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**MEMORANDUM**

TO: Members of Council  
FROM: Tanisha R. Briley, City Manager  
DATE: October 7, 2016  
RE: October 10, 2016

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**MEETINGS & REMINDERS**

Monday, October 10 - 6:15 p.m. - Committee of the Whole

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**LEGISLATION**

Legislation has been prepared for the following:

1. CDBG Application
2. Nuisance Abatement
3. Wade Trim Inc. of Ohio Agreement

**GENERAL INFORMATION**

1. Enclosed are the Council Update and Agenda.
2. Enclosed is a Community Outreach update from the Vice City Manager.
3. Enclosed is an update from the Public Works Director.
4. Enclosed is the weekly water report from the Utilities Commissioner.
5. Enclosed is an update from the Economic Development Director.
6. Enclosed is an update from the Housing Director.
7. Enclosed is the weekly update from the Parks and Recreation Director.
8. Enclosed are the weekly and monthly activity reports from the Fire Chief.
9. Enclosed is the weekly activity report from the Police Chief.

TRB/jkw  
Enclosures



## COUNCIL UPDATE

October 7, 2016

### 1. LEGISLATION

- **CDBG (First Reading)**. This legislation authorizes the City Manager to submit the Community Development Block Grant entitlement application for the year beginning January 1, 2017.
- **Nuisance Abatement**. This legislation declares the property located at 3171 Oak Road to be a nuisance and authorizes the abatement of the nuisance.
- **Wade Trim SSO Control Project**. This resolution authorizes the City manager to enter into an amended agreement with Wade Trim, Inc. of Ohio for professional engineering services relating to the City's Capacity, Management, Operation, and Maintenance Program; the Sanitary Sewer Overflow Control project; and other related projects for amount not to exceed \$375,000. The funds will be expensed on a project basis as work is incurred. These projects are expected to take an estimated 12 to 18 months to complete.

### 2. 2017 BUDGET PROCESS UPDATE

- Staff is preparing the 2017 Operating and Capital budgets for presentation to City Council. Information will be presented in a series of public workshops beginning at the end of October through November. The workshop schedule is as follows:
  - October 24<sup>th</sup> – 2016 & 2017 Capital Budget; 2017-2021 Capital Improvement Plan; Bond Retirement Fund; and, a review of 2017 Revenue Projections
  - November 14<sup>th</sup> – Major Operating Funds Part I: General Fund, Local Programming Fund, Off-Street Parking Fund
  - November 21<sup>st</sup> – First readings of 2016 Appropriations Amendment and the 2017 Appropriations Ordinance
  - November 28<sup>th</sup> – Major Operating Funds Part II: Forestry, Water, Sewer, and Ambulance (ALS); and, 2016 Year End Projections
  - December 5<sup>th</sup> – Final readings and adoption of the 2016 Appropriations Amendment and 2017 Appropriations Ordinance

### **3. CHECKS BETWEEN \$10,000 - \$50,000**

- Advizex Technologies: 10,883.74 - HP DL380 CTO Server including 1 year HR Support - CIP 168
- AT & T: 12,937.27 - Communication Usage for various city accounts
- Badger Meter, Inc: 12,001.10 - M25 ADE w/Transponder 5/8"
- The Illuminating Company: 20,971.82 - Electrical Usage for various city accounts
- Cuyahoga Community College: 11,850.00 - Quality Improvement Contract - Final Billing
- Fire House: 17,613.00 - Turnout Gear
- GHR1 Ohio, LLC: 13,423.16 - Release of Fire Damaged Funds - 3250 Berkshire Road
- JT Premier Printing Corp : 13,569.00 -Printing of Focus Magazine - Fall/Winter
- Silverlode Consulting Corp: 10,862.50 -Economic Development Services - Top of the Hill Project



# CLEVELAND HEIGHTS

## **Committee of the Whole**

**October 10, 2016**

### **Agenda**

1. Mayor's Report
2. Staff Updates
3. Legislation Overview
4. Executive Sessions: 1) To discuss, with an attorney for the public body, claims or disputes involving the public body that, in the judgment of such attorney, appear likely to be the subject of a future claim; 2) To consider the terms of a sale of City-owned real property

**TO: TANISHA R. BRILEY, CITY MANAGER**

**FROM: SUSANNA NIERMANN O'NEIL, ASSISTANT CITY MANAGER**

**RE: COMMUNITY OUTREACH UPDATE**

**DATE: OCTOBER 7, 2016**

**COMMUNITY RELATIONS:**

- Two block parties are scheduled for this weekend: *Saturday* – Kerrwood (4:00pm to dusk) Meadowbrook to Clarkson; Briarwood (3:00pm to dusk) Cedar to Meadowbrook.
- Cleveland Water has prepared a postcard invitation to all commercial and residential customers inviting them to meetings scheduled at the Community Center. The postcard is posted on the City's homepage and Facebook to alert residents of the meeting dates and to look for the postcard next week. The meetings for Residential Customers are Wednesday, October 26<sup>th</sup> from 7:00pm to 9:00pm and Saturday October 29<sup>th</sup> from 1:00pm to 3:00pm. The meeting for Business Customers is Friday October 28 from 9:00am to 11:00am.
- *The Passport App* is steadily making its way into usage. Close to 100 transactions have been posted. Each SID has received 2,000 informational postcards regarding the app and these will be distributed to all their merchants. Posters for each business are also available.

**SOCIAL MEDIA:**

- Facebook Postings : 443vote .com was posted encouraging residents to vote and also reminding them that they can register in Community Relations; The Water postcard and additional information was highlighted; Photos of the Happy 5K were posted ; A photo from the 1<sup>st</sup> Suburbs Anniversary event was posted.

**PUBLIC RELATIONS:**

- Community Improvement Award invitation letters went out to all the winners inviting them to the October 20<sup>th</sup> Award Ceremony. East Fairfax will receive the Street Award and the entire street has been invited. Signs that say "Street Award" will be posted on each end of the street



# Memorandum

To: Tanisha Briley-City Manager  
From: Alex Mannarino-Director of Public Works  
Date: October 7, 2016  
Re: Weekly Update

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## **Lee Road Streetscape**

Concrete Work continues on Lee Road. Ronyak Paving completed milling of the asphalt pavement, and will start the first course of paving on Saturday. All businesses in the district were given notices with a tentative schedule. Due to the width of the road, it will be necessary for temporary road closures and changes in traffic patterns during paving. My team will also be coordinating with public relations with updates for the city's website and Facebook.

## **Construction Project Updates**

### **2016 Road Resurfacing**

Ronyak Paving still has one more pass to complete on Mt. Laurel, and some minor striping work to be completed.

### **2016 Surface Treating**

Specialized construction started crack sealing.

### **Mayfield Signalization**

No new progress.

### **Dominion East Ohio**

Work continues on PIR 1464 Lee Road from Euclid Heights Blvd. north to Mayfield Road.

### **Service Department**

All other operations continued as normal.

Date: October 7, 2016

To: Tanisha Briley, City Manager

From: Collette Clinkscale, Utilities Commissioner

Subject: Water and Sewer Department Weekly Update

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#### Water

- Dug and turned off curb stop for delinquency on Selwyn
- Dug and turned off curb stop for delinquency on Norway
- Dug and turned off curb stop for delinquency on Desota
- Dug and turned off curb stop for delinquency on Cedar
- Dug and turned off curb stop for delinquency on Allston
- Dug and turned off curb stop for delinquency on N. Taylor
- Flushed curb boxes for delinquent accounts
- Submitted OEPA monthly operating report
- Continuing transponder update program

#### Sewer

- Ran sewer machine on Princeton, Oakridge, Beechwood, Caledonia, Euclid Heights Blvd, and Berkeley
- Televised sanitary sewer at 2482 N. Taylor
- Repaired treelawns on Redwood, Monticello, and Sylvania
- Repaired catch basin at 1391 Oakridge
- Checked Overflows

#### Other

- Catch basin cleaning in process by Cuyahoga County Public Works
- On-going coordination on Cleveland Water requests
- Phone conference meeting regarding CC&B (Customer Care and Billing) action items
- Three staff members attended NASSCO's Pipe Assessment training
- CWD Public Meetings scheduled for October 26, 28 and 29<sup>th</sup> at the Community Center

## MEMORANDUM

**To:** Tanisha Briley, City Manager  
**From:** Richard Wong, Planning Director  
**Date:** October 6, 2016  
**Subject:** Weekly Update

### Architectural Board of Review

Eight projects were approved in about an hour. Members make suggestions to improve the projects and ask great questions while being respectful and cordial to applicants. In a window replacement project on Henderson Road, owner Daniel Simpson decided to add historic looking window trim that a past contractor had covered with vinyl lap siding. Another applicant saw an historic photo that was the basis and impetus for the Henderson house's improvements and asked staff for an historic photo of her home.



On October 20, the High School baseball and softball dugouts return. At the September 20 meeting, the utilitarian look was questioned. Alternate member Erik Lund said the softball dugouts were especially close to the homes across the street on Washington and Goodnor and needed more study.

### Naturally Gifted Fitness, 1633-35 Lee Road

Kara has been working with Phillip & Philippe Weeden to address parking and noise issues. Soundproofing was installed on windows to address a Whitethorn resident's noise complaints. Clients of their classes are now parking at New Spirit Revival Center. Kara has found the soundproofing to have been a major improvement. She has also observed on several evenings that Naturally Gifted's staff have deterred clients from the private parking across Lee Road.

**Landmark Commission**

A sub-committee will be assessing the architectural character of buildings starting with commercial properties. The data will be on an Excel spreadsheet that could be entered into a Geographic Information System. Their work will be instructive to commercial and residential rehab programs.

# MEMORANDUM

To: Tanisha Briley, City Manager  
From: Allan Butler, Housing Programs Manager  
Date: 10/7/2016  
Re: Housing Update

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- The structure at 3171 Oak rd will be requested for nuisance abatement demolition.
  - Landlord Training Seminar 10/19/16 at the Community Center
  - I have been informed that the nuisance abatement demolition for 1610 S. Taylor has submitted a notice of appeal to our law department
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# Cleveland Heights Economic Development



**To:** City Manager Tanisha Briley

**From:** Economic Development Director Tim Boland

**Subject:** Activities Report: 10/1 – 10/7, 2016

## Activities and Initiatives:

- Staff continues to work towards implementing the **Economic Development Strategic Plan** outline presented to City Council on September 12, 2016 prioritizing economic development initiatives – Tier I, II, and beyond, as well as projects, programs and marketing efforts;
- We have completed our review of City-wide **“Available Sites & Building”** program vendors/platforms and have forwarded system recommendations to the City Manager, and a draft agreement with the recommended vendor has been shared with law office to review. Staff has also talked with Steve Barker regarding the implementation of this platform on the City’s website;
- CDSG funding opportunity – staff met to refine potential projects. Staff will finish vetting the potential projects and have a recommendation for CM by mid- to late-October. Applications are due 12/23;
- Continue review of **City Owned Property and abandoned, vacant and/or underutilized property** with the goal to build on past efforts and utilize the inventory towards a cohesive redevelopment strategy for these properties;
- **“Top of the Hill”** - review continues;
- Staff continued with **introduction/relationship building and networking meetings** including community stakeholders, property & building owners, businesses, surrounding communities and regional partners. This week’s meetings included Noble Neighbors Volunteers & FutureHeights, and our regional economic development neighbors from Shaker Heights and Richmond Heights. We are adding names to the list as we continue to become better well known in the community;
- **Business Retention Expansion Attraction & Creation (BREAC) program** is gathering momentum – Business Development Manager conducted several meetings with businesses, property owners, & brokers. Staff is currently working with three businesses on three inquiries related to the Storefront and Commercial Loan Funds. Recommendations on one or more are expected for the CM and Council in the coming weeks;

October 7, 2016

- Director attended the **American Planning Association** regional conference held in Indianapolis;

**Looking Ahead to Next Week:**

- Review Community Reinvestment Area (CRA) incentives in preparation for meeting with Ohio Development Services Agency program administrator scheduled for October 17;
- CDSG funding – project refinement;
- City Development Process – status review;
- Meetings with Cedar-Fairmount SID, Motorcars Toyota, County Development Department, AT&T (regarding broadband assets and capabilities in the City), economic development staff from South Euclid and University Heights, Regional Vice President of U.S. Bank, and the Small Business Administration.

Thank you,

*Timothy M. Boland*

Timothy M. Boland, Director  
Economic Development

# Memorandum

To: Tanisha Briley, City Manager

From: Joseph P. McRae, Parks and Recreation Director

Subject: Parks and Recreation Department Update

Date: October 7, 2016

Please find a brief summary of the Parks and Recreation Department announcements and activities attached for your review:

## General Announcements

- The second annual Cleveland Heights Happy 5K Run took place on Sunday, October 2 starting in the Cedar Lee business district and was a big success. Some details are provided below:
  - 575 people participated compared to 517 last year. 10% increase.
  - 72% of participants were non-residents. 163 residents participated.
  - 60 different cities were represented including 8 participants from out of state (Michigan, Arizona, Florida, Massachusetts and New York).
  - Over \$8,000 raised for the Youth Scholarship Fund up from \$2,250 in 2015.
  - Special thanks to the Mayor and City Council for supporting the event.

## Ice Programs

- The South Rink ice will be restored by October 17.
- CWRU v St Vincent hockey game on October 7 at 9 pm
- CWRU v Gannon hockey game on October 8 at 9 pm
- Pavilion Skate Club Test Session on October 10 from 1pm – 4pm
- CWRU v Cal U hockey game on October 15 at 9pm

## Senior Center

Highlights for the previous week:

- Senior Activity Center members took a bus trip to Oil City, Pennsylvania.
- League of Women Voters gave a talk on November election highlights.
- Bereavement and Parkinson's Support Groups had their monthly meetings.
- Walgreens gave flu shots to 74 seniors at last Friday's health fair.



# Cleveland Heights Fire Department

## Weekly Activity Report

Total Emergency Calls Year To Date	4,951
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Total Emergency Calls for Period	129
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Report Date Period: 09/30/2016 - 10/06/2016

### Fire Data

	<u>Current Period</u>	<u>Year to Date</u>	<u>Last Year to Date</u>	<u>Current Year % of Run Count</u>
Emergency Fire Run Count	27	1,008	986	21.05 %
Emergency Structure Fire Count	1	56	47	
Emergency Non Structure Fire Count	25	941	928	
Emergency Vehicle Fire Count	1	11	11	

### Emergency Medical Data

Total Emergency Run Count	102	3,943	3,789	78.95 %
Emergency Medical Run Count	100	3,807	3,647	
Automobile Accident Run Count	2	136	142	
Advanced Life Support Run Count	29	1,075	1,169	
Basic Life Support Run Count	72	2,845	2,590	
Total EMS Transports	57	2,550	2,488	
Total EMS Non Transports	37	1,200	1,175	

## Mutual Aid Run Count to Date

<b>Mutual aid received</b>	SEFD A - 50 SHFD A - 40 ECFD A - 21 UHFD A - 35
<b>Mutual aid given</b>	SEFD A - 24 SHFD A - 30 ECFD A - 24 UHFD A - 17
<b>Automatic aid received</b>	SEFD A - 4 SHFD A - 13 ECFD A - 0 UHFD A - 6
<b>Automatic aid given</b>	SEFD A - 0 SHFD A - 10 ECFD A - 0 UHFD A - 9

<b><u>Fire Prevention Bureau</u></b>	<b><u>Current Period</u></b>	<b><u>Year to Date</u></b>
<b>Total Completed Fire Inspections</b>	<b>89</b>	<b>1,124</b>
<b>Company Fire Inspections</b>	<b>47</b>	<b>557</b>
<b>Fire Prevention Fire Inspections</b>	<b>1</b>	<b>54</b>
<b>Fire Alarm Test Inspections</b>		<b>1</b>
<b>Kitchen Supression Test Inspections</b>		<b>9</b>
<b>Sprinkler Test Inspections</b>		<b>2</b>
<b>Other Inspections</b>	<b>41</b>	<b>501</b>
<b>Smoke Detectors Distributed</b>	<b>4</b>	<b>114</b>



CITY OF  
**CLEVELAND  
HEIGHTS** 

DEPARTMENT OF POLICE

Annette M. Mecklenburg, CHIEF

40 SEVERANCE CIRCLE, CLEVELAND HEIGHTS, OHIO 44118 – Telephone 216-291-4974

## MEMORANDUM

**To:** Tanisha R. Briley, City Manager

**From:** Annette M. Mecklenburg, Chief of Police

**Date:** October 7, 2016

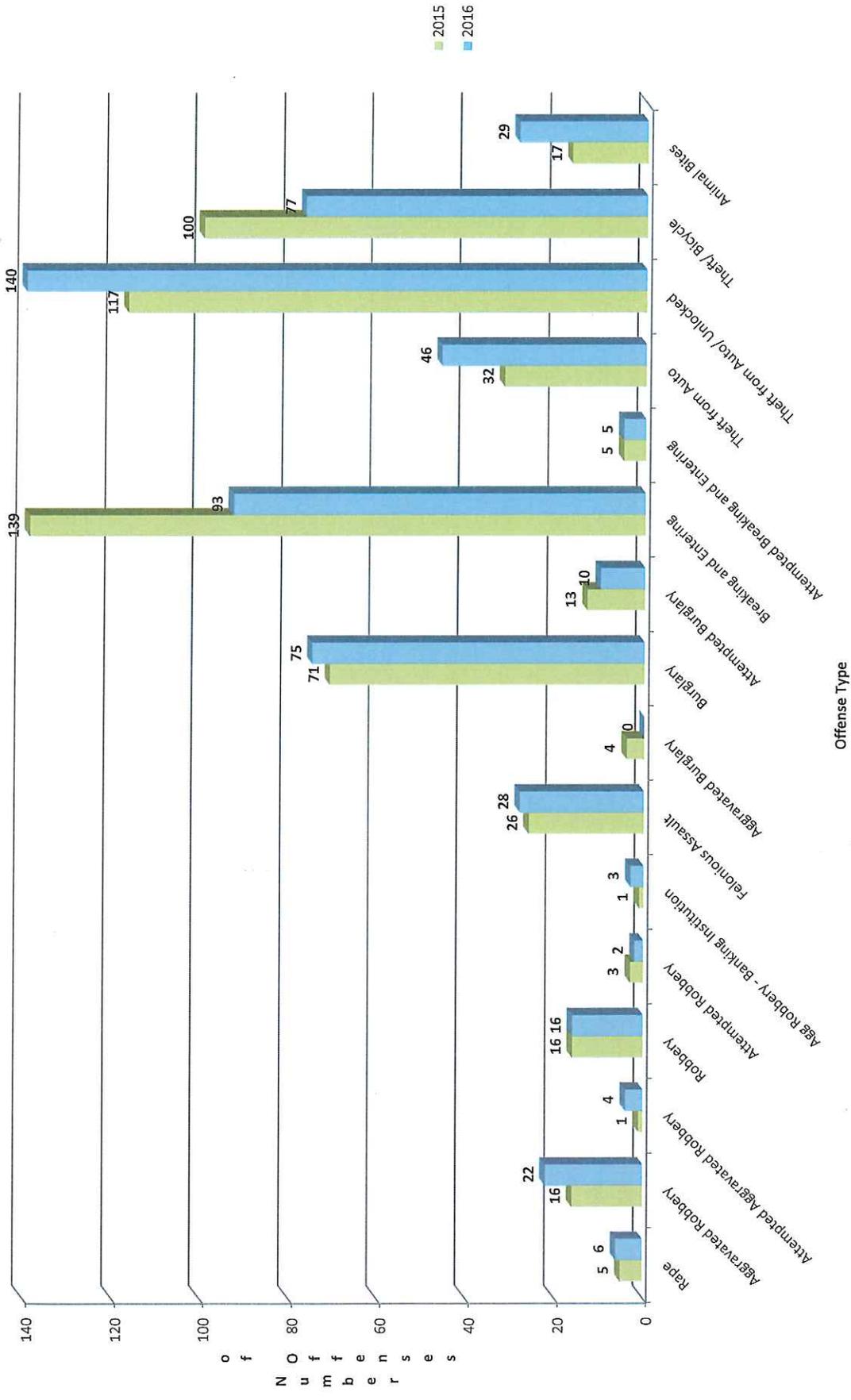
**Subject:** Weekly Update

Over the past couple of weeks, Inv. Quintero Mack has been participating in the “Coffee with a Cop” program. The events are being held at various locations throughout the area, including the Cleveland Clinic Main Campus and Dewey’s Coffee Shop at Shaker Square thus far. Other Police Departments participating in these events include Cleveland Clinic PD and Cleveland PD. We are currently looking for a location in Cleveland Heights to host a future event. This initiative helps to bring police officers and the residents they service together in a relaxed environment to discuss issues, share concerns, and craft possible solutions. If this event is well received by the residents of Cleveland Heights, we will look to schedule additional events on a regular basis.



During this past week we experienced several more theft from autos in the city, mainly on the streets near Mayfield and Lee Rd and Monticello Blvd. and N. Taylor Rd. A second message was sent to residents via NextDoor to remind them to keep the doors on their vehicles locked and to contact the police if they see any suspicious activity.

Crime Comparison:  
 January 1, 2015 - September 29, 2015 Compared to January 1, 2016 - September 29, 2016



Proposed: 10/17/2016

RESOLUTION NO. (PD), *First Reading*

By Council Member

A Resolution authorizing the City Manager to submit the Community Development Block Grant entitlement application for the year beginning January 1, 2017; and declaring an emergency.

WHEREAS, the City has participated, and does now participate, in the Community Development Block Grant program; and

WHEREAS, the receipt of such funds has been extremely helpful to this City in accomplishing its goals; and

WHEREAS, the City has conducted hearings and has participated in extensive discussions with the Citizens Advisory Committee and citizens relative to the activities to be accomplished in the forty-third year of such program.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. The City Manager be, and she is hereby, authorized to file with the Department of Housing and Urban Development of the United States Government and any required review agencies, for the program year beginning on January 1, 2017, and continuing for a one (1) year period thereafter, the Community Development Block Grant entitlement submittal, a copy of which is on file with the Clerk of Council and copies of which will have been reviewed by members of Council. A copy of the forty-third year proposed budget, attached hereto as Exhibit A, is presently on file with the Clerk of Council and describes the activities and the proposed amount of expenditures to be approved by this Council for each such activity during the year 2017.

SECTION 2. The City Manager is further authorized and directed to sign any and all forms, applications, or other documents necessary to obtain funding for these described programs and to submit such documents to the proper reviewing agencies within the time permitted by law. Should the City receive more than the amount requested in this proposal, efforts will be made to increase funding for low- and moderate-income benefit programs. Should the City receive less than requested, the City will attempt to reconcile such shortfall by first reprogramming carryover funds, and second by reducing budgeted amounts of the lowest priority programs. Prior to a final decision on any such amendment, the City will consult with the Citizens Advisory Committee.

SECTION 3. The City Manager be, and she is hereby, further authorized to file with HUD and any required reviewing agencies the Annual Action Plan for 2017, a copy of which will be available for review beginning on October 18, 2016, on the City's website, in the Cleveland Heights Planning Department, and at the main Lee Road Library for at least thirty (30) days.

RESOLUTION NO. (PD)

SECTION 4. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 5. This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being to permit immediate filing of the described applications with all appropriate governmental agencies in order to ensure funding prior to the commencement of the program year. Wherefore, provided it receives the affirmative vote of five or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

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CHERYL L. STEPHENS, Mayor  
President of the Council

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TOM RAGUZ  
Clerk of Council

PASSED:

**EXHIBIT A**  
**COMMUNITY DEVELOPMENT BLOCK GRANT**  
**FY 2017 ALLOCATION**

**Goal I: Ensure the availability and sustainability of decent housing and a suitable living environment for all Cleveland Heights residents.**

OBJECTIVE A: Preserve and maintain the housing stock and create housing opportunities, especially for low- and moderate-income persons.

<i>PROGRAMS &amp; PROJECTS</i>	<i>\$776,128</i>
Housing Preservation Office	
Administration	\$295,000
Code Enforcement	\$ 55,000
Exterior Paint Program	\$ 80,000
Violation Repair Program for Seniors	\$ 17,500
Home Repair Resource Center	
Administration	\$100,000
Assist Incentive Grant	\$ 5,000
Deferred Loan Match	\$ 5,000
Housing Counselor	\$ 20,000
CDBG Administration and Finance	\$130,000
GIS (Geographic Information System) Program	\$ 68,628

OBJECTIVE B: Encourage the integration of population groups within the community and promote an increase in the diversity and vitality of neighborhoods.

<i>PROGRAMS &amp; PROJECTS</i>	<i>\$ 51,500</i>
Cleveland Tenants Organization	\$ 7,000
AI Fair Housing Program	\$ 8,500
Heights Community Congress Diversity Programs	\$ 6,000
FutureHeights	\$ 30,000

OBJECTIVE C: Maximize the independence of targeted population groups by providing services which expand choices.

<i>PROGRAMS &amp; PROJECTS</i>	<i>\$ 25,000</i>
Office on Aging	\$ 25,000

OBJECTIVE D: Maintain safe, functional and healthy neighborhoods by providing services which improve the physical environment, especially in LMI areas.

<i>PROGRAMS &amp; PROJECTS</i>	<i>\$278,000</i>
Neighborhood Relations Program	\$ 55,000
Street Rehabilitation	\$223,000

RESOLUTION NO. (PD)

OBJECTIVE E: Provide support services to youth, identifiable LMI persons and special population groups in the community.

<i>PROGRAMS &amp; PROJECTS</i>	\$ 99,372
Heights Emergency Food Center	\$ 15,000
Family Connections	\$ 20,000
Heights Youth Club	\$ 35,000
Open Doors Academy	\$ 8,000
Start Right Food Program	\$ 7,500
Gesher	\$ 5,000
Lake Erie Ink	\$ 8,872

**GOAL II: Expand opportunities for persons of low and moderate income.**

OBJECTIVE A: Alleviate physical and economic distress and create viable commercial areas through the prevention of the deterioration of commercial areas.

<i>PROGRAMS &amp; PROJECTS</i>	\$ 10,000
Cedar Taylor Development Assn.	\$ 10,000

OBJECTIVE B: Stimulate private investment to create and retain employment opportunities, especially for low- and moderate-income persons.

<i>PROGRAMS &amp; PROJECTS</i>	\$245,000
Economic Development Administration	\$ 90,000
Storefront Consultants	\$ 30,000
Storefront Renovation Rebates	\$ 75,000
Storefront Renovation Loan	\$ 50,000

**TOTAL CDBG PROGRAMS & PROJECTS** **\$1,485,000\***

*\*The City anticipates a 2017 CDBG allocation of \$1,440,000 and will utilize \$45,000 from current year contingency for these proposed activities.*

Proposed: 10/5/2016

RESOLUTION NO. (PSH)

By Council Member

A Resolution declaring the property at 3171 Oak Road, Cleveland Heights, Ohio to be a nuisance; authorizing abatement of the nuisance; and declaring an emergency.

WHEREAS, the City Manager has reported to this Council that the residential property known as 3171 Oak Road, owned by Jonathan C. Luma, is currently vacant, is in a state of severe disrepair, and hazardous; and

WHEREAS, the City Manager has further reported that the owner of the subject property has been cited by the Housing Inspection Department for numerous housing code violations on the property since at least August 2010 and no progress has been made toward correction of the violations; and

WHEREAS, the City Manager has further reported that the property has deteriorated over the years to the point that it is a hazard to the health, safety, and welfare of potential occupants and the public and is a blighting and deteriorating factor in the neighborhood adversely affecting the value of neighboring property.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. This Council hereby finds and determines that the premises known as 3171 Oak Road, owned by Jonathan C. Luma, is in a state of disrepair to the extent that it constitutes a health and safety hazard and a blighting influence and hereby declares said property to be a public nuisance pursuant to Chapter 553 of the Codified Ordinances of the City of Cleveland Heights.

SECTION 2. The City Manager is authorized and directed to cause the nuisance to be abated in accordance with Chapter 553 of the Codified Ordinances of the City of Cleveland Heights or in any manner determined to be appropriate and in accordance with law.

SECTION 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 4. This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being that the condition of the property is so hazardous that it must be abated at the earliest time permitted by law. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this

RESOLUTION NO. (PSH)

Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

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CHERYL L. STEPHENS, Mayor  
President of the Council

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TOM RAGUZ  
Clerk of Council

PASSED:

Proposed: 10/17/2016

RESOLUTION NO. (MS)

By Council Member

A Resolution authorizing the City Manager to enter an amended agreement with Wade Trim, Inc. of Ohio, for professional engineering services relating to the City's Sanitary Sewer Overflow Control project and related projects and the City's Capacity, Management, Operation, and Maintenance Program; and declaring an emergency.

WHEREAS, the City required professional services of an engineering consultant concerning the City's Sanitary Sewer Overflow Control project; and

WHEREAS, Council, by Resolution No. 92-2015, authorized a contract with Wade Trim, Inc. of Ohio ("Wade Trim"), to provide professional engineering services relating to said project under which the compensation was not to exceed One Hundred Thousand Dollars (\$100,000); and

WHEREAS, the City's Sanitary Sewer Overflow Control project continues; and

WHEREAS, the City additionally needs professional engineering services to update and improve the City's Capacity, Management, Operation, and Maintenance Program which directly relates to the City's Sanitary Sewer Overflow Control project; and

WHEREAS, the City Manager determined that the services of Wade Trim have well served the City's needs and would continue to do so for said projects; and

WHEREAS, such services are professional services for which no bidding is necessary.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. The City Manager shall be and is hereby authorized to execute a renewal contract with Wade Trim, Inc. of Ohio, to provide professional engineering services relating to the City's Sanitary Sewer Overflow Control project and for service to update and improve the City's Capacity, Management, Operation, and Maintenance Program. The contract shall have substantively the same terms as the proposed amended agreement for professional services submitted by Wade Trim, Inc. Ohio, copy of which is on file with the Clerk of Council. Compensation for the services detailed therein shall be paid for work actually performed at the rates described therein and in no event shall not exceed Three Hundred Seventy-Five Thousand Dollars (\$375,000) without additional written approval. All agreements hereunder shall be approved as to form by the Director of Law

SECTION 2. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

RESOLUTION NO. (MS)

SECTION 3. This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to timely meet EPA requirements. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

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CHERYL L. STEPHENS, Mayor  
President of Council

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TOM RAGUZ  
Clerk of Council

PASSED: