and to promote highway safety, and therefore, this ordinance shall take effect immediately upon its enactment and approval by the Mayor.

Enacted

Approved this _____ day of _____ 2020.

DAVID E. WEISS, Mayor

Attest:

JERI E. CHAIKIN
Clerk of Council

coun20/05200DOTguardrail-revised



Memorandum

To: Members of City Council

From: Patricia Speese, Director of Public Works

cc: David E. Weiss, Mayor
Jeri E. Chaikin, CAO
Christian Maier, Asst. Director of Public Works

Date: May 17, 2020

Re: NEORSD MCIP Grant Application – Lynnfield / Lomond SSO 11

NEORSD is accepting applications for their Member Community Infrastructure Program (MCIP) grant. The purpose of the program is to help local communities address water quality and quantity issues associated with sewer infrastructure that adversely affects the environment and human health. Previous MCIP generally consisted of design, bid then construction with all the work being completed within 24 months. The District is now considering applications that are design only and would need to be completed within 12 months.

Having successfully completed two sanitary sewer overflow control projects using NEORSD MCIP Funds, Public Works reviewed the remaining five SSOs that are listed in Shaker Height's Community Discharge Permit. It was determined that addressing the SSO at Lynnfield & Lomond would provide the highest return on investment for the residents in the neighborhood and the environment. In NEORSD's Heights Hilltop Interceptor Local Sewer System Evaluation Study (HHI-LSES), the SSO at Lynnfield / Lomond was technically considered the worst overflow in Shaker Heights.

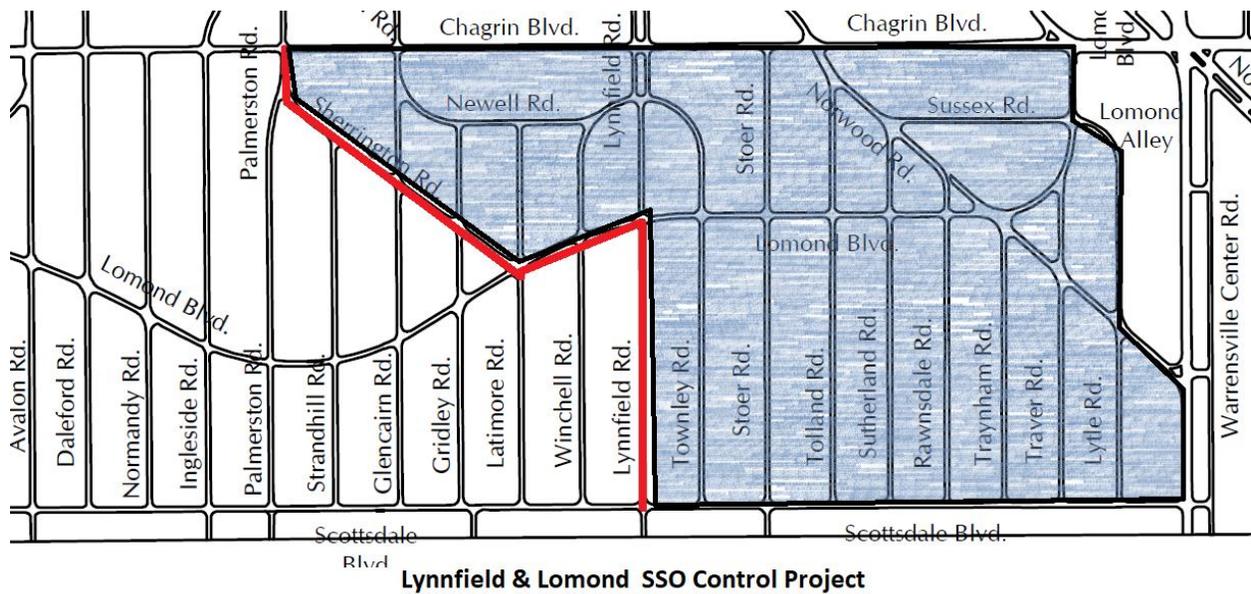
Our request for MCIP funding this year would be for design services only. The magnitude of the project is such that it would not be possible to complete the design and construction within the 24-month time period required by the District. Although this will be further refined during design, the general goal will be to increase the pipe diameter size and follow the alignment of the existing sewer. The new pipe would start at Lynnfield & Scottsdale, flow toward Lomond, then travel along the south side of Lomond to Latimore & head up Sherrington to Palmerston; from Palmerston, new pipe would be installed to the tie-in location on Chagrin. In total, this is approximately one mile of new of pipe.

A secondary benefit to this project is providing additional downstream capacity for flow coming from the east which is tributary to Lynnfield / Lomond intersection. This area has historically been problematic with sewer basement back-ups. However, if this approach is implemented, there is a strong possibility that 10-14 large growth trees will need to be removed during the construction with replacement trees as part of the restoration. As part of the design, the consultant will be required to analyze different construction options to determine if it is possible to save the trees.

Our estimate for consulting services is \$225,000. These services include surveying, inspection work, flow monitoring & hydraulic modeling, design and fees for submitting to the EPA for the required permitting. In order to have a competitive application and maximize the number of points for contribution, we feel it would be beneficial to participate in a 50 / 50 share with the District. As such, Shaker Height's contribution would be \$112,500 which is in the 2020 Sewer Capital fund.

Public Works and GPD personnel had two conference calls with District staff on April 20 and April 24 to discuss the MCIP grant and the Lynnfield / Lomond SSO project. With the goal of the project would be to reduce activation of this SSO to a ten-year rain event; the District expressed that the project was a good candidate for the grant. The application is due May 22, 2020. The four remaining SSO's are located at Ashby/Van Aken; South Park/Lee; Shaker Blvd./Lee; and Shaker Blvd./Lee (we would combine the two at this location for remediation).

We are requesting approval to apply for the NEORSD Member Community Infrastructure Grant that would be used for design services to reduce the activations at the SSO located at Lynnfield / Lomond. We request that this legislation be passed as an emergency and under suspension of the rules so that so the City can proceed with this application.



ORDINANCE NO.
BY:

Authorizing the City to apply for and accept a Northeast Ohio Regional Sewer District (NEORS) grant in the approximate amount of \$112,500, from the NEORS Member Community Infrastructure Program (MCIP), for design services for the Lynnfield/Lomond Sanitary Sewer Overflow (SSO) Mitigation Project, and to enter into any needed agreement(s) with NEORS to receive such funds, and declaring an emergency.

WHEREAS, in 2016 the Northeast Ohio Regional Sewer District (NEORS) established the Member Community Infrastructure Program (MCIP) to help local communities address water quality and quantity issues associated with sewer infrastructure that adversely affects the environment and human health and NEORS is now considering applications that are design only, and this NEORS Program requires that the local community fund at least 25% of the cost of a project; and

WHEREAS, as part of NEORS's Sanitary Sewer Evaluation Study (SSES), the City's sanitary sewer overflows (SSOs) were investigated, including through the collection of field data and hydraulic modeling, and based on that Study, NEORS has discussed the potential of reducing the frequency of activation of the SSO at Lynnfield Road and Lomond Boulevard; and

WHEREAS, on May 22, 2020, the grant application deadline, the Director of Public Works submitted an application to NEORS for a competitive grant from the MCIP fund, for design services for the Lynnfield/Lomond Sanitary Sewer Overflow (SSO) Mitigation Project, and the Director recommends that the City fund 50% of the Project in order to make the City's application more competitive; and

WHEREAS, the cost for design services for the Lynnfield/Lomond SSO Mitigation Project is estimated to be \$225,000, so the Director applied for a grant of \$112,500.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Shaker Heights, State of Ohio:

Section 1. This Council hereby supports the application of the City for a grant in the approximate amount of \$112,500 from the Northeast Ohio Regional Sewer District (NEORS) through the Member Community Infrastructure Program for design services for the Lynnfield/Lomond Sanitary Sewer Overflow (SSO) Mitigation Project, and authorizes the acceptance of said grant.

Section 2. The Mayor is hereby authorized to enter into such agreement or agreements with NEORS as may be necessary in order to accept the grant and effectuate the funding of design services for the Lynnfield/Lomond SSO Mitigation Project. Said agreement(s) shall be in the form as approved by the Director of Law.

Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare for the reason that it is necessary in the current operation of the City and further, as the City submitted its

application for grant funding on May 22, 2020 to meet the grant deadline, and the City needs to be in a position to accept the grant should it be awarded to the City, and, therefore, this ordinance shall take effect immediately upon its enactment and approval by the Mayor.

Enacted

Approved this ____ day of _____, 2020.

DAVID E. WEISS, MAYOR

Attest:

JERI E. CHAIKIN
Clerk of Council

coun20/0521NEORS-CommunityInfrastructureProgram



Memorandum

To: Members of Council
From: Director of Finance, John J. Potts
cc: Mayor David E. Weiss
Chief Administrative Officer Jeri E. Chaikin
Date: May 26, 2020
Re: Amending Ordinance 19-115 for Bond Refunding, Municipal Court Grant, and Fair Housing

On April 2, 2020 the City awarded the purchase of the Urban Renewal Refunding Bonds Series 2012 to JP Morgan Chase Bank, at a purchase price of \$8,650,000 and at an interest rate of 1.64% (Non-Callable). While these funds will go directly from Chase to our escrow agent to refund the current bonds we still need to reflect this transaction to refund the bonds and pay issuance costs on our ledgers. Finance is asking that Council approve this additional appropriation in the Debt Service Fund from \$1,303,966 to 9,961,234 on first reading and as an emergency to ensure our records can be updated on a timely basis.

The Shaker Heights Municipal Court applied for and received a grant in the amount of \$14,805 from the Ohio Supreme Court on May 5, 2020. Attached is a memo from Judge Montgomery. Finance is asking the Council approve this additional appropriation in the General Fund (Municipal Court ledger) on first reading and as an emergency so that the Court can begin to expend these funds in accordance with the grant.

The Law Department is requesting that Council approve an additional appropriation of grant funds in the amount of \$11,000 for the City's Fair Housing Program on first reading and as an emergency to allow for the program to pay a current invoice and additional expenses for the Program on a timely basis. Please see attached Memo.

MEMORANDUM

TO: Mayor David Weiss and Members of Council
FROM: Judge K. J. Montgomery 
SUBJECT: Remote Technology Grant
DATE: May 20, 2020

The Shaker Heights Municipal Court applied for and received a grant from the Ohio Supreme Court on May 5, 2020. In April, the Supreme Court announced a special one-time funding opportunity focused on the purchase of equipment necessary to quickly facilitate remote access for local courts. The funding opportunity was due to the emergency needs caused by the COVID-19 pandemic.

The Shaker Court currently uses video conferencing only between 2 jails and one courtroom. There is no other type of video conferencing system. The court also lacks conferencing equipment dedicated for in-office use by the judge, magistrates or probation officers.

The equipment which will be purchased will allow certain court functions to be conducted electronically such as hearings for minor court matters, pretrial conferences, RITA settlement conferences, small claim case mediations and more. It will permit victims to attend hearings remotely and offer greater safety in volatile situations.

Due to the enclosed and crowded nature of the court building, this technology will assist the court to meet distancing and PPE requirements as well as provide equipment for continuing conferencing in the future. For example, probation officers could use this technology to meet remotely with probationers on active probation status.

It is expected that the funds will be fully expended on equipment and installation very quickly. Further details can be found on the attached Grant Application.



Memorandum

To: Members of Council

From: William M. Ondrey Gruber, Director of Law
John Potts, Director of Finance

cc: David E. Weiss, Mayor
Jeri E. Chaikin, Chief Administrative Officer

Date: May 20, 2020

Re: Legislation Appropriating Fair Housing Funds from HUD

It is requested that Council approve an increase in the Fair Housing budget by approval of an additional appropriation of HUD granted fair housing funds in the amount of \$11,000.

The City, through the Law Department, conducts a Fair Housing Assistance Program (that is, we are known as a HUD sponsored FHAP). We receive HUD grants annually that are required by HUD to be used for the following:

1. Administrative costs of operating our Fair Housing enforcement program (we use some of the grant funds to pay a part of Lisa's salary);
2. Education and outreach to the public on fair housing laws, rights and obligations; and
3. Training for City employees doing fair housing work and for members of the Fair Housing Review Board..

As of the beginning of 2020, we had about \$64,000 in HUD funds available to spend on fair housing-related expenses. Our budget for fair housing activities using HUD funds for 2020 was approved by Council in the amount of \$24,806. The budget included \$11,006 for part of the salary of our Assistant Director of Law who performs most of the fair housing work; \$7,500 for travel and education; \$6,000 for contractual services; and \$300 for materials and supplies

Our HUD grant for 2019 was not received until December 12, 2019, in the amount of \$18,900, so we could not count on that amount for budgeting purposes until it was received---which was after the budget was approved by Council. In any event, we do not budget all available funds in any one year, as HUD grants are not assured, and even when we receive grants, they vary greatly from year to year (for comparison, we received \$14,400 in 2018 and \$23,800 in 2017).

In February 2020, we entered into a contract with the Fair Housing Center for Rights and Research ("FHC"), a local private non-for-profit fair housing agency, to provide services that will meet HUD's requirements for the use of grant funds and our grant and programmatic goals.

Under the contract with FHC, they will provide the following services:

- 2 fair housing seminars:
 - 1 targeted towards condominium board members/owners/staff;
 - 1 targeted towards rental property owners and managers.
- 1 fair housing training for governmental fair housing boards and commissions and their members, staff and elected officials.

CITY OF SHAKER HEIGHTS | Law

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- 25 fair housing rental audits (also known as “tests”).

The contract amount is \$13,500. So we moved most of our non-personnel funds into the contractual services item in the budget. The Purchase Order was issued on February 24, 2020.

In order to proceed with other fair housing activities this year, we are proposing to appropriate an additional \$11,000, for a total 2020 budget of \$35,806, in order to add \$7,500 back for travel and education, \$3,000 back for advertising and outreach, and \$500 back for contractual services.

The Administration Committee, at its meeting on March 10, 2020, unanimously agreed to recommend this appropriation to Council.

We are asking that Council approve this additional appropriation of grant funds for the City’s Fair Housing Program on first reading and as an emergency to allow for the program to pay a current invoice and additional expenses for the Program on a timely basis.

councilmemos/2020/0520FairHousingFundsAppropriation

ORDINANCE NO.

BY:

Amending Ordinance No. 19-115 making appropriations for the current expenses and other expenditures of the City of Shaker Heights, Ohio for the year ending December 31, 2020, to amend appropriations in Fund No. 0101, the General Fund (within Municipal Court), Fund No. 0302 and declaring an emergency.

WHEREAS, in order to appropriate a 2020 Remote Technology Grant awarded by the Supreme Court of Ohio, it is necessary to increase other expenditures by \$14,805 for the purchase of equipment necessary to quickly facilitate remote access access for the Shaker Heights Municipal Court.

WHEREAS, in order to increase appropriations in the Urban Renewal Bond Retirement Fund for the Urban Renewal Refunding Bonds, Series 2016, it is necessary to increase other expenditures by \$8,657,268.

WHEREAS, in order to increase appropriations in the Fair Housing Grant Fund for travel and education, advertising and outreach, and contractual services, it is necessary to increase other expenditures by \$11,000.

NOW, THEREFORE, be it ordained by the Council of the City of Shaker Heights, State of Ohio:

Section 1: That to provide for the current expenses and other expenditures of the City of Shaker Heights for the fiscal period ending December 31, 2020, the following appropriations are hereby authorized:

Section 2: That there be appropriated transferred and advanced from the following funds and as further detailed in the Schedule attached hereto as Exhibit "A" and incorporated herein:

General Fund Group - 0101					
Fund #	Fund Activity	Personal Services	Other	Transfers & Advances	Total
0101	General Fund:				
	Municipal Court:	\$ 2,232,498	\$ 117,268	\$ -	\$ 2,349,766
	Other City Activities:	27,280,746	12,077,049	10,381,356	49,739,151
0101	Total General Fund	\$ 29,513,244	\$ 12,194,317	\$ 10,381,356	\$ 52,088,917
0103	Econ Development and Housing	\$ -	\$ 243,739	\$ 50,000	\$ 293,739
0105	Recreation Fund	\$ 1,710,596	\$ 966,456	\$ -	\$ 2,677,052
Special Revenue Fund Group - 0200					
Fund #	Fund Activity	Personal Services	Other	Transfers & Advances	Total
0201	Street (Maintenance & Repair)	\$ 996,358	\$ 662,151	\$ -	\$ 1,658,509
0202	State Highway Maintenance	9,719	165,689	-	175,408
0204	Sewer Maintenance	403,676	923,715	212,338	1,539,729
0205	Police Pension	1,260,412	150	-	1,260,562
0206	Fire Pension	1,225,549	150	-	1,225,699
0209	Indigent Driver Alcohol Treatment	-	45,358	-	45,358
0210	Court Computerization/Legal Research	47,634	36,021	-	83,655
0211	Clerk's Computerization	-	234,855	-	234,855
0213	Housing Grant Fund	-	-	-	-
0214	Fair Housing Grant	11,006	24,800	-	35,806
0215	Community Preservation	-	-	-	-
0216	Community Diversion	7,300	6,324	-	13,624
0218	Court Alternate Dispute Resolution	23,871	750	-	24,621
0220	Ohio Court Security Grant Project	-	54,608	-	54,608
0223	Nuisance Abatement	-	100,000	-	100,000
0224	Indigent Driver Interlock	-	15,758	-	15,758
0281	Street Lighting	-	812,872	-	812,872
0282	Tree Maintenance	397,044	513,591	-	910,635
0701	Law Enforcement Trust Local	28,930	100,000	-	128,930
0702	Law Enforcement Trust Federal	-	155,000	-	155,000
0200	Total Special Revenue Funds	\$ 4,411,499	\$ 3,851,792	\$ 212,338	\$ 8,475,629
Debt Service Fund Group - 0300					
Fund #	Fund Activity	Personal Services	Other	Transfers & Advances	Total
0301	Debt Service	\$ -	\$ 2,643,151	\$ -	\$ 2,643,151
0302	Urban Renewal Bond Retirement	-	9,961,234	-	9,961,234
0300	Total Debt Service Funds	\$ -	\$ 12,604,385	\$ -	\$ 12,604,385

Internal Service Fund Group - 0600

Fund #	Fund Activity	Personal Services	Other	Transfers & Advances	Total
0601	Central Stores Purchasing	\$ -	\$ 937,514	\$ 200,000	\$ 1,137,514
0602	Central Printing Operation	-	46,000	20,000	66,000
0603	Central Garage Operation	1,154,648	406,237	20,000	1,580,885
0604	Central Services Operation	498,906	563,953	-	1,062,859
0605	Self-Insurance Reserve	66,814	5,994,882	-	6,061,696
0600	Total Internal Service Fund Group	\$ 1,720,368	\$ 7,948,586	\$ 240,000	\$ 9,908,954
Grand Total All Funds		\$ 37,355,707	\$ 37,809,275	\$ 10,883,694	\$ 86,048,676

Itemized list of Transfers and Advances by Fund

Description	Amount
General Fund Transfers	
General Fund to General Capital	\$ 5,750,000
General Fund to Police Pension Fund	1,010,850
General Fund to Fire Pension Fund	975,987
General Fund to Recreation	727,008
General Fund to Street Lighting Fund	265,000
General Fund to 27th Payroll Reserve Fund	185,700
General Fund to General Obligation Debt Service Fund	
Other Debt Service	\$ 658,286
TIF Debt Service	372,525
Total General Fund to General Obligation Debt Service Fund	\$ 1,030,811
General Fund to Self Insurance Fund	436,000
Total General Fund Transfers	<u>\$ 10,381,356</u>
Other Fund Transfers	
Sewer Maintenance Fund to General Obligation Debt Service Fund	\$ 212,338
Economic Development & Housing Fund to Nuisance Abatement Fund	50,000
Total Fund Transfers	<u>\$ 10,643,694</u>
Advances/Advance Repayments	
Central Stores IS Fund to General Fund - 2019 Advance Repayment	\$ 200,000
Central Printing IS Fund to General Fund - 2019 Advance Repayment	20,000
Central Garage IS Fund to General Fund - 2019 Advance Repayment	20,000
Total Advances	<u>\$ 240,000</u>
Total Transfers and Advances	<u><u>\$ 10,883,694</u></u>

Section 3: That all monies in the Trust & Agency Fund Accounts are hereby deemed appropriated for their intended purposes.

Section 4: That the City Director of Finance be and is hereby authorized and directed to draw warrants against the appropriations set forth upon presentation of proper vouchers.

Section 5: That all expenditures within the fiscal year ending December 31, 2020 shall be made in accordance with the code accounts set forth above, and shall be made within the appropriations herein provided ("Appropriations" as used means the total amount appropriated for an individual fund).

Section 7: That it is found and determined that all formal actions of this Council concerning and relating to the adoption 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 all legal requirements.

Section 8: This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public, peace, health, safety and welfare for the reason that it is necessary in the current operation of the City, and therefore shall take effect immediately upon its enactment and approval by the Mayor.

Enacted May , 2020

Approved this _____ day of _____, 2020.

DAVID E. WEISS, Mayor

Attest:

JERI E. CHAIKIN
Clerk of Council

EXHIBIT "A"

SCHEDULE OF BUDGETS BY DEPARTMENT FOR GENERAL FUND

Dept. #	Department	Personal Services	Other	Transfers & Advances	Total
11	Police	\$ 9,354,877	\$ 1,842,566	\$ 1,010,850	\$ 12,208,293
80	CCSE	38,000	2,814,888	8,021,994	10,874,882
50	Public Works	4,913,692	4,046,568	-	8,960,260
12	Fire	6,436,388	674,308	975,987	8,086,683
76	Municipal Court	2,232,498	117,268	-	2,349,766
40/42	Building and Housing	1,459,984	166,610	372,525	1,999,119
30	Recreation	1,044,537	226,748	-	1,271,285
49	Economic Development	310,265	821,432	-	1,131,697
72	Finance	704,419	192,064	-	896,483
44	Communication and Marketing	339,070	471,745	-	810,815
73	Law	634,447	142,025	-	776,472
41	Planning	550,924	148,521	-	699,445
79	Information Technology	453,321	140,597	-	593,918
77	Human Resources	260,983	160,130	-	421,113
70	Mayor	219,568	35,075	-	254,643
71	Chief Administrative Officer	232,194	13,979	-	246,173
48	Neighborhood Revitalization	161,494	83,303	-	244,797
75	City Council	142,396	15,083	-	157,479
77	Civil Service	24,187	81,407	-	105,594
GRAND TOTAL		\$ 29,513,244	\$ 12,194,317	\$ 10,381,356	\$ 52,088,917

SCHEDULE OF BUDGETS BY DEPARTMENT FOR THE ECONOMIC DEVELOPMENT AND HOUSING FUND

Dept. #	Department	Personal Services	Other	Transfers & Advances	Total
49	Economic Development	\$ -	\$ 214,739	\$ 50,000	\$ 264,739
41	Planning	-	29,000	-	29,000
GRAND TOTAL		\$ -	\$ 243,739	\$ 50,000	\$ 293,739