
MEMORANDUM

TO: Members of Council
FROM: Tanisha R. Briley, City Manager
DATE: June 15, 2018
RE: June 18, 2018

MEETINGS & REMINDERS

Monday, June 18	-	5:00 p.m.	-	Safety and Municipal Services Committee Meeting
	-	6:15 p.m.	-	Committee of the Whole
	-	7:30 p.m.	-	City Council
Tuesday, June 19	-	7:00 p.m.	-	Architectural Board of Review
	-	7:00 p.m.	-	Top of the Hill Public Meeting at the Community Center
	-	7:30 p.m.	-	Citizens Advisory Committee
Wednesday, June 20	-	7:00 p.m.	-	Board of Zoning Appeals
Thursday, June 21	-	6:00 p.m.	-	Meet Your Police
	-	7:00 p.m.	-	Charter Review Commission
Saturday, June 23	-	9:00 a.m. - Noon		Shredding Day

LEGISLATION

1. OPWC Culvert Emergency Rehabilitation
2. South Rink
3. Community Development Block Grant Funds
 - Family Connections, *Second Reading*
 - Cleveland Tenant Organization
 - Heights Community Congress
 - Home Repair Resource Center
 - Heights Youth Club, Inc.
 - Open Doors
 - Lake Erie Ink
4. Cedar Lee SID
5. Cedar Fairmount SID
6. CRA Ordinance, *First Reading*
7. Note Ordinance

GENERAL INFORMATION

1. Enclosed is an update from the City Manager and the agendas.
2. Enclosed is an update from the Vice City Manager.
3. Enclosed are updates from the Public Works Director.
4. Enclosed is an update from the Planning and Development Director.
5. Enclosed is an update from the Economic Development Director.
6. Enclosed is an update from the Housing Director.
7. Enclosed is an update from the Parks and Recreation Director.
8. Enclosed is the weekly activity report from the Fire Chief.
9. Enclosed is the weekly activity report from the Police Chief.
10. Enclosed is the agenda for the Board of Zoning Appeals.
11. Enclosed are final actions of the Planning Commission.

TRB/jkw
Enclosures



COUNCIL UPDATE

JUNE 15, 2018

1. LEGISLATION

- **Community Development Block Grant Funds**
 - **Family Connections, Second Reading.** This legislation authorizes an agreement with Family Connections for up to \$20,000.
 - **Cleveland Tenants Organization.** This legislation authorizes an agreement with Cleveland Tenants Organization for up to \$7,000.
 - **Heights Community Congress.** This legislation authorizes an agreement with Heights Community Congress for up to \$6,000.
 - **Home Repair Resource Center.** This legislation authorizes an agreement with Home Repair Resource Center for up to \$118,126 for Operating Expenses; \$10,000 for Assist Incentive Grants; \$20,000 for Deferred Loan Match; \$5,000 for the Senior Home Stability Grant; and \$19,577 for Housing Counseling; for a total grant of up to \$172,703.
 - **Heights Youth Club, Inc.** This legislation authorizes an agreement with Family Connections for up to \$35,000.
 - **Open Doors Academy.** This legislation authorizes an agreement with Open Doors Academy for up to \$11,966.
 - **Lake Erie Ink.** This legislation authorizes an agreement with Family Connections for up to \$12,128.

- **OPWC - Dugway East Culvert.** This legislation authorizes the City Manager to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement and/or Local Transportation Improvement programs to be used for the Dugway East Culvert Emergency Rehabilitation project.

- **Note Renewal Ordinance.** This legislation provides for the issuance and sale of \$722,000 of notes, in anticipation of the issuance of bonds, for the purpose of reconstructing, resurfacing and otherwise improving City streets; rebuilding Monticello Boulevard and Taylor Road, including engineering and planning costs and acquiring motorized equipment and appurtenances.

- **Cedar Lee SID.** This legislation approves a petition for the adoption of a public services and improvements plan for the Cedar Lee Special Improvement District.
- **Cedar Fairmount SID.** This legislation declares the necessity of implementing a public services plan for the Cedar Fairmount Special Improvement District, Inc.
- **South Rink.** This legislation approves a Change Order to the 2017 Professional Energy Service Design-Build Agreement with Evans Energy. The South Rink in the Community Center needs additional work to improve energy efficiency which will result in an increase in price. The additional costs are being absorbed in the project.
- **CRA Ordinance, First Reading.** This legislation implements Sections 3735.65 through 3735.70 of the Ohio Revised Code, establishing and describing the boundaries of a community reinvestment area in the City of Cleveland Heights, State of Ohio, designating a housing officer to administer the program, and creating a community reinvestment housing council and a tax incentive review council.

2. 2018 RESIDENT SURVEY

- The 2018 Resident Survey process is underway and the first step is to finalize the survey instrument. A draft of the 2018 survey is enclosed. There will likely be 2-3 additional questions added in the public safety section to gauge perception of police-community relations, otherwise, most of the questions will remain the same in order to maintain consistency and more accurately measure our biennial progress.
- By way of background, the first biennial survey of residents to gauge City performance in service delivery was conducted in 2014. The City contracted with ETC Institute to administer the survey. ETC's product, the DirectionFinder, offers a standardized methodology that allows communities to assess overall performance in major categories of service and identify the relative importance that residents place on each service. As ETC is a national company with local government clients throughout the U.S., the DirectionFinder survey will also provide us with good benchmarking data to put our results in context with comparable communities around the country. The 2014 and 2016 Resident Survey results are available on the City's website.
- Once the 2018 Resident Survey is finalized a pilot test will be conducted to ensure the questions are understood by residents. Based on the results of the pilot test, ETC Institute will recommend changes (if needed) to the survey. ETC will administer the survey to a random sample of 1,200 residents by a combination of mail, Internet and phone. The sample will be address-based and

will include residents with traditional land-lines and those that only have cell phones.

- ETC Institute will mail the survey and a cover letter (on City letterhead) to a random sample of 1,200 households in the City. Residents who receive the survey will have the option of returning the printed survey by phone or completing it online. Households that do not respond within 10 days will be contacted by phone and asked to complete the survey by phone.
- ETC Institute will conduct phone calls until a minimum of 400 surveys are completed. A random sample of 400 completed surveys will provide results that have a precision of at least +/-5% at the 95% level of confidence.
- ETC Institute will monitor the distribution of the sample to ensure that the sample reasonably reflects the demographic composition of the City with regard to age, geographic dispersion, gender, ethnicity and other factors.
- ETC Institute will submit a final report to the City. At a minimum, this report will include the following items:
 1. Formal report that includes an executive summary of survey methodology, a description of major findings, and charts that show the overall results of each survey
 2. Benchmarking analysis that shows how the results for the City compare to national and regional norms
 3. A copy of the survey instruments
 4. Importance-Satisfaction/Quadrant Analysis that will identify the areas where the greatest opportunities exist to enhance overall satisfaction with City services.
 5. GIS maps that show geocoded survey results for selected questions on the survey
 6. A presentation of the survey results via webinar



Draft - 2018 City of Cleveland Heights Community Survey

Please take a few minutes to complete this survey. Your input is an important part of the City's on-going effort to involve residents in long-range planning and improving the quality of City services. If you have questions, please call the City Manager's Office at (216) 291-3737.

THANK YOU!

1. **MAJOR CATEGORIES OF CITY SERVICES** Please rate your overall satisfaction with major categories of services provided by the City of Cleveland Heights on a scale of 1 to 5 where 5 means "Very Satisfied" and 1 means "Very Dissatisfied".

Major Categories of City Services	Very Satisfied	Satisfied	Neutral	Dissatisfied	Very Dissatisfied	Don't Know
1. Overall quality of police services	5	4	3	2	1	9
2. Overall quality of fire and ambulance services	5	4	3	2	1	9
3. Overall quality of City parks and recreation programs and facilities	5	4	3	2	1	9
4. Overall maintenance of City streets, buildings & facilities	5	4	3	2	1	9
5. Overall enforcement of City codes and ordinances	5	4	3	2	1	9
6. Overall quality of customer service you receive from City employees	5	4	3	2	1	9
7. Overall effectiveness of City communication with the public	5	4	3	2	1	9
8. Overall quality of solid waste services (trash, recycling, yard waste)	5	4	3	2	1	9
9. City's efforts to conserve energy and protect the environment	5	4	3	2	1	9

2. Which **THREE** of the **Major Categories of City Services** do you think are **MOST IMPORTANT** for the City to provide? [Write in the numbers below using the numbers from the list in Question 1 above.]

1st: _____ 2nd: _____ 3rd: _____

3. **PERCEPTIONS OF THE CITY** Several items that may influence your perception of the City of Cleveland Heights are listed below. Please rate your satisfaction with each item on a scale of 1 to 5 where 5 means "Very Satisfied" and 1 means "Very Dissatisfied".

Quality of Life	Very Satisfied	Satisfied	Neutral	Dissatisfied	Very Dissatisfied	Don't Know
1. Overall quality of services provided by the City	5	4	3	2	1	9
2. Overall image of the City	5	4	3	2	1	9
3. Overall quality of life in the City	5	4	3	2	1	9
4. Overall quality of your neighborhood	5	4	3	2	1	9
5. The overall value that you receive for your city tax dollars and fees	5	4	3	2	1	9

4. Please rate Cleveland Heights on a scale of 1 to 5 where 5 means "Excellent" and 1 means "Poor" with regard to each of the following:

Ratings of the City	Excellent	Good	Neutral	Below Average	Poor	Don't Know
1. As a place to live	5	4	3	2	1	9
2. As a place to raise children	5	4	3	2	1	9
3. As a place to visit	5	4	3	2	1	9
4. As a place to work	5	4	3	2	1	9
5. As a place to retire	5	4	3	2	1	9

5. **CUSTOMER SERVICE** Have you contacted the City with a question, problem, or complaint during the past year?

- ___(1) Yes [Answer Question 5a-c]
 ___(2) No [Go to Question 6]

5a. [If YES to Question 5] Which Department did you contact most recently?

- | | |
|---|----------------------------------|
| ___(01) Public Works (street maintenance, trash, recycling, yard waste, forestry) | ___(07) Planning and Development |
| ___(02) Police Department | ___(08) Community Relations |
| ___(03) Fire/EMS | ___(09) Building Department |
| ___(04) Community Center | ___(10) Housing Department |
| ___(05) City Manager/City Council | ___(11) Parks & Recreation |
| ___(06) City Hall Information Desk/Receptionist | ___(12) Other: _____ |

5b. [If YES to Question 5] How easy was it to contact the person you needed to reach in the Department you listed in Question #5a?

- | | | |
|----------------------|-----------------------|-------------------|
| ___(1) Very Easy | ___(3) Difficult | ___(9) Don't know |
| ___(2) Somewhat Easy | ___(4) Very Difficult | |

5c. [If YES to Question 5] Several factors that may influence your perception of the quality of customer service you receive from City employees are listed below. For each item, please rate how often the employees you have contacted during the past year have displayed the behavior described on a scale of 1 to 5, where 5 means "Always" and 1 means "Never".

Behavior	Always	Usually	Sometimes	Seldom	Never	Don't Know
1. They were courteous and polite	5	4	3	2	1	9
2. They gave prompt, accurate, and complete answers to questions	5	4	3	2	1	9
3. They did what they said they would do in a timely manner	5	4	3	2	1	9
4. They helped you resolve an issue to your satisfaction	5	4	3	2	1	9

6. **UTILITY SERVICES** For each of the items listed below, please rate your satisfaction on a scale of 1 to 5 where 5 means "Very Satisfied" and 1 means "Very Dissatisfied".

Utility Services	Very Satisfied	Satisfied	Neutral	Dissatisfied	Very Dissatisfied	Don't Know
1. Residential trash collection services	5	4	3	2	1	9
2. Curbside recycling services	5	4	3	2	1	9
3. Yard waste (leaves, brush, etc.) removal services	5	4	3	2	1	9
4. Sewer service	5	4	3	2	1	9

7. Which TWO of the Utility Services listed above do you think are MOST IMPORTANT for the City to provide?

[Write in the numbers below using the numbers from Question 6 above.]

1st: ____ 2nd: ____

8. **DEVELOPMENT AND REDEVELOPMENT** Please rate your satisfaction on a scale of 1 to 5, where 5 means "Very Satisfied" and 1 means "Very Dissatisfied", with the following areas of development and redevelopment in Cleveland Heights:

Ratings of the Development and Redevelopment	Very Satisfied	Satisfied	Neutral	Dissatisfied	Very Dissatisfied	Don't Know
1. Overall quality of new residential development	5	4	3	2	1	9
2. Overall quality of new retail development (stores, restaurants, etc.)	5	4	3	2	1	9
3. Redevelopment of abandoned or under-utilized properties	5	4	3	2	1	9
4. Diversity of existing retail, restaurant and other commercial businesses	5	4	3	2	1	9
5. Efforts to attract new businesses to the community	5	4	3	2	1	9
6. Current level of economic vitality throughout the City's commercial districts	5	4	3	2	1	9

9. Which TWO of the **Development and Redevelopment** activities listed above do you think are MOST IMPORTANT for the City to provide? [Write in the numbers below using the numbers from Question 8 above.]

1st: ____ 2nd: ____

10. **PUBLIC SAFETY SERVICES** Please rate your satisfaction on a scale of 1 to 5, where 5 means "Very Satisfied" and 1 means "Very Dissatisfied", with the following public safety services provided by the City of Cleveland Heights:

Public Safety	Very Satisfied	Satisfied	Neutral	Dissatisfied	Very Dissatisfied	Don't Know
1. The visibility of police in neighborhoods	5	4	3	2	1	9
2. The visibility of police in commercial/retail areas	5	4	3	2	1	9
3. The City's efforts to prevent crime	5	4	3	2	1	9
4. How quickly police respond to emergencies	5	4	3	2	1	9
5. Enforcement of local traffic laws	5	4	3	2	1	9
6. Police-related education programs	5	4	3	2	1	9
7. Overall quality of police services	5	4	3	2	1	9
8. How quickly fire personnel respond to emergencies	5	4	3	2	1	9
9. Quality of the City's fire prevention programs	5	4	3	2	1	9
10. Fire-related education programs	5	4	3	2	1	9
11. Overall quality of local fire protection	5	4	3	2	1	9
12. How quickly ambulance personnel respond to emergencies	5	4	3	2	1	9
13. Overall quality of ambulance service	5	4	3	2	1	9

11. Which FOUR of the **Public Safety** items listed above do you think are MOST IMPORTANT for the City to provide? [Write in the numbers below using the numbers from the list in Question 10 above.]

1st: ____ 2nd: ____ 3rd: ____ 4th: ____

12. **PERCEPTIONS OF SAFETY** On a scale of 1 to 5, where 5 means "Very Safe" and 1 means "Very Unsafe", please rate how safe you feel in the following situations:

Feeling of Safety	Very Safe	Safe	Neutral	Unsafe	Very Unsafe	Don't Know
1. In your neighborhood during the day	5	4	3	2	1	9
2. In your neighborhood at night	5	4	3	2	1	9
3. In City parks	5	4	3	2	1	9
4. In commercial and retail areas during the day	5	4	3	2	1	9
5. In commercial and retail areas at night	5	4	3	2	1	9
6. Overall feeling of safety in Cleveland Heights	5	4	3	2	1	9

13. **CODE ENFORCEMENT** Please rate your satisfaction on a scale of 1 to 5, where 5 means "Very Satisfied" and 1 means "Very Dissatisfied", with the following:

Enforcement of City Codes and Ordinances	Very Satisfied	Satisfied	Neutral	Dissatisfied	Very Dissatisfied	Don't Know
1. Enforcing the clean-up of debris on private property	5	4	3	2	1	9
2. Enforcing the mowing and cutting of weeds and tall grass on private property	5	4	3	2	1	9
3. Enforcing snow removal on sidewalks	5	4	3	2	1	9
4. Enforcing the exterior maintenance of residential property	5	4	3	2	1	9
5. Enforcing the exterior maintenance of business property	5	4	3	2	1	9
6. Overall quality of the building and permit process	5	4	3	2	1	9

14. Which TWO of the Code Enforcement activities listed above do you think are MOST IMPORTANT for the City to provide? [Write in the numbers below using the numbers from Question 13 above.]

1st: ____ 2nd: ____

15. **TRANSPORTATION** How satisfied are you with the following aspects of transportation in the City of Cleveland Heights:

Transportation	Very Satisfied	Satisfied	Neutral	Dissatisfied	Very Dissatisfied	Don't Know
1. Availability of public transportation	5	4	3	2	1	9
2. Availability of bicycle lanes	5	4	3	2	1	9
3. Condition of sidewalks in the City	5	4	3	2	1	9
4. Convenience of parking in the City	5	4	3	2	1	9

16. **MAINTENANCE SERVICES** Please rate your satisfaction on a scale of 1 to 5, where 5 means "Very Satisfied" and 1 means "Very Dissatisfied", with the following services provided by the City:

City Maintenance	Very Satisfied	Satisfied	Neutral	Dissatisfied	Very Dissatisfied	Don't Know
1. Maintenance of major city streets	5	4	3	2	1	9
2. Maintenance of streets in your neighborhood	5	4	3	2	1	9
3. Snow removal on major City streets	5	4	3	2	1	9
4. Snow removal on streets in your neighborhood	5	4	3	2	1	9
5. Mowing and trimming along City streets and other public areas	5	4	3	2	1	9
6. Overall cleanliness of city streets and other public areas	5	4	3	2	1	9
7. Adequacy of city street lighting	5	4	3	2	1	9
8. Tree trimming and urban forestry along City streets and other public areas	5	4	3	2	1	9

17. Which THREE of the City Maintenance services listed above do you think are MOST IMPORTANT for the City to provide? [Write in the numbers below using the numbers from the list in Question 16 above.]

1st: ____ 2nd: ____ 3rd: ____

18. **PARKS AND RECREATION**

18a. Have you or other members of your household visited a Cleveland Heights City Park during the past 12 months? ____ (1) Yes ____ (2) No

18b. Have you or other members of your household visited the Cleveland Heights Community Center during the past 12 months? ____ (1) Yes ____ (2) No

18c. Have you or other members of your household participated in any Parks and Recreation programs offered by the City of Cleveland Heights during the past 12 months? (fitness class, summer camp, outdoor sports, etc.) ____ (1) Yes ____ (2) No

19. How satisfied are you with the following aspects of Parks and Recreation in the City of Cleveland Heights:

Parks and Recreation	Very Satisfied	Satisfied	Neutral	Dissatisfied	Very Dissatisfied	Don't Know
1. Maintenance of city parks	5	4	3	2	1	9
2. Number of city parks	5	4	3	2	1	9
3. Number of walking and biking trails	5	4	3	2	1	9
4. Cumberland Pool and programs	5	4	3	2	1	9
5. Quality of outdoor athletic fields	5	4	3	2	1	9
6. Youth recreation opportunities	5	4	3	2	1	9
7. Adult recreation opportunities	5	4	3	2	1	9
8. Senior recreation opportunities	5	4	3	2	1	9
9. The city's youth athletic programs	5	4	3	2	1	9
10. The city's adult athletic programs	5	4	3	2	1	9
11. Maintenance and appearance of the Community Center	5	4	3	2	1	9
12. Programs and activities offered at the Community Center	5	4	3	2	1	9
13. Quality of instructors and coaches	5	4	3	2	1	9
14. Ease of registering for programs	5	4	3	2	1	9
15. Fees charged for recreation programs	5	4	3	2	1	9

20. Which **THREE** of the Parks and Recreation services listed above do you think are **MOST IMPORTANT** for the City to provide? [Write in the numbers below using the numbers from Question 19 above.]

1st: ____ 2nd: ____ 3rd: ____

21. Are there any parks and recreation programs or facilities that you think the City should provide that are not currently offered by the City?

1st suggestion: _____ 2nd suggestion: _____

22. **CAIN PARK**

Have you or other members of your household attended a concert or show at Cain Park during the last 12 months? _____ (1) Yes [Answer 22.1 - 22.6 below] _____ (2) No [Go to Question 23]

[Only if YES to Question 22.] For each of the items listed below, please rate your satisfaction on a scale of 1 to 5 where 5 means "Very Satisfied" and 1 means "Very Dissatisfied".

Cain Park	Very Satisfied	Satisfied	Neutral	Dissatisfied	Very Dissatisfied	Don't Know
1. Overall quality of the facility	5	4	3	2	1	9
2. Overall quality of shows and events	5	4	3	2	1	9
3. Variety of shows and events	5	4	3	2	1	9
4. Affordability of shows and events	5	4	3	2	1	9
5. Ease of purchasing tickets for shows and events	5	4	3	2	1	9
6. Overall quality of concessions	5	4	3	2	1	9

23. **COMMUNICATIONS** Which of the following sources do you currently use to get information about City of Cleveland Heights? (Check all that apply)

- | | |
|------------------------------------|--|
| ____ (01) City Focus Magazine | ____ (06) Plain Dealer/Sun Press |
| ____ (02) City E-Newsletter | ____ (07) www.cleveland.com |
| ____ (03) City Website | ____ (08) Heights Observer |
| ____ (04) City Facebook or Twitter | ____ (09) City's YouTube Channel |
| ____ (05) City Cable Channel | ____ (10) Other: _____ |

24. Which of the following do you currently use at home? (Check all that apply)

- (1) Facebook
- (2) YouTube
- (3) Twitter
- (4) Text Messaging
- (5) E-mail
- (6) Internet
- (7) Other: _____
- (9) None

25. Please rate your satisfaction on a scale of 1 to 5, where 5 means "Very Satisfied" and 1 means "Very Dissatisfied", with the following aspects of communication provided by the City of Cleveland Heights:

City Communications	Very Satisfied	Satisfied	Neutral	Dissatisfied	Very Dissatisfied	Don't Know
1. The availability of information about City programs and services	5	4	3	2	1	9
2. City efforts to keep you informed about local issues	5	4	3	2	1	9
3. The level of public involvement in local decision making	5	4	3	2	1	9
4. The level of public involvement in the City's budget process	5	4	3	2	1	9
5. The quality of programming on the City's cable television channel	5	4	3	2	1	9
6. The usefulness of the City's web page	5	4	3	2	1	9
7. The usefulness of the Focus Magazine	5	4	3	2	1	9

26. Which THREE of the following community issues do you think should be the City's top priorities over the next TWO years? (Check up to 3 items)

- (01) Neighborhood Revitalization
- (02) Public Safety
- (03) Environmental Stewardship
- (04) Infrastructure Maintenance
- (05) Youth Outreach
- (06) Housing Development
- (07) Retail/Commercial District Revitalization
- (08) Business Development
- (09) Improve Recreational/Cultural Amenities
- (10) Other: _____

27. Which of the following best describes your race/ethnicity? (Check all that apply.)

- (01) Asian/Pacific Islander
- (02) Black/African American
- (03) White
- (04) Hispanic
- (05) American Indian/Eskimo
- (06) Other: _____

28. How many (counting yourself) people in your household are?

- Under age 10 _____
- Ages 10-19 _____
- Ages 20-34 _____
- Ages 35-54 _____
- Ages 55-74 _____
- Ages 75+ _____

29. Do you own or rent your home?

- (1) Own
- (2) Rent

30. Approximately how many years have you lived in the City of Cleveland Heights? _____ years

31. Your gender:

- (1) Male
- (2) Female

32. Do you have any other suggestions for improving the quality of City services? If so, please write your suggestion in the space provided below.

OPTIONAL: If you would like to participate in future on-line surveys or would be willing to attend focus groups that are sponsored by the City of Cleveland Heights, please provide your contact information below:

Your Name: _____

Phone: _____

Your Email Address: _____

This concludes the survey. Thank you for your time!

Please return your completed survey in the enclosed postage-paid envelope addressed to:
ETC Institute, 725 W. Frontier Circle, Olathe, KS 66061

Your responses will remain completely confidential. The information printed on the lower right will ONLY be used to help identify your area of the City. If your address is not correct, please provide the correct information. Thank you.



CLEVELAND HEIGHTS

Committee of the Whole

June 18, 2018

Agenda

1. Report of City Council Members 6:15 p.m. – 6:20 p.m.
Goal: Mayor and City Council members will provide updates on items of interest
2. Legislation Overview 6:20 p.m. – 6:30 p.m.
Goal: Discuss proposed legislation
3. Discussion of Staff Reports 6:30 p.m. – 6:40 p.m.
Goal: Council members will ask staff questions about their reports and/or activities
4. Noble Gas Liquor License 6:40 p.m. – 6:45 p.m.
Goal: Staff will present the letter objecting to the transfer of the liquor license
5. Resident Survey 6:45 p.m. – 6:55 p.m.
Goal: Staff will review the 2018 Resident Survey process with Council
6. Executive Session* 6:55 p.m. – 7:20 p.m.
To consider the terms of a lease of City-owned real property

**Note – May return to executive session following the City Council meeting*

A Public Safety Swearing In Ceremony will be held at 7:15 p.m.

TO: TANISHA R. BRILEY, CITY MANAGER

FROM: SUSANNA NIERMANN O'NEIL, ASSISTANT CITY MANAGER

RE: COMMUNITY OUTREACH UPDATE

DATE: JUNE 15, 2018

COMMUNICATION OUTREACH:

Director Mary Trupo took the lead on the promotional marketing and branding initiative. There were 10 responses to the RFP and the team (Barker, Roschakovsky, McCrae, Anderson and O'Neil) led by Trupo reviewed the proposals and selected four to be interviewed. A final unanimous decision was made for Align2Market. Legislation is being prepared for Monday July 2nd. Please see attached Director Trupo's analysis and overview of the long awaited promotional initiative and how it will tie in with the Master Plan.

COMMUNITY RELATIONS:

- Safety Town registrations continues; Domestic partner registrations (2) this week; 4 Fourth of July block parties – Somerton, Kingston, East Fairfax and Rumson.
- Coordination of food vendors for the Cain Park Arts Festival and the final count of artist and alternates. The Festival the weekend of July 13, 14 and 15th will be coordinated by staff.

SOCIAL MEDIA:

- Multiple postings of road closures due to our crews and also water breaks. Very difficult at times staying ahead of those water breaks.
- Facebook :Congratulations to Cleveland Heights' own Orin Wolf for his Tony winning play *The Band's Visit*.
- Documents regarding the Charter Review Commission are posted regularly on the website page. This includes written comments and opinions sent to the Commission. Also, the video of all meetings go up for viewing by the next day.

City of Cleveland Heights
City-wide Promotional Initiative

Rationale of this initiative/ investment:

- We have made the strategic decision to invest in discovering and defining the brand of the City of Cleveland Heights and establishing new tools and resources to help us effectively promote our brand to others.
- Defining the City's brand is a critical component of remaining competitive in today's economy.
 - We compete every day for new residents, business development and visitors.
 - Defining our brand is critical in how we present our community to current and future stakeholders.
 - Aligning various sectors of the City that can then express our brand consistently helps fortify the value of our brand.
- We firmly believe this is a smart, cost-effective investment from which we expect to reap a significant return.
- The purpose of this initiative is to provide economic impact for the community by:
 - Enhancing the image of the community as a more desirable location to live, work, visit and play;
 - Increasing resident pride and engagement around a consistent brand identity;
 - Improving community image to increase demand for housing and increase property values;
 - Enhancing destination attractiveness to visitors to drive spending in our restaurants, pubs, retail stores, etc.;
 - Enhancing destination attractiveness to businesses and site selectors to drive economic development through business attraction; and
 - Providing toolkits and brand resources that position stakeholders to amplify the new brand.
 - Developing unified messaging.
- We've selected Ohio-based marketing partners for this project with specific expertise and direct experience both in guiding rebranding for cities like Cleveland Heights, as well as in promoting cities as vibrant destinations for tourism, residential life and business growth.
- \$85,000 was approved in the 2018 budget for this initiative. The anticipated total for this contract with Align2Market is \$77,800.

The City-wide Promotional initiative will help advance a number of items detailed in the Master Plan:

- Vibrant Neighborhoods:
 - Promote the City's neighborhoods to potential residents, especially the workforce in University Circle
 - Promote and support neighborhoods identities to enhance the sense of place and build pride among residents
- Environmentally Sustainable Community
 - Promote walking or biking as a more sustainable way to get around
- Business Friendly
 - Promote City as good place to do business
- Strong Business Districts
 - Create (promote) memorable experiences by developing a strong sense of place
- A diverse and Open Community
 - Promote and maintain the City's longstanding tradition of diversity and actively foster an environment of inclusion
 - Promote affordable housing
- A Safe and Engaged Community
 - [This project will involve a lot of community involvement – steering committee, focus groups, surveys, one-on-ones, and community meeting]



To: Tanisha Briley – City Manager
From: Alex Mannarino – Public Works Director
Date: June 15, 2018
Subject: Public Works Weekly Update

Forestry:

- Tree Tracker work history from June 7, through June 13, 2018.
- YTD: Trimmed 143 trees, removed 145, planted 150 trees, and dumped 83 loads of woodchips and 37 loads of logs
- Additional tree removals were completed in Forest Hills Park (not included in Tree Tracker).

Sewer:

- Repaired storm main at Washington and South Taylor
- Repaired catch basin at 3273 E Monmouth
- Bulk headed and cemented 2 catch basins at Service Garage (Station 3)
- Repaired tree lawns Henderson and Quilliams
- Repaired catch basin in Marc's parking lot
- Unblocked sanitary main at 868 Ravine
- Dye tested catch basins at Station 3
- Jetted sanitary and storm mains at 2414 Euclid Hts, 3515 Randolph, Delamere and Nottinghill Lane, Randolph and Lecona, 831 Woodview
- Jetted house lateral 3747 Bainbridge
- Participated in a walk through with the OEPA and the Health Department at Service Garage (Station) 3 and Cemetery lot
- Videoed house lateral at 2616 Norfolk
- Investigated sink hole 3511 Fairmount which was determined to be CWD related
- Dressed tree lawn at 3683 Atherstone
- Attended Lucity meeting at Station 2
- Investigated sink hole by a catch basin at 1162 Pomona
- Coordinated with CWD regarding a water main break at E Scarborough and South Taylor
- Attended Leadership Training Session 3
- Installed new drains at Caledonia Park

Sewer Service Calls:

- 3499 Bainbridge, 2902 Washington, 1413 Lynn Park, 1905 Parkway, 2848 Coleridge, 1637 Coventry, 3638 Mt Laurel, 17430 Shelburne, 2476 North Taylor, 2616 Norfolk
-

Other Sewer Related:

- Attended Delamere neighborhood meeting to discuss flooding issues the street
- Attended Doan Brook Partnership Board meeting and updated the Board on upcoming sewer-related worked planned as part of the Consent Decree
- Attended meeting with Doan Brook Partnership, NEORSD, EnviroScience, GPD, and WPC to discuss the Trash Rack repair/replacement

- Attended contract negotiations at City Hall

Water Admin:

- **CWD:**
 - Obtained Final Readings
 - Turned water off/on for plumbing repairs
 - Investigated water complaints regarding leaks
 - Completed Final Meter Reading Cycle for CWD. Cleveland Water will be responsible for reading meters from this point forward

Refuse:

- Transported 356.21 (23 loads) of refuse to Shiloh landfill
- Transported 55.62 tons (6 loads) of mixed recycling to Kimble
- Public Works Director, Assistant Director and Refuse and Streets Supervisors surveyed Madden Brothers compost yard in Akron

Streets Maintenance:

- **Asphalt:** 3891 Northampton, 1025 Renfield, Mayfield by Transfer Station, 2969 Mayfield, 1015 Elbon, 3587 Hartwood, 1098 Woodview, 3431 Henderson, Coventry at Mayfield, 3379 Henderson, 1040 Elbon, 1016 Elbon (CWD cutout), Coventry (at E. Overlook , 2333, 2323), 2469 Kenilworth (along curb), 1006 Montford (by apron)
- **Construction Crew:** 3891 Northampton (CWD cutout, concrete), 964 Keystone (replaced apron/curb), 1016 Elbon (CWD cutout, curb, concrete), 1040 Elbon (CWD cutout, concrete), 1072 Rushleigh (replaced apron), 3731 Northampton (basin/curb), S.Taylor at Scarborough (CWD cutout, 16x21, concrete), 3436 Bradford (CWD cutout, curb, concrete, 7x7), 2621 S. Taylor (CWD cutout, concrete, 9x6)
- **Tree Lawns:** 3690 Langton, 3503 Northcliffe, 964 Keystone
- **Miscellaneous:** Cleaned bullpen, removed play area at Caledonia Park
- **Sweepers:** City Garage, Parking Lot, Business Districts, Blanche, Forest Hills (sections), Powell, Janette, Wilton/Cadwell (sections), City Hall, Mayfield, Coventry
- **Hauling:** Grinding leaves, woodchips, hauling mulch (Midwest)
Tractor Trailer – 14 Tandem Dumps- 16 from cemetery

MEMORANDUM

To: Tanisha Briley-City Manager
From: Alex Mannarino-Director of Public Works
Date: June 15, 2018
Re: Capital Projects Weekly Update

Legislative Matters

Legislation is being passed which authorizes the City Manager to file an application with the Ohio Public Works Commission. This application is necessary for the City to enter into an agreement for the emergency funds for the Dugway East Emergency Culvert Rehabilitation.

We respectfully request that you read in as a matter of record, the following statement.

- I am notifying Council that we are awarding an Emergency Contract to Perk Company, Inc. under Cleveland Heights Codified Ordinance Section 171.02(c) for the Emergency Repair of the Dugway East Culvert.

Perk submitted a proposal for labor and equipment (including owned equipment, and rentals (i.e. large excavator, crane, etc.) in the amount of \$161,067.12. This is a not to exceed price for the excavation, repair, and replacement of 45 lineal feet of Culvert. They will be paid for the actual amount of time worked for labor and equipment at agreed upon rates. The labor and material proposal also includes the removal and trucking of the excess spoil dirt upon completion of the project.

Materials for the job will be paid based on actual materials measured and installed at the contractor's price plus a standard 15% mark-up. This is the same rate that ODOT uses for Force Account work.

Community Center – Dugway East Culvert Failure

Contracts have been sent to Perk Company, to be signed and returned along with the required bonds and insurances. We anticipate that we should have the documents next week, and that work will commence shortly thereafter.

They are aware of the urgency of this project.

Cedar Road Resurfacing/Cedar-Fairmount Streetscape

The landscaping contractor for Perk was out this week starting the topsoil grading and seeding along Cedar Glen Parkway. We will be meeting next week to discuss any further punch list items that will need attention prior to ODOT's acceptance and approval of the work.

Cuyahoga County Aggregated Solar Project

No new updates

Mayfield Signalization

We attended the pre-construction meeting this past Thursday at the District Twelve office. Construction is scheduled to begin on or around the first of July. More updates will be provided as the construction date approaches.

Safe Routes to Schools – ODOT PID 101112

Stage 3 comments from ODOT have been received and are currently being addressed.

#18-01 North Park – Buffered Bike Lane – ODOT PID 106001

TraffTech was out this week laying out the design on the roadway. Additionally, their sub-contractor was out removing any pavement markings from the road that were identified for removal on the plans.

Edgehill and Overlook Intersection Re-Design – ODOT PID 106749

Stage 2 Plan designs have been submitted for review by ODOT.

2018 Street Resurfacing Program

Due to mechanical failures with the pavement grinder last week, Burton Scot was unable to finish grinding Nobleshire and Randolph. The grinder has been repaired and they completed grinding Nobleshire, Randolph, and Stoneleigh. Nobleshire was paved today, and Randolph and Stoneleigh are tentatively scheduled to be paved next week (weather permitting).

The Contractor was out yesterday, removing the driveway and apron to lot #15 on Coventry (next to the dry cleaners). The Concrete that we use requires only 24 hours before traffic is permitted on it. The lot will be re-opened today.

On Monday, June 18th, the driveway apron to the Marc's parking lot will be closed for removal and replacement of the concrete (weather permitting). A nine inch reinforced concrete apron will be poured to accommodate truck traffic that enters and exits through this lot. We have notified the Management at Marc's and have put out notices via the city's online media outlets. This will be a 24 hour closure, and the access to the lot at this location will be re-opened on Tuesday, June 19th. We have made some additional signs alerting motorists to the alternate access points through the Coventry Garage, and Euclid Heights Boulevard.

2018 Surface Treating Program

The contractor was out this week grinding pavement and making repairs to the following streets: Ardoon St., Derbyshire Rd., Idlewood Rd., Parkhill Rd., and Tudor Rd.. They will be returning in the next couple of weeks to perform some sheet asphalt repairs on the aforementioned streets.

2018 Pavement Striping Program

No new updates

Dominion East Ohio

Woodview and Elbon PIR-1527

Contractor continues with sidewalk restoration.

Washington Boulevard PIR-3047

We have contacted the designer to inquire about the status of the Historic Preservation review.

Euclid Heights Boulevard

The City Forester met with the project designer to evaluate any potential impact to trees this past week.

MEMORANDUM

To: Tanisha Briley, City Manager
From: Richard Wong, Planning Director
Date: June 15, 2018
Subject: Weekly Update

Drive Ohio

Drive Ohio is a State of Ohio initiative that is planning for the impacts that emerging technologies such as electric vehicles, autonomous vehicles, and driving



services are having on people and institutions. Ohio Turnpike & Infrastructure Commission Executive Director Randy Cole said the disabled and elderly will have new freedom of mobility once autonomous vehicles are commonplace. A representative from Lyft said in five years this company will offer a fleet of self-driving vehicles. Lyft's Lyft Line is a trip sharing service connecting customers with drivers who want to add a passenger on a trip that the driver had already planned.



North Park Bike Buffers

The green bike box was just completed at that complicated intersection with North Woodland Road. Bike Cleveland's Jacob Van Sickle believes this one is the first in the region! A bike box affords bicyclists an advantageous position in the front of the line at the traffic light, greatly reducing the chance of colliding with a motor vehicle.

Small Cell Tower Regulations

Law, Public Works and Planning staff have been crafting legislation that will minimize the visual impact of cell tower equipment along our roadways. Best practices and regulations of other cities have been provided by Walter Haverfield. The tower on the right is topped by a "cantenna" device that is no wider than the pole. Wiring is concealed inside the pole. The one on the left is the typical, oversized canister shield with conspicuous wiring and cabinetry.



Planning Commission

Judson President and CEO Kendra Urdzik and architect Dave Difrancesco received approval to demolish an outdated, 2-story nursing home that was behind the historic mansion along Chestnut Hills Drive. Conditions of approval included an air pollution protection plan during demolition, a topic brought up at the neighborhood meeting that Judson held at the request of City staff prior to this formal hearing. The land will be for residents' gardens and outdoor activities.



Ruffing received approval to reuse the yard of the first house on Shelburne Road for bioretention ponds, an outdoor classroom, basketball court and play space. The school has no plans for the home which was built as the carriage house for the historic Painter Estate on Beaumont School's property near Lee Road.

Artful in the former Coventry School building was granted approval to add 2000 square feet for six more artists' studios. The existing 18 Artful studios are full and one of the new studios will become a ceramics space replacing the one that has been in the Coventry Library.

Cleveland Heights
Economic Development



To: City Manager Tanisha Briley
From: Economic Development Director Tim Boland
Subject: Activities Report – June 15, 2018

Activities and Initiatives:

1. Meadowbrook & Lee Site Redevelopment

Following this report please find an updated Development Team side-by-side comparison summary. The summary lists the major elements of each Development Team finalist's proposal updated for Council's consideration and deliberations. I look forward to answering any questions.

2. Community Reinvestment Re-design Project

The first reading of the legislation to enact the proposed City-wide CRA is enclosed in this packet. Staff is focused on reviewing minimum investment criteria. Three areas remain under review at this time:

- Town Homes & Condominiums (New Construction - \$400,000)
- Residential Rehab in NRHD or locally designated property (Remodeling - \$500,000)
- Commercial Renovation (Remodeling - \$1,500,000)

For example, given the different markets we have in the City, staff is reviewing the workability of potentially introducing tiers into the Town Home section of the proposal – in essence having different minimum investment levels for investment in say the “Blue”, “Yellow” and “Red” areas illustrated on the City Target Reinvestment Area scoring map. We are taking another look at the other minimum investment levels noted above as well. My goal is to provide an update in the packet going out June 22.

3. Top of the Hill Community Meeting #2:

As Council is aware, there are a number of meetings scheduled for Tuesday, June 19 for the Top of the Hill Project. There will be a Merchants & Businesses meeting to be held at 1:00 pm at Nighttown, a proposed meeting later in the afternoon with The Buckingham residents at 5pm also at Nighttown, and Community Meeting #2 to be held at 7:00 pm in the Community Center.

The format for the meeting will be a presentation during the first half consisting of an update from the City on status, and a presentation of the proposed concept plan, site plan, renderings and parking & traffic study from our development partners Flaherty & Collins, their architect Eppstein Uhen, and our traffic & parking consultant Desman Design Management. The 2nd half of the meeting will be in an “open house” format with tables/stations around the perimeter of the room designed to maximize citizen input. Staff and our Development Partners are excited about the potential of the open house approach which should provide significantly more meaningful and inclusive input opportunity for residents than the traditional format of Q&A from those in attendance after queuing up to make comments.

4. Special Improvement District Renewals

Included in your packet are two pieces of legislation related to the renewal of Special Improvement Districts. For the **Cedar Fairmount SID**, legislation is included declaring the necessity to implement the plan for public services/improvements submitted with the previously approved petitions from property owners in the district. For the **Cedar Lee SID**, legislation is included to approve the plan for public services/improvements and petitions from property owners representing 60% of the total front footage in the district. Staff is requesting that the Cedar Fairmount legislation be adopted as an emergency Monday, and that the Cedar Lee legislation be adopted as a non-emergency measure on Monday. Per the ORC, the Cedar Lee legislation to approve the plan of service cannot be approved as an emergency measure.

If legislation is approved Monday, the Cedar Fairmount SID has one final set of resolutions to pass in July to complete their renewal. The Cedar Lee SID will have two legislative steps to complete if their legislation is approved on Monday.

5. Medusa Site Update

The owners of the Medusa property (3008 Monticello Blvd.) have issued a Request for Proposals to identify commercially viable uses of the site and stimulate interest from potential developers or buyers for the property. Because of the unique nature of this site, the owners have elected to follow a similar approach to what the City has used on recent development projects. The RFP and property is being marketed by Hanna Commercial Real Estate, and submissions are due by Monday, July 16 at 5pm. While this is a privately owned property, the City anticipates working very closely with the owner as their RFP process moves forward.

6. Outreach & Marketing

- Upcoming events:
 - Top of the Hill Project Community Meeting – June 19, 7pm at the Community Center
 - Doing Business in the Heights (in conjunction with the SBA and SBDC) – June 28, 9am at the Cleveland Heights Lee Road Library

June 15, 2018

- Historic Tax Credit Workshop (hosted by Heritage Ohio) – July 9, 4:30pm at the Cleveland Heights Lee Road Library
- Staff attended/participated in the following meetings:
 - Cedar Lee SID
- Staff performed business outreach in the Cedar Taylor, Cedar Lee and Center Mayfield Districts

Thank you,

Tim Boland

Economic Development Director

**Meadowbrook & Lee (M&L) Site Redevelopment
Development Team Comparisons - June 15, 2018**

6/15/2018

Development Teams:		Cedar Lee Connection	Newland Developments, LLC
Company Information			
Year Founded:	Snavely Group - 1950 / Sequoia Realty - 1990	Newland Developments, LLC - 2010	
# Employees:	Snavely Group - 45 / Sequoia Realty - 9	A Collaborative - currently 7-8 to expand to 40+ for this project.	
Headquarters:	Snavely Group - Chagrin Falls,OH/Sequoia Realty - Mentor,OH	Newland Developments, LLC - Lyndhurst, Ohio	
Development Partners:	Snavely Group - Development Partner & Project GC Sequoia Realty - Development Partner LDA Architects - Architect	HK Capital Group - Development & Equity Partner Hanna Commercial Real Estate - Commercial Leasing Singerman, Mills, Desberg & Kauntz - Legal	
Project Summary			
Vision:	Community-oriented mixed-use w/ apts, retail, restaurants + office includes 24/7 neighborhood coworking space and activated plaza	Mixed-Use Ground Floor Retail / Restaurant; 2nd Floor class "A" office; Residential Apts. on upper floors.	
Building Size:	5 Stories	20,000 sq. ft. footprint/4-5 stories, 80,000-100,000 sq. ft.	
Proposed Uses:	Retail - 15,000 sq. ft. retail and chef-driven restaurant space. Residential Apartments - 80,750 sq. ft. / 450-1200 sq. ft. per unit / avg. apt. 750 sq. ft. Office - 10,000 sq. ft of 24/7 coworking office space Other - "V" shaped programmed plaza, focus point for CL District.	16,600 sq. ft. retail & restaurant space. 38-57 market rate apartments/57-114 residents. Potential 20,000 sq. ft. Class "A" office space. Condominium options - 1,000-1,500 sq. ft. - \$300,000-\$350,000	
Commercial Lease Rates:	\$16-\$25 per sq. ft.	16,600 sq. ft. ground floor retail-target aggregate rent rates \$20.00+/-/NNN	
Residential Lease Rates:	\$2 per sq. ft. +/studio,1BR,2BR.Target: \$1,000-\$2,000 per unit.	1BD:\$900-\$1,100; 2BD:\$1,050-\$1,350; 3BD:\$1,500-\$1,850 per unit	
Capital Investment:	\$19,000,000 +/-	\$20,000,000	
Parking:	City Garage enhanced, utilizes 82 reserved spaces + 100-150 additional w/ Tullamore gateway, garage improvements + use agreement	Utilize 82 spaces in City Tullamore Garage - additional 52 (max.) surface parking stalls to be provided on-site.	
Sustainability:	Green design guided by LEED or Enterprise Green Community	Highly energy efficient, LEED AP project leader.	
Site Development:	Agreement structure guided by TOH: ground lease + public use TIF	Open to land lease/acquisition - Developer to retain project.	
Other:	Letter of Interest from Beauty Shoppe (coworking operator)	Business/work centers, workout facility, lounge areas etc.	
Timeline:	No phasing required, fast track design + construction Groundbreaking to Completion - 18 months.	No phasing required. Approximately 12 - 18 months to complete.	
Schedule:	Feb. 2019 to August 2020.	Begin construction spring 2020 - complete 2Q 2021.	
Architectural Design / Surrounding District			
Project Architect:	LDA Architects	Newland Developments, LLC	
Building design / efforts to complement surrounding district - integration into Streetscape:	Retail and residential mixed-use building designed w/ public input to included unique "V" plaza along Lee Rd, improved public realm public access to large plaza area with outdoor seating event programming coordinated with SID and local arts groups	4- Sided Architecture. Traditional elements, details and materials, peppered with modern elements & materials; use of balconies, effort made to differentiate building façade & complement existing urban fabric; Somewhat taller and longer than surrounding buildings. Safety-Oriented -Visual control areas and civil-service access without impeding Lee Road.	

Development Teams:		Cedar Lee Connection	Newland Developments, LLC
Financing			
Equity Source:	Principal and Partners	BB&T, Private Equity Partners (HK Capital)	
Personal Guarantee of Debt Financing from Firm's Principals:	Yes, as required by lenders.	Dependent upon proven value/income, costs and incentives	
Tax Increment Financing (TIF):	Yes	No	
Tax Abatement:	No	Yes; 10-15 Yrs.	
Development contingent on availability of County, State, Federal funding sources outside City control:	Underwriting for TIF by Port Authority	No other government funding sources being considered beyond tax abatement. Commercial PACE being considered.	
Other:	Possible utilization of incentive programs per market research and per financial modeling phase during due diligence	C-PACE Financing	
Economic Impact			
Anticipated economic impact of the project:	Increase income taxes revenue forecasted at \$365,750/year Increase parking revenue forecasted at \$315,250/year Real estate taxes-\$20 M in valuation: increased sales & income taxes - increased economic activity.	Projecting 140 - 210 created jobs, projected employee payroll of \$7,800,000 - \$16,000,000/yr. Projected NOI of \$1,500,000 / year, 100-150 employees - Class "A" office, 40-60 employees in retail / restaurant component.	
Relevant Development Experience			
Projects that the Development Team or individual members of the Team have been involved in that translates into experience that will benefit M&L project:	The Quarter Development - Ohio City, Cleveland, OH 1000 Speer - Denver, CO Church & State - Ohio City, Cleveland, OH Kenilworth Mews - Cleveland Heights, OH Little Italy Apartments - Cleveland, OH	Liberty Commons - Medina, Ohio Sacred Heart - South Euclid, Ohio Garnett Health Campus - Fairview Park, Ohio Steelyard Commons - Cleveland, Ohio West Bay Plaza Redevelopment - Westlake, Ohio	
MBE & FBE Inclusion			
Inclusion Plan:	The project team is committed to the inclusion of minority owned and female owned businesses and have set a minimum goal of 10% MBE and 10% FBE.	Target FBE/MBE lending institutions for primary & secondary financing. Potential to incentivize non-profit / grant system for MBE/FBE or start-ups - assist with rent & fit-out costs. Potential lower rents for start-ups /incubator space. Higher yield rents at end-caps of building - in-line residual space can be discounted for MBE/FBE operations.	



Memorandum

To: Tanisha Briley- City Manager
From: Allan Butler- Housing Programs Director
Date: June 15, 2018
Re: Weekly Update

- This week the Housing Inspection Department mailed approximately 500 letters to owner occupied tax delinquent properties encouraging them to contact the County Treasury's Office at 216-443-7420 to speak with a representative who can assist them in arranging a payment plan. This letter was drafted by the County Treasurer's Office as part of a more collaborative outreach program to address the large amount of tax delinquent parcels throughout Cuyahoga County.
- Inspectors continue to conduct Systematic Exterior Inspections on owner occupied properties throughout the western portion of the City. The exterior inspection occurs for a different portion of the City on owner occupied properties every 5 years.

Memorandum

To: Tanisha Briley, City Manager
From: Joseph P. McRae, Parks and Recreation Director
Subject: Parks and Recreation Department Update
Date: June 15, 2018

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

City Council Legislation

Staff recommends that City Council approve a Change Order to the 2017 Professional Energy Service Design Build Agreement with Evans Energy in an amount not to exceed \$194,576. This is the second change order to the project. (Please note that the first change order only extended the timeframe for project completion. It did not add any costs to the project.) The scope of work to be added is listed below.

Description of work to be completed to the South Rink:

1. Seal the underfloor piping with a product that comes with a 1-year warranty.
2. Remove and replace the 1967 piping header.
3. Extend new piping from the South Rink to the new chiller located in the North Rink.
4. Provide and install a pump sized for the South Rink system.
5. Remove the ammonia from the South Rink mechanical system. The old equipment is to remain in place.

This project will address needed repairs in the South Rink and reduce overall energy consumption by consolidating the two ice rinks' refrigeration systems into one ammonia based system that will be located in the North Rink compressor room. The new system will be able to accommodate both the North and South Ice Rinks going forward. Please note that the South Rink refrigeration system was built in 1967 and has been in need of repairs on an increased basis for the last few years to keep it operational.

General Announcements

- Cain Park Splash Pad opened for the summer season Saturday, June 9. The splash pad is open M-F (10:00am-Noon & 2:00-6:00pm) and Sat & Sun (Noon-6:00pm). It is free for residents.
- Session One swimming lessons were completed this past Thursday, June 14. Session 2 begins Monday, June 18.

- Demolition and grading of the current Caledonia Playground began this week. Staff will finish grading the site next week. Installation of the new playground equipment is scheduled to take place the week of June 25, weather permitting. Ribbon cutting details coming soon.
- The second session of Safety Town will begin next week, Monday – Thursday, from 10am – noon at the Community Center. We have 19 kindergarten age kids signed up to participate. They learn about traffic and pedestrian safety habits.

Ice Programs

- The Community Center North Ice Rink has been closed for a comprehensive refrigeration system upgrade. The scope of work includes a new ammonia based ice system as well as a new dehumidification and heating system. The project is scheduled to be completed by late August.
- The new ammonia based ice refrigeration systems, as well as the new dehumidification system, were delivered to the Community Center this week. Contractors will begin connecting the North and South Rink (council approval pending) over the next few weeks with testing to begin in August.

Cain Park

- This year's musical theater production Memphis The Musical had a great Opening Night with approximately 200 people in attendance for the Thursday, June 14 show. The show will run Thursdays – Sundays until July 1, 2018 in the Alma Theater.
- The Monkees (Mickey and Mike) will have a concert performance this Saturday, June 16 in the Evans Amphitheater. The show begins at 8pm.
- The complete entertainment lineup for the 80TH summer season at Cain Park has been released. Details can be found on the new Cain Park website, www.cainpark.com.
- The City has partnered with Heights Youth Theater to provide the HY Teens Broadway at the Park Summer Camp. The camp will run from June 11-29 and culminate with the youth doing a performance at the Alma Theater on June 30.



Cleveland Heights Fire Department

Weekly Activity Report

Total Emergency Calls Year To Date	3,204
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Total Emergency Calls for Period	147
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Report Date Period: 06/08/2018 - 06/14/2018

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	644	519	20.66 %
Emergency Structure Fire Count	3	40	35	
Emergency Non Structure Fire Count	24	601	481	
Emergency Vehicle Fire Count		3	3	

Emergency Medical Data

Total Emergency Run Count	120	2,560	2,373	79.34 %
Emergency Medical Run Count	116	2,484	2,312	
Automobile Accident Run Count	4	76	61	
Advanced Life Support Run Count	22	641	673	
Basic Life Support Run Count	97	1,904	1,695	
Total EMS Transports	73	1,708	1,565	
Total EMS Non Transports	44	719	697	

Mutual Aid Run Count to Date

Mutual aid received	SEFD A - 29 SHFD A - 23 ECFD A - 8 UHFD A - 29
Mutual aid given	SEFD A - 24 SHFD A - 24 ECFD A - 14 UHFD A - 6
Automatic aid received	SEFD A - 5 SHFD A - 14 ECFD A - 6 UHFD A - 9
Automatic aid given	SEFD A - 2 SHFD A - 9 ECFD A - 0 UHFD A - 1

<u>Fire Prevention</u> <u>Bureau</u>	<u>Current</u> <u>Period</u>	<u>Year to</u> <u>Date</u>
Total Completed Fire Inspections	44	676
Company Fire Inspections	33	181
Fire Prevention Fire Inspections		9
Fire Alarm Test Inspections		
Kitchen Supression Test Inspections		
Sprinkler Test Inspections		
Other Inspections	11	486
Smoke Detectors Distributed	6	71

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 Mecklenburg, Chief of Police

Date: June 15, 2018

Subject: Weekly Update

Update to City's Objection for renewal of liquor permit at 2610 Noble Rd., Noble Roman Inc. – On June 6, 2018, the Ohio Department of Commerce, Division of Liquor Control, reached a decision following the March 23rd hearing and denied the 2017 – 2018 renewal of the liquor permit for Noble Roman Inc. (AKA Gas USA). The Division of Liquor Control found that renewal of the permit will continue to burden police resources and substantially interfere with public decency, sobriety, peace or good order in this neighborhood. Following this ruling, the owner Miriam Girgis filed a request for a stock transfer to one Mohamad Afifi . The Police Department will be filing an objection to this transfer.

In the early morning hours of Wednesday, June 13, 2018, around 1:30 am, officers responded to a call of suspicious males in the backyards on Radcliffe. Approximately 10 minutes later, officers received a call of a suspicious male inside a vehicle in the driveway on Brentwood. While checking the area officers discovered several unlocked vehicles had been gone through. Officers continued to remain in the area and around 3:20 am officers observed a male walking on Quilliams near Woodridge matching the description given by the resident on Brentwood. When officers attempted to stop the male he fled on foot. Officers sent up a perimeter and the K9 from Shaker Heights PD responded to assist with the search. The suspect was located and apprehended. He was identified as 19 year old Daquan Martin of East Cleveland. Martin has been charged with multiple offenses, including Carrying a Concealed Weapon. He also has multiple warrants with our City and the County.

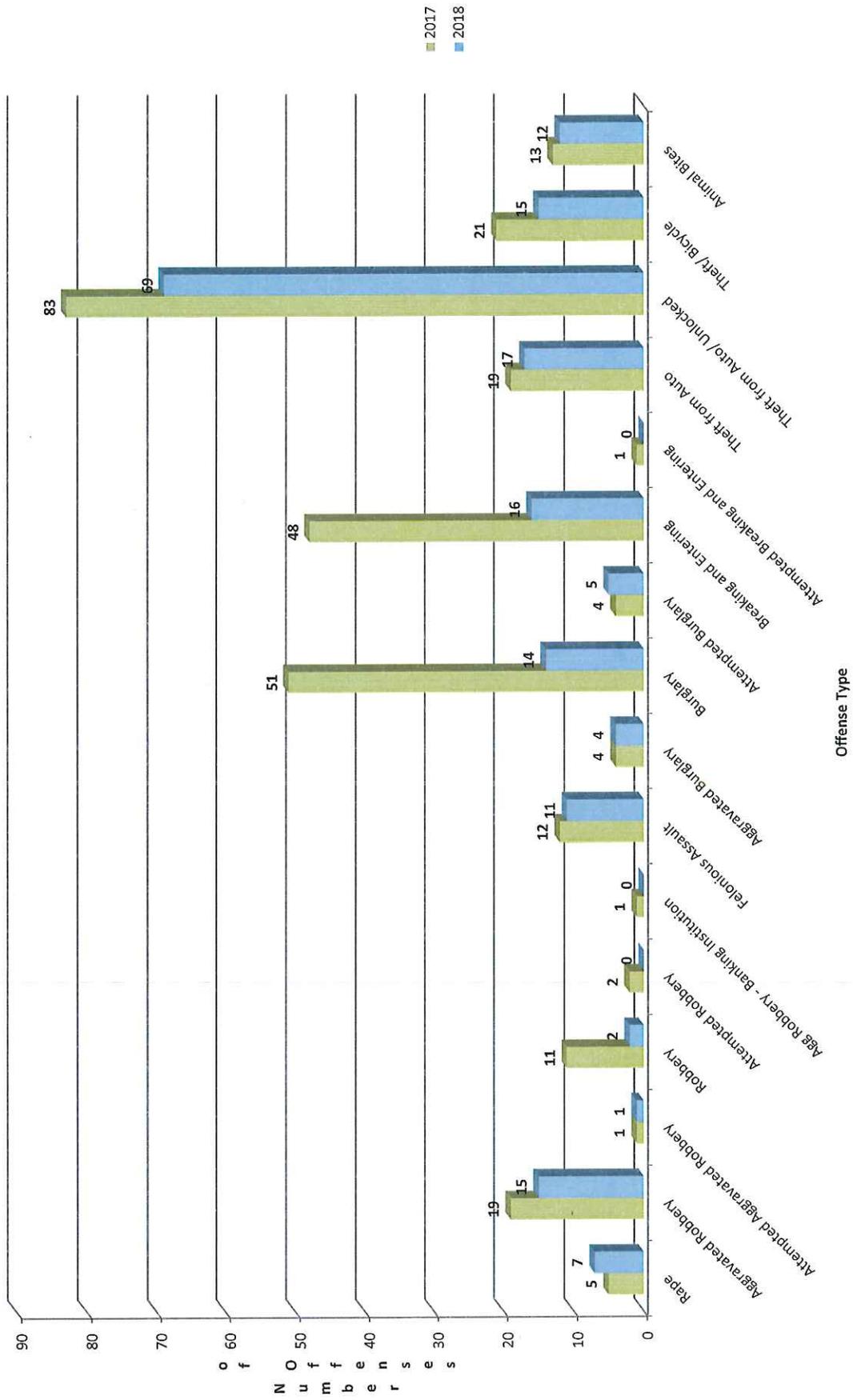
On Friday, June 15th around 1:30 am officers responded to a call of several juveniles in the driveways with flashlights on St. Albans. While checking the area officers located four juvenile males entering a vehicle in a driveway on Edison. As officers approached the juveniles all fled on foot. Following a foot pursuit, three juvenile males were apprehended. All three juveniles were charged with criminal trespass, vehicle trespass, obstruction and curfew.

Upcoming Events:

Safety Forces Night Out – Community Center August 7, 2018 6:00 pm – 9:00 pm

Citizens Police Academy – August 14 – September 26, 2018

**Crime Comparison:
January 1 - June 15, 2017 Compared to January 1 - June 15, 2018**



CAL. NO. 3458 Lachelle Crawl, Mayfield Rd. PPN 681-20-022, 'MF1' Multi-Family District, requests a use variance to Sections 1123.02 and 1123.03 to permit a single family house to be constructed (not permitted).

Moved to: Grant Deny Continue Withdraw

Moved by _____ Seconded by _____

Motion Carried Failed

CAL. NO. 3459 Lachelle Crawl, Mayfield Rd. PPN 681-20-022, 'MF1' Multi-Family District, requests variance to Section 1123.07 to permit side yards to be 8' (15' min req'd.); to permit width at building line to be 70' (100' min. req'd) and to permit development area of 14,070 s.f. (20,000 s.f. min. req'd).

Moved to: Grant Deny Continue Withdraw

Moved by _____ Seconded by _____

Motion Carried Failed

CAL. NO. 3460 Masterworks Automotive, 1789 S. Taylor Rd., 'C2' Local Retail District, requests expansion of nonconforming use to occupy a greater land by expanding their building per Nonconforming Uses Code Section 1173.01.

Moved to: Grant Deny Continue Withdraw

Moved by _____ Seconded by _____

Motion Carried Failed



Project No. 18-14: L. McFadden, 2246 Lee, C2X Multiple-Use, requests conditional use permit for animal grooming facility per Code ch. 1111, 1115, 1131, 1151, 1153, 1161 & 1163.

Conditional Use Permit Approved, 4-0, with the following additional conditions:

1. *Animals on site shall be licensed and shall be controlled in a reasonable manner at all times in accordance with Cleveland Heights Ordinance 505.07, "Animals Not Under Control;"*
2. *That the use shall not be injurious to the use and enjoyment of other property in the immediate vicinity or create a nuisance for nearby businesses;*
3. *The applicants shall work with staff to resolve any complaints from neighbors;*
4. *The use shall have adequate soundproofing and odor controls to ensure that any noises and odors associated with the facility's operation are not detectible on neighboring properties;*
5. *All waste shall be disposed of with adequate frequency and in such a sanitary manner as to avoid odors, vermin or other nuisance conditions or the spread of disease; and*
6. *All required construction and installation of the use shall be completed within 18 months of Planning Commission approval.*

Project No. 18-15: Judson Services, Inc., 1801 Chestnut Hills Dr., "AA" Single-Fam, requests conditional use permit to demolish Gardenview and Reinberger wings of nursing home per Code chapters 1111, 1115, 1121, 1151, 1153, 1161, 1163 & 1166.

Conditional Use Permit Approved, 5-0, with the following additional conditions:

1. *The use, including the demolition process, shall comply with City noise ordinances and shall not be injurious to the use and enjoyment of other properties in the immediate vicinity or create a nuisance for adjacent properties;*
2. *The applicants shall work with staff to resolve any complaints from neighbors;*
3. *Prior to issuance of demolition permit, applicant shall submit landscape, tree preservation, and storm water plan for Planning Director approval;*
4. *Prior to issuance of demolition permit, applicant shall submit plan to address air quality during demolition and debris removal for Planning Director approval;*
5. *Prior to issuance of demolition permit, applicant shall submit building material recycling and reuse plan for Planning Director approval;*
6. *All required construction and installation of the use shall be completed within 18 months of Planning Commission approval; and*
7. *Architectural Board of Review approval required.*

Project No. 18-16: Ruffing Montessori School, 3380 Fairmount, "AA" Single-Fam., requests conditional use permit and lot resub. to join house/yard at 17412 Shelburne, "AA" Single-Fam, for play area and outdoor classrooms for school per Code chapters 1111, 1115, 1121, 1151, 1153, 1161, 1163 & 1166.

Lot Joining Approved, 5-0.

Conditional Use Permit Approved, 5-0, with the following additional conditions:

1. *This use shall not be injurious to the use and enjoyment of other properties in the immediate vicinity or create a nuisance for adjacent properties;*

2. The applicants shall work with staff to resolve any complaints from neighbors;
3. Applicant shall submit a landscape, tree preservation, stormwater/drainage and lighting plan for Planning Director's approval;
4. Approval contingent upon receipt of required variances;
5. All required construction and installation of the use shall be completed within 30 months of Planning Commission approval.

Project No. 18-17: Cleveland Heights BG OPCO LLC, 3151 Mayfield, S2 Mixed Use, requests conditional use permit to operate assisted living facility per Code chapters 1111, 1115, 1123, 1131, 1145, 1151, 1153, 1161, 1163 & 1166.

Conditional Use Permit Approved, 5-0, with the following additional conditions:

1. *This use shall not be injurious to the use and enjoyment of other properties in the immediate vicinity or create a nuisance for adjacent properties;*
2. *The applicants shall work with staff to resolve any complaints from neighbors;*
3. *The self-test of the generator, located northeast of the rear building, shall take place between the hours of 9 a.m. and 12 noon, no more than once per week for a maximum of 1 hour per day. Exhaust pipes shall continue to be directed away from nearest adjacent residential properties and generator noise shall continue to be minimized by sound reduction techniques acceptable to the manufacturer and the City's acoustician consultant. Planning Commission approval shall be required for installation of any additional generators;*
4. *A landscaping/screening plan shall be approved by the Director of Planning. Neighbors' view of this development shall be buffered by a densely planted mix of tall and lower vegetation, both evergreen and deciduous. Dumpsters shall be screened. All landscaping and screening shall be installed by October 1, 2018;*
5. *Installation of the use shall be completed within 6 months of Planning Commission approval.*

Project No. 18-18: Artful Ohio, Inc., 2843 Washington, 'A' single-fam, requests conditional use permit to expand use (artist studios/offices & gallery w/ occasional classes) at former Coventry School: (a) adaptively reuse additional 2000 s.f. for 6 additional artist studios (total 7376 s.f. & 26 studios) & (b) modify parking requirements to provide fewer parking spaces than required per Code chapters 1111, 1115, 1121, 1151, 1153, & 1161.

Conditional Use Permit Approved, 5-0, with the following additional conditions:

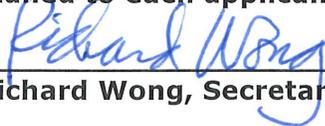
1. *Applicant shall return to the Planning Commission for approval of any significant alteration or expansion of their operations;*
2. *The use shall not be offensive to neighboring property owners or occupants by reason of excessive noise, late hours of business activity, the intensity of the business activity or other such reason;*
3. *The use will not be injurious to the use and enjoyment of other property in the immediate vicinity or create a nuisance for adjacent residential properties;*
4. *The applicant shall work with staff to resolve any complaints from other tenants, neighbors and residents; and*
5. *All required construction and installation of the use shall be completed within 18 months of Planning Commission approval.*

Parking Reduction Approved, 5-0, with the following additional conditions:

1. *Applicant shall return to the Planning Commission for approval of any significant alteration or expansion of their operations;*
2. *The use shall not be offensive to neighboring property owners or occupants by reason of excessive noise, late hours of business activity, the intensity of the business activity or other such reason;*
3. *The use will not be injurious to the use and enjoyment of other property in the immediate*

- vicinity or create a nuisance for adjacent residential properties;*
4. *The applicant shall work with staff to resolve any complaints from other tenants, neighbors and residents; and*
 5. *All required construction and installation of the use shall be completed within 18 months of Planning Commission approval.*

I hereby certify that the above decisions constitute the final actions taken by the Planning Commission on June 13, 2018. I further certify that this Action Summary was mailed to each applicant on June 15, 2018.



Richard Wong, Secretary for Planning Commission



CLEVELAND HEIGHTS

AGENDA (tentative) – CLEVELAND HEIGHTS CITY COUNCIL MEETING **COUNCIL CHAMBERS**

Monday, June 18, 2018
Regular Meeting
7:30 p.m.

Cleveland Heights City Hall
40 Severance Circle
Cleveland Heights, Ohio

- 1) **Roll Call of Council Members**
- 2) **Excuse absent members**
- 3) **Approval of the minutes of the regular Council meeting held Tuesday, May 22, 2018 and Monday, June 4, 2018.**
- 4) **Personal communications from citizens**
- 5) **Report of the City Manager**

Notify Council that we are awarding an Emergency Contract to Perk Company, Inc. under Cleveland Heights Codified Ordinance Section 171.02(c) for the Emergency Repair of the Dugway East Culvert

Matter of Record

- 6) **Report of the Director of Finance/Clerk of Council**

Notify Council of one (1) Fiscal Officer's Certificate pertaining to proposed legislation to provide for the issuance and sale of notes, in anticipation of the issuance of bonds, for the purpose of reconstructing, resurfacing and otherwise improving City streets, rebuilding Monticello Boulevard and Taylor Road, including engineering and planning costs with respect thereto, and acquiring motorized equipment and appurtenances.

Matter of Record

Notify Council that notices have been received from the Ohio Department of Liquor Control advising that applications have been made by the following:

- Acoustic Shop LTD, dba Heights Music Shop, 2174 Lee Road, Cleveland Heights, OH 44118, new D2 permit
- Noble Roman Inc. dba Noble Gas, 2610 Noble Road, Cleveland Heights, OH 44121, C1 and C2 permits

**AGENDA (tentative) CITY OF CLEVELAND HEIGHTS
MONDAY, JUNE 18, 2018**

Matter of Record

Refer to: Public Safety and Health Committee of Council, the City Manager, and the Director of Law

7) Committee Reports

- a.) HOUSING AND TRANSPORTATION COMMITTEE**
- b.) PLANNING AND DEVELOPMENT COMMITTEE**
- c.) RECREATION, COMMUNITY AND EXTERNAL RELATIONS COMMITTEE**
- d.) SAFETY AND MUNICIPAL SERVICES COMMITTEE**

RESOLUTION NO. 67-2018 (SMS). A Resolution authorizing the City Manager to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement and/or Local Transportation Improvement programs to be used for the Dugway East Culvert Emergency Rehabilitation project

Introduced by Council Member _____

Vote _____
For Against No. Reading

RESOLUTION NO. 68-2018 (SMS). A Resolution approving a Change Order to 2017 Professional Energy Service Design-Build Agreement with Evans Energy

Introduced by Council Member _____

Vote _____
For Against No. Reading

- e.) ADMINISTRATIVE SERVICES COMMITTEE**
- f.) FINANCE COMMITTEE**

RESOLUTION NO. 59-2018 (F), *Second Reading.* A Resolution authorizing the City Manager to enter into an agreement with Family Connections of Northeast Ohio a non-profit corporation, for the use of Community Development

**AGENDA (tentative) CITY OF CLEVELAND HEIGHTS
MONDAY, JUNE 18, 2018**

Block Grant funds to provide funding for assistance with its Family School Connections Program; providing compensation therefor

Introduced by Council Member _____

Vote _____
For Against No. Reading

RESOLUTION NO. 69-2018 (F). A Resolution authorizing the City Manager to enter into an agreement with the Cleveland Tenants Organization (“CTO”), a non-profit corporation, for the use of Community Development Block Grant funds to provide funding for assistance with its telephone information services; providing compensation therefor

Introduced by Council Member _____

Vote _____
For Against No. Reading

RESOLUTION NO. 70-2018 (F). A Resolution authorizing the City Manager to enter into an agreement with the Heights Community Congress, a non-profit corporation, for the use of Community Development Block Grant funds for assistance with its programs to educate on Diversity in our Community; providing compensation therefor

Introduced by Council Member _____

Vote _____
For Against No. Reading

RESOLUTION NO. 71-2018 (F). A Resolution authorizing the City Manager to enter into an agreement with the Home Repair Resource Center (“HRRC”), a non-profit corporation, for the use of Community Development Block Grant Funds for assistance with HRRC’s home-repair and home-improvement programs; providing compensation therefor

Introduced by Council Member _____

Vote _____
For Against No. Reading

RESOLUTION NO. 72-2018 (F). A Resolution authorizing the City Manager to

**AGENDA (tentative) CITY OF CLEVELAND HEIGHTS
MONDAY, JUNE 18, 2018**

enter into an agreement with the Heights Youth Club, Inc., a non-profit corporation, for the use of Community Development Block Grant funds to provide funding for assistance with its Project Learn: The Educational Enhancement Program; providing compensation therefor

Introduced by Council Member _____

Vote _____
For Against No. Reading

RESOLUTION NO. 73-2018 (F). A Resolution authorizing the City Manager to enter into an agreement with the Open Doors Academy, a non-profit corporation, for the use of Community Development Block Grant funds to provide funding for assistance with the organization's year-round enrichment program for youth living at risk; providing compensation therefor

Introduced by Council Member _____

Vote _____
For Against No. Reading

RESOLUTION NO. 74-2018 (F). A Resolution authorizing the City Manager to enter into an agreement with Lake Erie Ink, a non-profit corporation, for the use of Community Development Block Grant funds to provide funding for assistance with the organization's Ink Spot After School Program; providing compensation therefor

Introduced by Council Member _____

Vote _____
For Against No. Reading

RESOLUTION NO. 75-2018 (F). A Resolution approving a petition for the adoption of a public services and improvements plan for the Cedar Lee Special Improvement District

Introduced by Council Member _____

Vote _____
For Against No. Reading

**AGENDA (tentative) CITY OF CLEVELAND HEIGHTS
MONDAY, JUNE 18, 2018**

RESOLUTION NO. 76-2018 (F). A Resolution declaring the necessity of implementing a public services plan for the Cedar Fairmount Special Improvement District, Inc.

Introduced by Council Member _____

Vote _____
For Against No. Reading

ORDINANCE NO. 77-2018 (F), *First Reading*. An Ordinance implementing Sections 3735.65 through 3735.70 of the Ohio Revised Code, establishing and describing the boundaries of a community reinvestment area in the City of Cleveland Heights, State of Ohio, designating a housing officer to administer the program, and creating a community reinvestment housing council and a tax incentive review council

Introduced by Council Member _____

Vote _____
For Against No. Reading

ORDINANCE NO. 78-2018 (F). An Ordinance providing for the issuance and sale of \$722,000 of notes, in anticipation of the issuance of bonds, for the purpose of (i) reconstructing, resurfacing and otherwise improving City streets; (ii) rebuilding Monticello Boulevard and Taylor Road, including engineering and planning costs with respect thereto; and (iii) acquiring motorized equipment and appurtenances thereto

Introduced by Council Member _____

Vote _____
For Against No. Reading

8) Mayor's Report

9) Adjournment

(Council members and staff will stay following adjournment to discuss questions informally with citizens.)

NEXT MEETING OF COUNCIL: MONDAY, JULY 2, 2018

Proposed: 6/18/2018

RESOLUTION NO. 67-2018 (SMS)

By Council Member

A Resolution authorizing the City Manager to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement and/or Local Transportation Improvement programs to be used for the Dugway East Culvert Emergency Rehabilitation project; and declaring an emergency.

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure; and

WHEREAS, the City is planning to make emergency capital improvements to the Dugway East Culvert; and

WHEREAS, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the OPWC programs; and

WHEREAS, in order to secure Ohio Public Works Commission funds, it is necessary to make application immediately.

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 make application to the Ohio Public Works Commission for financial assistance for the Dugway East Culvert Emergency Rehabilitation project.

SECTION 2. The City Manager is further authorized to enter into any agreements necessary and appropriate for obtaining such financial assistance, upon forms approved by the Director of 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 the need to make said application prior to the deadline. 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.

RESOLUTION NO. 67-2018 (SMS)

CAROL ANN ROE, Mayor
President of the Council

LAURIE SABIN
Clerk of Council

PASSED:

Proposed: 6/18/2018

RESOLUTION NO. 68-2018 (SMS)

By Council Member

A Resolution approving a Change Order to 2017 Professional Energy Service Design-Build Agreement with Evans Energy; and declaring an emergency.

WHEREAS, pursuant to Resolution No. 25-0217, the City executed a Professional Energy Service Design-Build Agreement with Evans Energy; and

WHEREAS, the City recently learned that additional work is necessary to improve the energy efficiency of the South Rink in the Community Center, which will result in an increase in price; and

WHEREAS, Evans Energy has submitted to the City a proposed Change Order Directive No. 2 covering the additional labor and materials, and such proposal has been recommended by the City Manager.

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

SECTION 1. The following change to 2017 Professional Energy Service Design-Build Agreement with Evans Energy is hereby authorized and approved, and the price adjustment in compensation for such alterations is hereby authorized, all as specified immediately hereafter and in the request for Change Order Directive No. 2 submitted by Evans Energy and approved by the City Manager.

Change Order Directive No. 2

Description of Work to be Completed to the South Rink:

1. Seal the underfloor piping with a product that comes with a 1-year warranty.
2. Remove and replace the 1967 piping header.
3. Extend new piping from the South Rink to the new chiller located in the North Rink.
4. Provide and install a pump sized for the South Rink system.
5. Remove the ammonia from the South Rink mechanical system. The old equipment is to remain in place.

TOTAL INCREASE: \$194,576

The original contract sum.....	\$5,445,562
Net change by previous Change Orders.....	\$0.00
Contract sum prior to this Change Order.....	\$5,445,562

RESOLUTION NO. 68-2018 (SMS)

Contract sum will be increased by this Change Order Directive No. 2.....\$194,576
Net contract sum will be.....\$5,640,138

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.

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 to complete said work before the South Rink is in demand. 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.

CAROL ANN ROE, Mayor
President of the Council

LAURIE SABIN
Clerk of Council

PASSED:

Proposed: 6/4/2018

RESOLUTION NO. 59-2018 (F), *Second Reading*

By Council Member Stephens

A Resolution authorizing the City Manager to enter into an agreement with Family Connections of Northeast Ohio a non-profit corporation, for the use of Community Development Block Grant funds to provide funding for assistance with its Family School Connections Program; providing compensation therefor; and declaring an emergency.

WHEREAS, Family Connections of Northeast Ohio is a non-profit corporation with the mission to strengthen families and promote the healthy development of children by providing parent education, parent support and activities for families with children from birth to age ten; and

WHEREAS, Family Connections of Northeast Ohio has established a Family School Connections Program to provide support to parents and youth; and

WHEREAS, it would be in the best interest of the City and its residents to provide partial funding to assist such programming; and

WHEREAS, there are monies available for such purpose from Year 44 Community Development Block Grant Funds.

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 enter into an agreement with Family Connections of Northeast Ohio, a non-profit corporation, for assistance with its Family School Connections Program. The agreement shall provide for funding in the amount of up to Twenty Thousand Dollars (\$20,000) from Year 44 Community Development Block Grant funds. The services to be performed by Family Connections of Northeast Ohio are set forth in the Statement of Work attached hereto as Exhibit A and incorporated herein. The agreement shall be for a twelve month period commencing July 1, 2018, and terminating June 30, 2019, and shall be reviewed 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.

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 allow the services of the Family Connections of Northeast Ohio to continue without interruption. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this

RESOLUTION NO. 59-2018 (F), *Second Reading*

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.

CAROL ANN ROE, Mayor
President of the Council

LAURIE SABIN
Clerk of Council

PASSED:

EXHIBIT A
STATEMENT OF WORK

FAMILY CONNECTIONS

Family Connections has established the Family School Connections Program to assist parents of preschool and elementary students. The program is designed to enhance parents' involvement in their children's education by providing school and neighborhood-based activities that focus on academic skills as well as social and recreational interests. Family support, parent education, and access to community resources are incorporated into the literacy program.

The program will serve 200 families. CDBG funds will contribute towards personnel expenses. The program will be offered at all Cleveland Heights Elementary Schools.

Proposed: 6/18/2018

RESOLUTION NO. 69-2018 (F)

By Council Member

A Resolution authorizing the City Manager to enter into an agreement with the Cleveland Tenants Organization (“CTO”), a non-profit corporation, for the use of Community Development Block Grant funds to provide funding for assistance with its telephone information services; providing compensation therefor; and declaring an emergency.

WHEREAS, the Cleveland Tenants Organization, a non-profit corporation, provides advice and assistance to tenants and landlords in the greater Cleveland area regarding housing matters; and

WHEREAS, the City has previously entered into agreements with the Cleveland Tenants Organization for partial funding of its telephone information services which provide information about the Ohio Landlord-Tenant laws and Fair Housing laws to low and moderate income residents of the City; and

WHEREAS, the Legal Aid Society of Cleveland has assumed the landlord-tenant telephone information services and is expected to be named a sub-contractor to the Cleveland Tenants Organization while CTO reorganizes their operations; and

WHEREAS, it would be in the City’s best interest to continue to provide partial funding for said program; and

WHEREAS, there are monies available for such purpose from Year 44 Community Development Block Grant funds.

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 enter into an agreement with the Cleveland Tenants Organization, a non-profit corporation, for assistance with telephone information services for tenants and landlords. The agreement shall provide for funding in the amount of up to Seven Thousand Dollars (\$7,000) from Year 44 Community Development Block Grant funds. The services to be performed by the Cleveland Tenants Organization are set forth in the Work Program attached hereto as Exhibit A and incorporated herein. The agreement shall be for a one year period commencing July 1, 2018, and terminating June 30, 2019, and shall be subject to the approval 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

RESOLUTION NO. 69-2018 (F)

general circulation in the City of Cleveland Heights.

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 allow the Cleveland Tenants Organization to continue to provide these necessary services without interruption. 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.

CAROL ANN ROE, Mayor
President of the Council

LAURIE SABIN
Clerk of Council

PASSED:

RESOLUTION NO. 69-2018 (F)

EXHIBIT A
STATEMENT OF WORK

CLEVELAND TENANTS ORGANIZATION

Cleveland Tenants Organization, or a designated sub –contractor will continue to provide landlord-tenant counseling through their telephone information service. Cleveland Heights’ tenants and landlords with questions about their rights, responsibilities or remedies under local, state and Federal landlord tenant laws will be assisted. CDBG funds will assist with personnel costs.

Proposed: 6/18/2018

RESOLUTION NO. 70-2018 (F)

By Council Member

A Resolution authorizing the City Manager to enter into an agreement with the Heights Community Congress, a non-profit corporation, for the use of Community Development Block Grant funds for assistance with its programs to educate on Diversity in our Community; providing compensation therefor; and declaring an emergency.

WHEREAS, the City has previously entered into agreements with the Heights Community Congress ("HCC") under which the City has provided partial funding for HCC's educational and investigative programs to educate on Diversity in our Community; and

WHEREAS, the City and its residents benefit from HCC's programs that promote a high-quality, integrated community and it would be in their best interest to provide partial funding for the agency's programming; and

WHEREAS, there are monies available for such purpose from Year 44 Community Development Block Grant Funds.

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 enter into an agreement with the Heights Community Congress, a non-profit corporation, for a grant of up to Six Thousand Dollars (\$6,000) from 44th year Community Development Block Grant funds for assistance in HCC's educational programs on Diversity in our Community. The services to be performed by the Heights Community Congress are set forth in the Statement of Work attached hereto as Exhibit A and incorporated herein. This agreement shall be for a one-year period commencing July 1, 2018 and terminating June 30, 2019, and shall be in a form approved by the Director of Law.

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

RESOLUTION NO. 70-2018 (F)

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 continue the services of the Heights Community Congress without interruption. 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.

CAROL ANN ROE, Mayor
President of the Council

LAURIE SABIN
Clerk of Council

PASSED:

EXHIBIT A
STATEMENT OF WORK

HEIGHTS COMMUNITY CONGRESS

Heights Community Congress (“HCC”) operates fair housing programs that promote an integrated community. Its purpose is two-fold: encouraging an open, balanced housing market throughout Cleveland Heights and the eastern suburbs resulting in integrated communities and neighborhoods; and instilling a sense of community and spirit of involvement among residents of all races, cultures, ethnic heritages and socio-economic levels. HCC will provide diversity programming including adult discussion groups on diversity related topics and sponsoring activities that highlight the racial and cultural diversity of Cleveland Heights. CDBG funds will assist with personnel expenses.

Proposed: 6/18/2018

RESOLUTION NO. 71-2018 (F)

By Council Member

A Resolution authorizing the City Manager to enter into an agreement with the Home Repair Resource Center (“HRRC”), a non-profit corporation, for the use of Community Development Block Grant Funds for assistance with HRRC’s home-repair and home-improvement programs; providing compensation therefor; and declaring an emergency.

WHEREAS, the City has previously entered into agreements with the Home Repair Resource Center (“HRRC”) under which the City has assisted with the funding for various HRRC home-repair and home-improvement programs; and

WHEREAS, in the past the City has also provided funding to assist with the operating expenses of such programs; and

WHEREAS, it would be in the City’s best interest to continue to provide funding to HRRC to aid in its efforts to prevent deterioration and blight in the City’s housing stock, encourage and enable residents to make necessary repairs, and support the City’s code enforcement efforts; and

WHEREAS, there are monies available for such purpose from Year 44 Community Development Block Grant Funds.

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 enter into an agreement with the Home Repair Resource Center (“HRRC”) to provide funding from Year 44 Community Development Block Grant funds for HRRC’s programs and operating expenses up to the amounts as listed here: One Hundred Eighteen Thousand One Hundred Twenty-Six Dollars (\$118,126) for HRRC Operating Expenses; Ten Thousand (\$10,000) for Assist Incentive Grants; Twenty Thousand Dollars (\$20,000) for Deferred Loan Match; Five Thousand Dollars (\$5,000) for the Senior Home Stability Grant; and Nineteen Thousand Five Hundred Seventy-Seven Dollars (\$19,577) for Housing Counseling; for a total grant of up to One Hundred Seventy-Two Thousand Seven Hundred Three Dollars (\$172,703).

SECTION 2. The services to be performed by HRRC shall be as set forth in the Statement of Work attached hereto as Exhibit A and incorporated herein. The agreement shall be for a one-year period, commencing July 1, 2018, and terminating June 30, 2019. All documents shall be in a form approved by the Director of Law.

SECTION 3. Notice of the passage of this Resolution shall be given by publishing the

RESOLUTION NO. 71-2018 (F)

title and abstract of 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 the need to allow the services of HRRC to continue without interruption. 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.

CAROL ANN ROE, Mayor
President of the Council

LAURIE SABIN
Clerk of Council

PASSED:

EXHIBIT A
STATEMENT OF WORK

HOME REPAIR RESOURCE CENTER

Home Repair Resource Center (“HRRC”), formerly known as FHC Housing Corporation, is a non-profit organization chartered in 1971. Its mission is to strengthen and promote the housing stock of Cleveland Heights through education, financial assistance, counseling, and community involvement, in order to support the economic, social, and racial diversity of the community. HRRC’s programs recognize the special needs of low- and moderate-income homeowners and provide incentives to encourage and facilitate their participation. Programs are designed to maintain the condition and value of housing in Cleveland Heights.

HRRC has several components that receive CDBG funding. The first is HRRC’s operating expenses. This includes personnel and administrative costs associated with programs that benefit low- and moderate-income persons. Home Repair Resource Center will provide comprehensive budget and credit counseling services to residents of Cleveland Heights through the Housing Counseling Program. Services will be provided through classroom and individual counseling.

Rollover and new CDBG funds support several of HRRC’s programs. The Assist Benefit program includes the Assist 0%, Deferred Loan Match and Assist Incentive programs. The Assist 0% benefit helps recipients borrow funds for repairs. It reduces the principal financed so that the total repaid to the bank is equivalent to a no-interest loan. The Assist Incentive grant provides a grant of up to \$1000 to complete a major improvement (roof and gutters, major plumbing, major wiring, new heating systems). The grant is increased to \$1500 for seniors who are replacing a roof or furnace. The Deferred Loan Match program enables recipients to defer payment of half the cost (to a maximum of \$3000) of replacing major systems of a home (roof, heating, plumbing or electrical). The Senior Home Stability Grant program provides grants of up to \$1000 to assist homeowners with the repairs to their home which will allow them to age in place. The Lead Based Paint Reduction program provides assistance with the increased repair costs due to lead-based paint regulations. All programs assist low- and moderate-income owner occupied households as defined by the Department of Housing and Urban Development.

Proposed: 6/18/2018

RESOLUTION NO. 72-2018 (F)

By Council Member

A Resolution authorizing the City Manager to enter into an agreement with the Heights Youth Club, Inc., a non-profit corporation, for the use of Community Development Block Grant funds to provide funding for assistance with its Project Learn: The Educational Enhancement Program; providing compensation therefor; and declaring an emergency.

WHEREAS, the Heights Youth Club, Inc. is a non-profit corporation with the mission to provide a positive and safe environment for youth to learn and develop skills related to education, interpersonal growth and community involvement; and

WHEREAS, the Heights Youth Club, Inc. is seeking new partnerships in order to continue its Project Learn: The Educational Enhancement Program; and

WHEREAS, providing funding to assist such program will be of benefit to the City and its residents; and

WHEREAS, there are monies available for such purposes from the Year 44 Community Development Block Grant Funds.

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 enter into an agreement with the Heights Youth Club, Inc., a non-profit corporation, for assistance with its Project Learn: The Educational Enhancement Program. The agreement shall provide for funding in the amount of up to Thirty Five Thousand Dollars (\$35,000) from Year 44 Community Development Block Grant funds. The services to be performed by the Heights Youth Club, Inc. are set forth in the Statement of Work attached hereto as Exhibit A and incorporated herein. The agreement shall be for a twelve month period commencing July 1, 2018, and terminating June 30, 2019, and shall be reviewed 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.

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 allow the services of the Heights Youth Club, Inc., to continue without interruption. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council this

RESOLUTION NO. 72-2018 (F)

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.

CAROL ANN ROE, Mayor
President of the Council

LAURIE SABIN
Clerk of Council

PASSED:

RESOLUTION NO. 72-2018 (F)

EXHIBIT A
STATEMENT OF WORK

HEIGHTS YOUTH CLUB

Heights Youth Club will offer Project Learn: The Educational Enhancement Program. Project Learn enforces and enhances the skills and the knowledge that youth learn at school. Project Learn creates opportunities for high-yield learning including leisure reading, writing activities, discussions with knowledgeable adults, helping others, homework help, tutoring and games that develop young people's cognitive skills.

Project Learn will serve 650 youths with a minimum of 51% being from low-and moderate-income households. Community Development Block Grant funds will reduce or eliminate the cost of participation of its clients.

Proposed: 6/28/2018

RESOLUTION NO. 73-2018 (F)

By Council Member

A Resolution authorizing the City Manager to enter into an agreement with the Open Doors Academy, a non-profit corporation, for the use of Community Development Block Grant funds to provide funding for assistance with the organization's year-round enrichment program for youth living at risk; providing compensation therefor; and declaring an emergency.

WHEREAS, the Open Doors Academy is a non-profit corporation with the mission to support and enhance academic, social and emotional growth of middle school-aged children; and

WHEREAS, it would be in the best interest of the City and its residents to provide partial funding for the agency's programming; and

WHEREAS, there are monies available for such purpose from Year 44 Community Development Block Grant Funds.

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 enter into an agreement with the Open Doors Academy, a non-profit corporation, to provide for funding in the amount of up to Eleven Thousand Nine Hundred Sixty-Six Dollars (\$11,966) from Year 44 Community Development Block Grant funds. The services to be performed by the Open Doors Academy are set forth in the Statement of Work attached hereto as Exhibit A and incorporated herein. The agreement shall be for a twelve month period commencing July 1, 2018, and terminating June 30, 2019, and shall be reviewed 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.

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 allow the necessary services of the Open Doors Academy to continue uninterrupted. 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.

RESOLUTION NO. 73-2018 (F)

CAROL ANN ROE, Mayor
President of the Council

LAURIE SABIN
Clerk of Council

PASSED:

RESOLUTION NO. 73-2018 (F)

EXHIBIT A
STATEMENT OF WORK

OPEN DOORS ACADEMY

Open Doors Academy exists to protect, inspire, nurture, and challenge adolescents to reach their full potential through the provision of meaningful out-of-school enrichment programming in safe and structured environment.

Open Doors Academy will serve 80 youths in their enrichment programming, with a minimum of 51% being from low-and moderate-income households. Programming will be offered at the School District's Wiley Campus. Community Development Block Grant funds will assist with personnel costs.

Proposed: 6/18/2018

RESOLUTION NO. 74-2018 (F)

By Council Member

A Resolution authorizing the City Manager to enter into an agreement with Lake Erie Ink, a non-profit corporation, for the use of Community Development Block Grant funds to provide funding for assistance with the organization's Ink Spot After School Program; providing compensation therefor; and declaring an emergency.

WHEREAS, the Lake Erie Ink is a non-profit corporation with the mission to provide expression opportunities and academic support to youth in the community; and

WHEREAS, it would be in the best interest of the City and its residents to provide partial funding for the agency's programming; and

WHEREAS, there are monies available for such purpose from Year 44 Community Development Block Grant Funds.

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 enter into an agreement with Lake Erie Ink, a non-profit corporation, to provide for funding in the amount of up to Twelve Thousand One Hundred Twenty-Eight Dollars (\$12,128) from Year 44 Community Development Block Grant funds. The services to be performed by Lake Erie Ink are set forth in the Statement of Work attached hereto as Exhibit A and incorporated herein. The agreement shall be for a twelve month period commencing July 1, 2018, and terminating June 30, 2019, and shall be reviewed 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.

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 allow the necessary services of Lake Erie Ink to continue uninterrupted. 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.

RESOLUTION NO. 74-2018 (F)

CAROL ANN ROE, Mayor
President of the Council

LAURIE SABIN
Clerk of Council

PASSED:

RESOLUTION NO. 74-2018 (F)

EXHIBIT A
STATEMENT OF WORK

LAKE ERIE INK

Lake Erie Ink provides creative expression opportunities and academic support to youth in the community. Their Ink Spot After-School Program provides literacy enrichment, creative expression opportunities and academic support to youth, ages 8-12.

CDBG funds will assist Lake Erie Ink to serve 45 youth in their enrichment programming, with a minimum of 51% being from low-and moderate-income households. Programing will be offered at Noble Elementary School and at their Coventry Peace Campus location, Cleveland Heights, OH. Community Development Block Grant funds will assist with personnel costs.

Proposed: 6/18/2018

RESOLUTION NO. 75-2018 (F)

By Council Member

A Resolution approving a petition for the adoption of a public services and improvements plan for the Cedar Lee Special Improvement District.

WHEREAS, Ohio Revised Code Chapter 1710, "Special Improvement Districts," provides for the voluntary creation of nonprofit corporations by groups of property owners to fund mutually beneficial improvements through self-assessment; and

WHEREAS, by Resolution No. 125-2003, this Council approved the petition for the formation of the Cedar Lee Special Improvement District ("Cedar Lee SID"); and

WHEREAS, by subsequent resolutions, this Council previously approved and levied assessments to fund the costs of said plan and subsequent public services and improvements plans for the Cedar Lee SID; and

WHEREAS, the most recently approved public services and improvements plan is due to expire this year; and

WHEREAS, the Board of Directors of the Cedar Lee SID have approved a proposed public services and improvements plan for the next five years; and

WHEREAS this Council returned said plan to the Board of Directors without comments or recommendations for changes by Resolution No. 9-2018; and

WHEREAS, said plan has been approved by the owners of property constituting over sixty percent (60%) of the front footage of the property included in the district and has been submitted to this Council for its approval; and

WHEREAS, approval of the public services and improvements plan would be in the best interest of the Cedar Lee SID and the residents of this community.

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

SECTION 1. This Council hereby approves the petition for adoption of the submitted public services and improvements Plan for the Cedar Lee SID, the originals of which petition are on file with the Clerk of Council, and a copy of which Plan is attached to this Resolution as Exhibit A and incorporated herein by reference.

RESOLUTION NO. 75-2018 (F)

SECTION 2. This Council hereby finds that the petition for the adoption of said Plan for the Cedar Lee SID was executed by the owners of over sixty percent (60%) of the front footage of all real property located in the district, as required by Ohio Revised Code Section 1710.06 and finds that the adoption of the submitted public services and improvements Plan will be in the best interest of the Cedar Fairmount SID and the residents of this community.

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 3. This Resolution shall take effect and be in force from and after the earliest time allowed by law.

CAROL ANN ROE, Mayor
President of the Council

LAURIE SABIN
Clerk of Council

PASSED:

Plan of Services To be provided by Cedar Lee Special Improvement District

Forward

Chapter 1710 of the Ohio Revised Code, effective September 1994, provides that owners of sixty percent (60%) of the front footage of an area can petition to create a Special Improvement District (SID). The SID is a non-profit corporation, governed by trustees elected by the property owners (one of which is the City Executive and his/her designee and one appointed by City Council) of an area /district, to provide specially desired services such as marketing, beautification/maintenance, economic development and physical improvement planning services. These services are set forth in "The Plan of Services" and are in addition to services normally provided by the City.

Property owners representing at least sixty percent of the front footage of the Cedar Lee Special Improvement District (which is herein defined) are petitioning the Council of the City of Cleveland Heights for the continuance of the Cedar Lee Special Improvement District (the "District") and for approval of the Plan of Services for Cedar Lee Special Improvement District.

The Plan of Services seeks as its overall goal to maintain and to enhance the economic viability of the Cedar Lee District. To that end, it provides for marketing, beautification/maintenance, economic development, safety/security initiatives and physical improvement planning services.

The Services

The services to be provided by the Cedar Lee Special Improvement District, as part of the plan are listed below as types of activities to be undertaken. These are given as representative samplings. The intent is not to limit the services to those specifically described or bind services to this initial conceptual schedule. This plan authorizes all activities as permitted under Ohio Revised Code Section 1710.06 (A).

The Cedar Lee Special Improvement District will provide the professional management to deliver the services in the district. The managed services will be overseen by the thirteen member Board of Directors of the SID consisting of 11 members elected by the property owners, one appointee by City Council and the City Manager.

Marketing Objectives

Marketing efforts will target NE Ohio

Promote the district as a destination for retail, services, dining, nightlife, art & theater

Maintain a district web site and utilize Facebook & Twitter to engage consumer audiences

Produce promotional materials such as brochures and e- newsletters

Present marketing & promotional events that highlight the district and its amenities

Keep merchants abreast of area-wide marketing and promotional opportunities

Beautification and Maintenance

Coordinate the delivery of maintenance services by independent contractors

Oversee seasonal plantings, watering and care

Seasonal snow removal service

Sidewalk sweeping and litter removal; multiple weekly schedule

Supplemental Security

Work in partnership with City of Cleveland Hts. Police department to address crime prevention and safety awareness

Provide crime advisories to the merchants

Physical Improvements

Redefined green space, pedestrian amenities & wayfinding signage

Cost

The costs of the Plan of Services shall include those permitted pursuant to the Ohio Revised Code, Section 1710.07 The annual cost of the Plan of Services is budgeted at \$155,888.00 for each of the five years of the plan and will be generated by property owners' assessments.

Area to be Served:

- *Lee Road, on the west side from Superior Road to and including Parcel No. 686-13-049*
- *Lee Road, on the east side from Dellwood Road to Cedar Road*

- *Lee Road, on the east side from Washington to Superior Road*
- *Silsby Road, on the north side Parcel No. 687-08-012*
- *Silsby Road, on the south side from Lee Rd. to and including Parcel No. 687-08-080*
- *Cedar Road, on the north side Parcel Nos. 684-22-019 and 684-22-020*
- *Cedar Road, on the south side from Edgewood to Kildare*

A map showing the area is attached as the last page of this Plan of Services and incorporated herein.

Method of Assessment

The assessments to be used by Cedar Lee Special Improvement District shall be by Market Value as determined by the Cuyahoga County Fiscal Officer.

The assessment will be collected in semi-annual

Term of the Plan

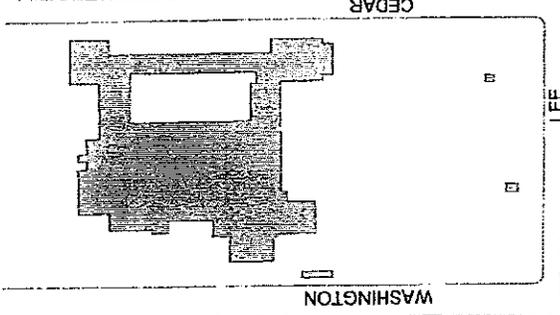
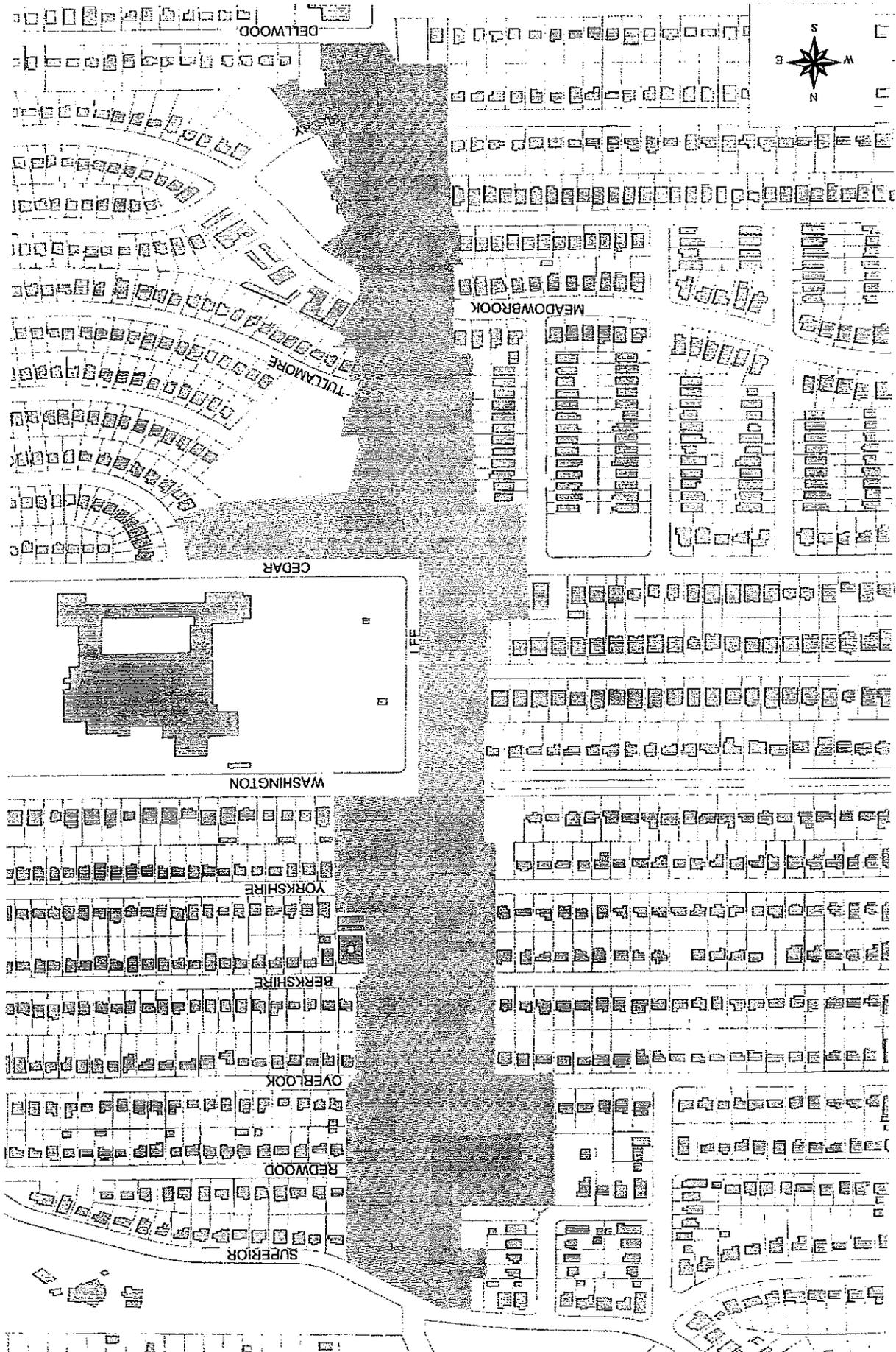
The term of the Plan of Services shall be for **five (5) years** from **October 2018 through September of 2023**. Services will be provided during the same term. The commencement date may be adjusted by the Board of Directors by up to six (6) months later as necessary to give flexibility in meeting all requirements as provided in Chapter 1710 of the Ohio Revised Code and/or as necessary to provide for funds collection and cash flow to commence operations.

Period of Assessment

The term of assessment levied by the district shall be for five years from October 2018 – September of 2023. It may also be adjusted by the Board of Directors as stated above under Term of Plan.

Annual and 990 Report

The Treasurer of the Board of Directors shall submit by the first day of March each year to the City of Cleveland Heights, Finance Director and /or City Manager, a report of the Cedar Lee Special Improvement District's activities and financial condition for the previous year. An annual report will also be submitted to the City of Cleveland Hts. and will be submitted to the Ohio Auditor of State office for public view.



Cedar Lee Special Improvement District

CLSID 2018 - 2023 Renewal Budget

Income

Assessments	\$ 145,888	
Residual Prior Year	10,000	
Total Income		\$ 155,888

Expenses

Accounting	\$ 4,000	
Administrative - General	3,600	
Bank Charges	48	
BOD Liability Insurance	2,000	
Donations	1,500	
Legal	1,500	
Meetings	500	
Memberships	180	
Postage and Supplies	360	
Tax Filing Fees	300	
Training	500	
Total Administration		\$ 14,488

Maintenance

Administrative-Maintenance	\$ 11,210	
Landscape Maintenance	11,000	
Snow Removal	11,000	
Street Cleaning	19,800	
Watering	12,500	
Supplies	400	
Total Maintenance		\$ 65,910

Marketing

Administrative - Marketing	\$ 24,390	
Advertising	5,000	
Web page	1,000	
Newsletter	300	
Brochures	2,000	
Total Marketing		\$ 32,690

Promotional Events

Fall Promos	\$ 2,600	
Summer Promos	5,000	
Winter Promos	1,200	
Total Promos		\$ 8,800

Physical Improvements

Administrative - Physical Improvements	\$ 4,000
Master Plan Implementation	<u>30,000</u>

Total Physical Improvements	<u>\$ 34,000</u>
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Total Expenses	\$ 155,888
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Net Income	<u>\$ -</u>
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Proposed: 6/18/2018

RESOLUTION NO. 76-2018 (F)

By Council Member

A Resolution declaring the necessity of implementing a public services plan for the Cedar Fairmount Special Improvement District, Inc.; and declaring an emergency.

WHEREAS, this Council has received a petition for adoption of a five-year public services plan which was executed by the owners of over sixty percent (60%) of the property in the Cedar Fairmount Special Improvement District, Inc., as determined by front footage; and

WHEREAS, by Resolution No. 46-2018, this Council approved said public services plan; and

WHEREAS, estimated first-year assessments for the affected properties, as well as the total costs of the plan, are now on file with the Clerk of Council.

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

SECTION 1. This Council hereby declares it necessary to implement a five-year public services plan for the Cedar Fairmount Special Improvement District, Inc., with such plan being attached hereto as Exhibit A and incorporated herein.

SECTION 2. One hundred percent (100%) of the cost of the public services plan shall be paid for by special assessments.

SECTION 3. The parcels of property to be assessed for the public services plan are as follows:

685-16-057	685-24-075
685-18-021	685-26-001
685-18-022	685-26-002
685-18-023	685-26-003
685-18-024	685-26-004
	685-26-005

SECTION 4. The method of levying the special assessment shall be by a percentage of the tax value of the property assessed, with such assessments being recalculated on an annual basis over the five-year period to accommodate fluctuating property values due to improvements and new construction.

RESOLUTION NO. 76-2018 (F)

SECTION 5. The costs of the public services plan and the estimated first-year assessments for affected properties are presently on file with the Clerk of Council and available for inspection.

SECTION 6. The Clerk of Council be, and she is hereby, authorized and directed to serve notice of the passage of this Resolution upon the owners of each of the properties included in the Special Improvement District in the manner provided by law, and to make appropriate record of proof of service.

SECTION 7. 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 8. 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 meet county taxing deadlines. 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 passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

CAROL ANN ROE, Mayor
President of the Council

LAURIE SABIN
Clerk of Council

PASSED:

Proposed: 6/18/2018

ORDINANCE NO. 77-2018 (F), *First Reading*

By Council Member

An Ordinance implementing Sections 3735.65 through 3735.70 of the Ohio Revised Code, establishing and describing the boundaries of a community reinvestment area in the City of Cleveland Heights, State of Ohio, designating a housing officer to administer the program, and creating a community reinvestment housing council and a tax incentive review council; and declaring an emergency.

WHEREAS, the Council of the City of Cleveland Heights (hereinafter “Council”) desires to pursue all reasonable and legitimate incentive measures to assist and encourage development throughout the City of Cleveland Heights in specific areas that have not enjoyed reinvestment from remodeling or new construction;

WHEREAS, a survey of housing, a copy of which is on file in the City’s Departments of Planning and Development and Economic Development, as required by Ohio Revised Code (“ORC”) Section 3735.66, has been prepared for the area to be included in the proposed Community Reinvestment Area;

WHEREAS, the maintenance of existing and construction of new structures in such area would serve to encourage economic stability, maintain real property values, and generate new employment opportunities;

WHEREAS, the previously enacted legislation establishing eight (8) Community Reinvestment Areas, listed in attached Exhibit C, is hereby terminated and superseded by this ordinance, provided, however, that certain properties and projects listed in Exhibits C.1, C.2, and C.3 shall be governed by the applicable past and current ordinances, as the case may be, until the dates of termination set forth in Exhibits C.1, C.2, and C.3; and

WHEREAS, the remodeling of existing structures or the construction of new structures in this Community Reinvestment Area constitutes a public purpose for which real property exemptions may be granted.

BE IT ORDAINED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. The area designated as the Cleveland Heights Community Reinvestment Area constitutes an area in which housing facilities or structures of historical significance are located, and in which new construction or repair of existing facilities has been discouraged.

SECTION 2. Pursuant to ORC Section 3735.66, the Cleveland Heights Community Reinvestment Area is hereby established in the following described area:

RESOLUTION NO. 77-2018 (F), *First Reading*

The Community Reinvestment Area shall be located within and bounded by the existing corporation limits of the City of Cleveland Heights.

The Community Reinvestment Area is approximately depicted as the shaded area on the map attached to this Ordinance (see Exhibit A) and by this reference incorporated herein.

Only residential, mixed use, commercial and/or industrial properties consistent with the applicable zoning regulations within the designated Community Reinvestment Area will be eligible for exemptions under this Program. Mixed use development is higher density commercial and/or residential development of a tract of land, building or structure having a variety of complementary and integrated uses such as, but not limited to, residential, office, and retail.

SECTION. 3 All properties identified in Exhibit A as being within the designated Community Reinvestment Area are eligible for this incentive, subject to the combination of project types listed below in Section 4. This proposal is a public/private partnership intended to promote and expand conforming uses in the designated area. As part of the project, the City of Cleveland Heights intends to undertake supporting public improvements in the designated area.

SECTION 4. Within the Community Reinvestment Area, the percentage of the tax exemption on the increase in the assessed valuation resulting from improvements to mixed use, commercial and industrial real property, and the term of those exemptions, shall be negotiated on a case-by-case basis in advance of construction or remodeling occurring according to the rules outlined in the ORC Section 3735.67. The results of the negotiation as approved by this Council will be set in writing in a Community Reinvestment Area Agreement as outlined in ORC Section 3735.671. For residential property, a tax exemption on the increase in the assessed valuation resulting from the improvements as described in ORC Section 3735.67 shall be granted upon application by the property owner and certification thereof by the designated Housing Officer in the following percentage amounts and periods.

The following housing, mixed use, commercial and industrial activities in the Community Reinvestment Area are declared to be a public purpose:

- a. The construction of new single family owner-occupied dwellings containing not more than one housing unit, as described in ORC Section 3735.67, with the term and percentage of the exemption from real property taxation as stated below:

The owner-occupant of any such real property in the Community Reinvestment Area may file an application for exemption from real property tax for a period of five (5) years for twenty-five percent (25%) on the increase in the assessed valuation resulting from the improvements for the housing activities as described in ORC Section 3735.67.

RESOLUTION NO. 77-2018 (F), *First Reading*

If such housing activities are certified through third-party verification of compliance by a certified rater as meeting or exceeding the U.S. Green Building Council's (USGBC) Leadership in Energy and Environmental Design (LEED) "Silver" level category, or substantially equivalent rating system including Enterprise Green Communities, as developed by Enterprise Community Partners, or the National Association of Home Builders National Model Green Home Building Guidelines ("Sustainability Requirement"):

The owner-occupant of any such real property in the Community Reinvestment Area may file an application for exemption from real property tax for a period of ten (10) years for fifty percent (50%) on the increase in the assessed valuation resulting from the improvements for the housing activities as described in ORC Section 3735.67.

If the aforementioned new single family owner-occupied dwelling meets five (5) of the target reinvestment criteria listed in Exhibit B, the owner-occupant of any such real property in the Community Reinvestment Area may file an application for exemption from real property tax for a period of twelve (12) years for seventy-five percent (75%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

If the aforementioned new single family dwelling meets six (6) or more of the target reinvestment criteria listed in Exhibit B, the owner-occupant of any such real property in the Community Reinvestment Area may file an application for exemption from real property tax for a period of fifteen (15) years for one hundred percent (100%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

- b. The construction of new two family dwellings containing not more than two housing unit, as described in ORC Section 3735.67, with the term and percentage of the exemption from real property taxation as stated below:

The owner of any such real property in the Community Reinvestment Area may file an application for exemption from real property tax for a period of five (5) years for twenty-five percent (25%) on the increase in the assessed valuation resulting from the improvements for the housing activities as described in ORC Section 3735.67.

If such housing activities are certified through third-party verification of compliance by a certified rater as meeting or exceeding the U.S. Green Building Council's (USGBC) Leadership in Energy and Environmental Design (LEED) "Silver" level category or substantially equivalent rating system including Enterprise Green Communities, as developed by Enterprise Community Partners, or the National Association of Home Builders National Model Green Home Building Guidelines ("Sustainability Requirement"), the owner-occupant of any such real property in the Community Reinvestment Area may file an

RESOLUTION NO. 77-2018 (F), *First Reading*

application for exemption from real property tax for a period of ten (10) years for fifty percent (50%) on the increase in the assessed valuation resulting from the improvements for the housing activities as described in ORC Section 3735.67.

If the aforementioned Sustainability Requirement Certified new two-family dwelling meets five (5) of the target reinvestment criteria listed in Exhibit B, the owner of any such real property in the Community Reinvestment Area may file an application for exemption from real property tax for a period of twelve (12) years for seventy-five percent (75%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

If the aforementioned Sustainability Requirement Certified new two-family dwelling meets six (6) or more of the target reinvestment criteria listed in Exhibit B, the owner of any such real property in the Community Reinvestment Area may file an application for exemption from real property tax for a period of fifteen (15) years for one hundred percent (100%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

- c. The construction of dwelling units consisting of new fee simple owner-occupied townhome or condominium structures, as described in ORC Section 3735.67, with the term and percentage of the exemption from real property taxation as stated below:

The fee simple owner of any such real property in the Community Reinvestment Area may file an application for exemption from real property tax for a period of five (5) years for twenty-five percent (25%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

If such housing activities are certified through third-party verification of compliance by a certified rater as meeting or exceeding the U.S. Green Building Council's (USGBC) Leadership in Energy and Environmental Design (LEED) "Silver" level category or substantially equivalent rating system including Enterprise Green Communities, as developed by Enterprise Community Partners, or the National Association of Home Builders National Model Green Home Building Guidelines ("Sustainability Requirement"):

The fee simple owner of any such real property in the Community Reinvestment Area may file an application for exemption from real property tax for a period of seven (7) years for sixty-five percent (65%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

The fee simple owner of any such real property in the Community Reinvestment Area having a per unit investment of no less than \$400,000 and a development plan that upon completion constitutes an investment of no less than \$1,600,000, may file an application for exemption

RESOLUTION NO. 77-2018 (F), *First Reading*

from real property tax for a period of ten (10) years for one hundred percent (100%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

The fee simple owner of any such real property in the Community Reinvestment Area having a per unit investment of no less than \$400,000 and a development plan that upon completion constitutes an investment of no less than \$4,000,000, may file an application for exemption from real property tax for a period of fifteen (15) years for one hundred percent (100%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

- d. The construction of new multiple-family building dwelling units having three (3) or more units as described in ORC Section 3735.67, with the term and percentage of the exemption from real property taxation as stated below, with such housing activities required to be certified through third-party verification of compliance by a certified rater as meeting or exceeding the U.S. Green Building Council's (USGBC) Leadership in Energy and Environmental Design (LEED) "Silver" level category or substantially equivalent rating system including Enterprise Green Communities, as developed by Enterprise Community Partners, or the National Association of Home Builders National Model Green Home Building Guidelines ("Sustainability Requirement"):

The owner of any such real property in the Community Reinvestment Area, having a minimum investment level of \$75,000 per unit or costs greater than \$1,500,000 for the total residential portion of the project, may file an application for exemption from real property tax for a period of seven (7) years for fifty percent (50%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

The owner of any such real property in the Community Reinvestment Area that is part of a development project that upon completion constitutes an investment of no less than \$3,000,000 per development project may file an application for exemption from real property tax for a period of ten (10) years for one hundred percent (100%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

- e. The construction of new mixed use, commercial and/or industrial real property shall be eligible for a tax exemption up to and including one hundred percent (100%) and the term of those exemptions being up to fifteen (15) years on the increase in the assessed valuation resulting from the improvements, shall be negotiated on a case-by-case basis in advance of construction occurring according to the rules outlined in the ORC Section 3765.67. The results of the negotiation as approved by this Council will be set in writing in a Community Reinvestment Area Agreement as outlined in ORC Section 3735.671. Such activities must be

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as a result of a development plan that upon completion constitutes an investment of no less than \$3,000,000. Such activities shall be required to be certified through third-party verification of compliance by a certified rater as meeting or exceeding the U.S. Green Building Council's (USGBC) Leadership in Energy and Environmental Design (LEED) "Silver" level category or substantially equivalent rating system including Enterprise Green Communities, as developed by Enterprise Community Partners, or the National Association of Home Builders National Model Green Home Building Guidelines ("Sustainability Requirement").

- f. Remodeling construction activities resulting in the remodeling of existing single family owner-occupied dwellings containing not more than one housing unit, as described in ORC Section 3735.67, where the per unit cost of the improvements is at least \$10,000, the term and percentage of the exemption from real property taxation resulting from such remodeling activities shall be as stated below:

The owner-occupant of any such real property in the Community Reinvestment Area may file an application for exemption from real property tax for a period of seven (7) years for fifty percent (50%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

If the aforementioned existing single family dwelling meets five (5) of the target reinvestment criteria listed in Exhibit B, the owner-occupant of any such real property in the Community Reinvestment Area may file an application for exemption from real property tax for a period of ten (10) years for seventy-five percent (75%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

If the aforementioned existing single family dwelling meets six (6) or more of the target reinvestment criteria listed in Exhibit B, the owner-occupant of any such real property in the Community Reinvestment Area may file an application for exemption from real property tax for a period of twelve (12) years for one hundred percent (100%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

- g. Remodeling construction activities resulting in the remodeling of existing two-family dwellings containing not more than two housing units, as described in ORC Section 3735.67, where the per unit cost of the improvements is at least \$10,000, the term and percentage of the exemption from real property taxation resulting from such remodeling activities shall be as stated below:

The owner of any such real property in the Community Reinvestment Area may file an application for exemption from real property tax for a period of seven (7) years for fifty

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percent (50%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

If the aforementioned existing two-family dwelling meets five (5) of the target reinvestment criteria listed in Exhibit B, the owner of any such real property in the Community Reinvestment Area may file an application for exemption from real property tax for a period of ten (10) years for seventy-five percent (75%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

If the aforementioned existing two-family dwelling meets six (6) or more of the target reinvestment criteria listed in Exhibit B, the owner of any such real property in the Community Reinvestment Area may file an application for exemption from real property tax for a period of twelve (12) years for one hundred percent (100%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

- h. Remodeling construction activities, as described in ORC Section 3735.67, resulting in the conversion of existing two-family dwelling unit structures to owner-occupied single family dwelling units or attached single family dwelling units, or owner-occupied condominiums, or renovation construction activities resulting in the conversion of existing two-family dwelling unit structures to owner-occupied condominiums, where the cost of the improvements is at least \$25,000 may file an application for exemption from real property tax for a period of twelve (12) years for one hundred percent (100%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.
- i. Remodeling construction activities, as described in ORC Section 3735.67, resulting in the rehabilitation of an owner-occupied single or a two-family building, and/or a multiple-family building residential dwelling units in a contributing building in any National Register Historic District or is a locally designated historic landmark located within the City of Cleveland Heights that follows the Secretary of the Interior's Standards for Rehabilitation; and that has a minimum investment of \$500,000 in rehabilitation costs; the owner of such property may file a real property tax exemption application for a period of ten (10) years for one hundred percent (100%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.
- j. Remodeling construction activities, as described in ORC Section 3735.67, resulting in the remodeling of multi-family building dwelling units having three (3) or more units, with the term and percentage of the exemption from real property taxation as stated below:

The owner of any such real property in the Community Reinvestment Area, having a

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minimum investment level of \$25,000 per unit or costs greater than \$500,000 for the total residential portion of the project, may file an application for exemption from real property tax for a period of seven (7) years for fifty percent (50%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

The owner of any such real property in the Community Reinvestment Area that is part of a development project that upon completion constitutes an investment of no less than \$1,000,000 per development project may file an application for exemption from real property tax for a period of ten (10) years for one hundred percent (100%) on the increase in the assessed valuation resulting from the improvements for the housing activities described in ORC Section 3735.67.

- k. Remodeling construction activities to existing mixed use, commercial and/or industrial real property shall be eligible for a tax exemption up to twelve (12) years and up to and including one hundred percent (100%) on the increase in the assessed valuation resulting from the improvements for the activities described in ORC Section 3735.67, and shall be negotiated on a case-by-case basis in advance of construction occurring according to the rules outlined in the ORC Section 3735.67. The results of the negotiation as approved by this Council will be set in writing in a Community Reinvestment Area Agreement as outlined in ORC Section 3735.671. Such activities must be as a result of a development plan that upon completion constitutes an investment of no less than \$1,500,000.

For the purposes of the above described Community Reinvestment Area, structures exclusively used for residential purposes and composed of one (1) or more units shall be classified as residential structures.

If remodeling qualifies for an exemption, during the period of the exemption, the exempted percentage of the dollar amount of the increase in market value of the structure shall be exempt from real property taxation. If new construction qualifies for an exemption, during the period of the exemption the exempted percentage of the structure shall not be considered to be an improvement on the land on which it is located for the purpose of real property taxation.

To be eligible for a tax exemption within this Community Reinvestment Area, the construction activities stated above shall not demolish or intentionally physically destroy the architectural character and distinguishing features of any contributing building or structure located in an established National Register Historic District, or is a locally designated historic landmark as identified in Exhibit B Map B-V. However, if said building or structure so designated is determined by the City to have reached a condition rendering the building uninhabitable or unusable, said building or structure could be demolished and the new construction improvements would be eligible for tax abatement as described in this Section.

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SECTION 5. All commercial and industrial projects are required to comply with the state application fee requirements of ORC Section 3735.672 (C) and the local annual monitoring fee of one percent of the amount of taxes exempted under the agreement - a minimum of \$500 up to a maximum of \$2500 annually unless waived.

SECTION 6. To administer and implement the provisions of this Ordinance, the City's Economic Development Director is designated as the Housing Officer as described in Sections 3735.65 through 3735.70.

SECTION 7. ORC Section 3735.69 states that a "Community Reinvestment Area Housing Council" shall be created, and the City of Cleveland Heights has previously created said Housing Council which will continue to serve as the Housing Council for this Community Reinvestment Area, consisting of two members appointed by the Mayor of the City of Cleveland Heights, two members appointed by the Council of the City of Cleveland Heights, and one member appointed by the Planning Commission of the City of Cleveland Heights. The majority of the members shall then appoint two additional members who shall be residents within the area. Terms of the members of the Housing Council shall be for three years. An unexpired term resulting from a vacancy in the Housing Council shall be filled in the same manner as the initial appointment was made. The Community Reinvestment Area Housing Council shall make an annual inspection of the properties within the district for which an exemption has been granted under Section 3735.67 of the ORC. The Housing Council shall also hear appeals under Section 3735.70 of the ORC.

A Tax Incentive Review Council shall be established pursuant to ORC Section 5709.85, and the City of Cleveland Heights has previously established said Tax Incentive Review Council which will continue to serve as the Tax Incentive Review Council for this Community Reinvestment Area, and shall consist of three representatives appointed by the Cuyahoga County Executive with the concurrence of County Council, two representatives of the municipal corporation, appointed by the Municipal CEO with City Council concurrence, the county auditor or designee and a representative of each affected Board of Education. At least two members must be residents of the City of Cleveland Heights. The Tax Incentive Review Council shall review annually the compliance of all agreements involving the granting of exemptions for commercial or industrial real property improvements under Section 3735.671, of the ORC and make written recommendations to City Council as to continuing, modifying or terminating said agreement based upon the performance of the agreement.

SECTION 8. The Council reserves the right to re-evaluate the designation of the Cleveland Heights Community Reinvestment Area after December 31, 2019 and annually thereafter, at which time the Council may direct the Housing Officer not to accept any new applications for exemptions as described in Section 3735.67 of the ORC.

SECTION 9. The Community Reinvestment Area Housing Council shall make an annual inspection of the properties within the district for which an exemption has been granted under

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Section 3735.67 of the ORC. The Housing Council shall also hear appeals under 3735.70, of the ORC.

SECTION 10. Under ORC Section 3735.68, the City, upon receiving a recommendation from the Tax Incentive Review Council, may terminate the tax exemption after the first year if the Housing Officer finds that the property is not being properly maintained or repaired due to the neglect of the owner; and once terminated shall not reinstate the tax exemption. The Housing Officer shall include this requirement on the application for tax exemption signed by the applicant.

SECTION 11. The City, upon receiving a recommendation from the Tax Incentive Review Council, may terminate the tax exemption after the first year if the Housing Officer finds that the property taxes have become delinquent; and once terminated the City shall not reinstate the tax exemption. The Housing Officer shall include this requirement on the application for tax exemption signed by the applicant.

SECTION 12. The previously enacted legislation establishing eight (8) Community Reinvestment Areas, listed in attached Exhibit C, is hereby terminated and superseded by this ordinance, provided, however, that properties and projects listed in Exhibits C.1, C.2, and C.3 shall be governed by the applicable past and current ordinances, as the case may be, until the date of termination set forth in Exhibits C.1, C.2, and C.3, respectively.

SECTION 13. The Council hereby finds and determines that all formal actions relative to the passage of this Ordinance were taken in an open meeting of this Council, that all deliberations of this Council and of its committees, if any, which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements, including Section 121.22 of the ORC.

SECTION 14. The City Manager of the City of Cleveland Heights is hereby directed and authorized to petition the Director of the Ohio Development Services Agency for approval and confirmation of the findings contained within this Ordinance.

SECTION 15. This Ordinance shall take effect and be in force from and after the earliest period allowed by law and upon approval and confirmation by the Director of the Ohio Development Services Agency of the findings of this Ordinance.

SECTION 16. Notice of the passage of this Ordinance 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 17. This Ordinance 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 implement said agreement as soon as possible.

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Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Ordinance 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.

CAROL ANN ROE, Mayor
President of the Council

LAURIE SABIN
Clerk of Council

PASSED:

RESOLUTION NO. 77-2018 (F), *First Reading*

Exhibit A

Map of

Cleveland Heights Community Reinvestment Area

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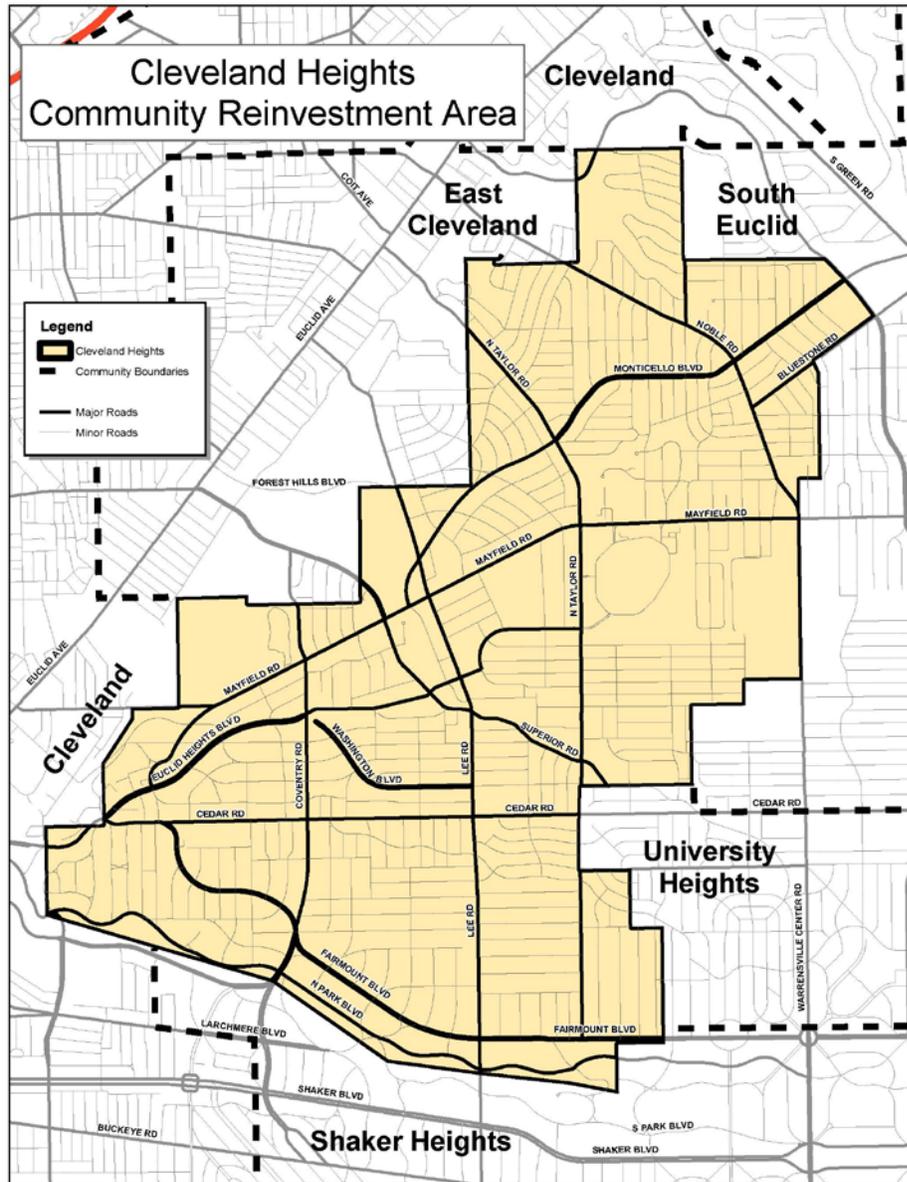
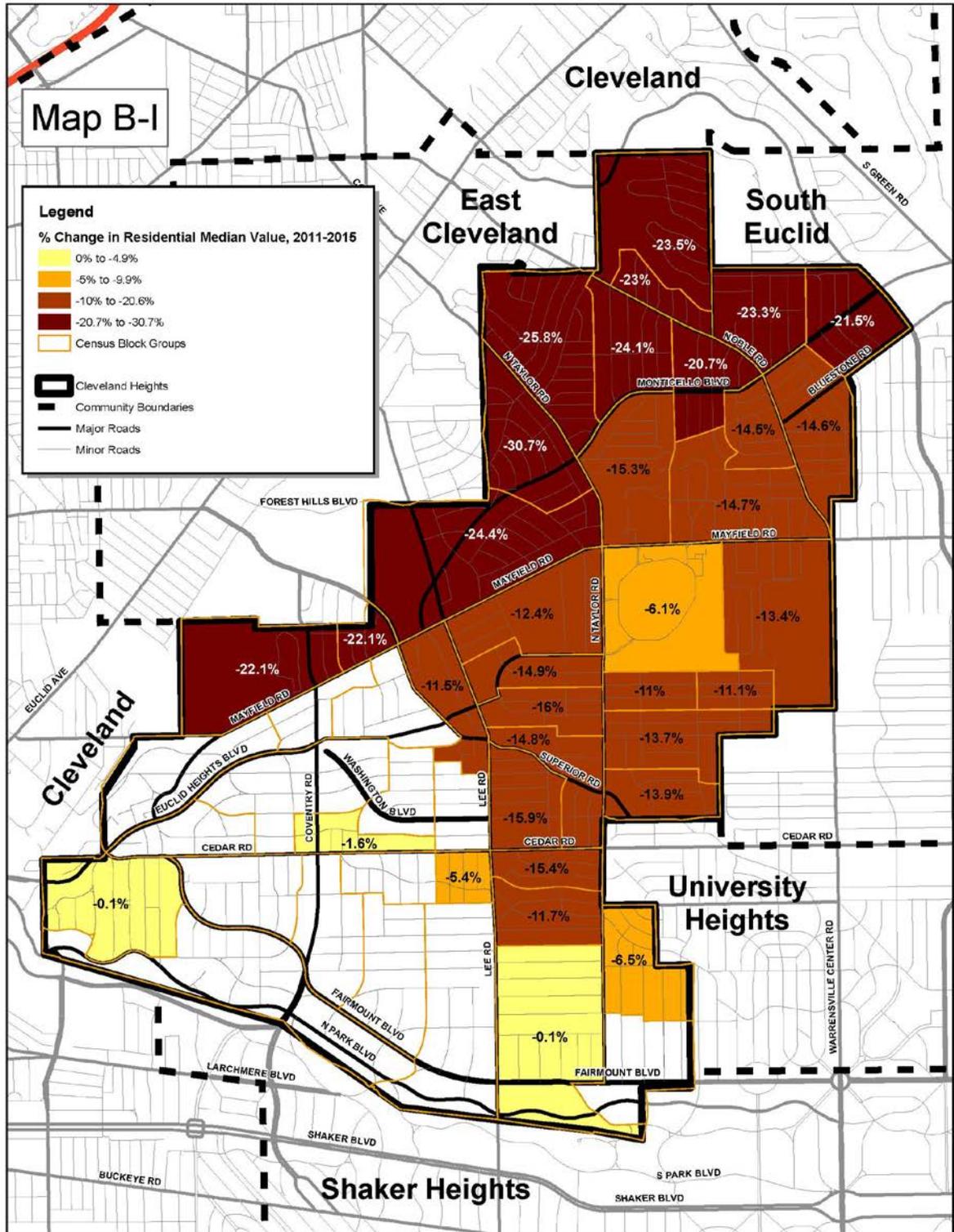


Exhibit B

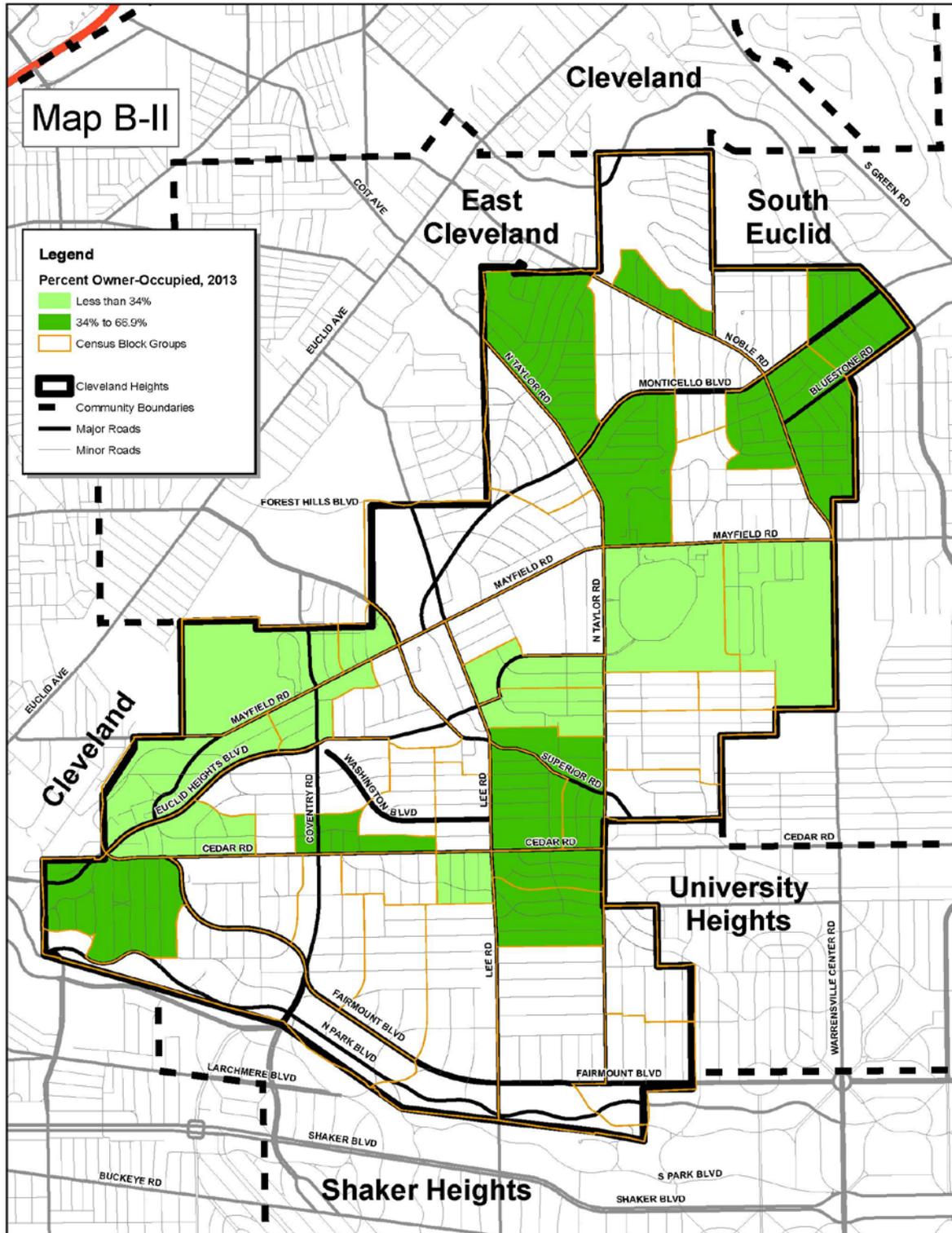
Target Reinvestment Criteria

- I. Declining property values – (refer to Map B-I);
- II. Less than 66.9% owner occupancy rates – (refer to Map B-II);
- III. Median housing value rates less than \$152,100 (refer to Map B-III);
- IV. High residential vacancy rates – rates equal to or exceeding 7.2 % (refer to Map B-IV);
- V. Designated National Register of Historic Places District (refer to Map B-V);
- VI. Designated neighborhood redevelopment areas, having high concentrations of City-owned vacant properties resulting from Neighborhood Stabilization Program demolitions. These areas include the following neighborhoods:
 - The Altamont / Desota / Berkley Neighborhood (refer to Map B-VI);
 - The North Coventry Neighborhood (refer to Map B-VI);
 - The North Taylor / Noble / Rushleigh / Monticello Neighborhood (refer to Map B-VI);
- VII. Median Household Income – (refer to Map B-VII);
- VIII. CDBG Eligible Areas – (refer to Map B-VIII);
- IX. Commercial Vacancy Rate – (refer to Map B-IX);
- X. Strength of Housing Market – (refer to Map B-X).

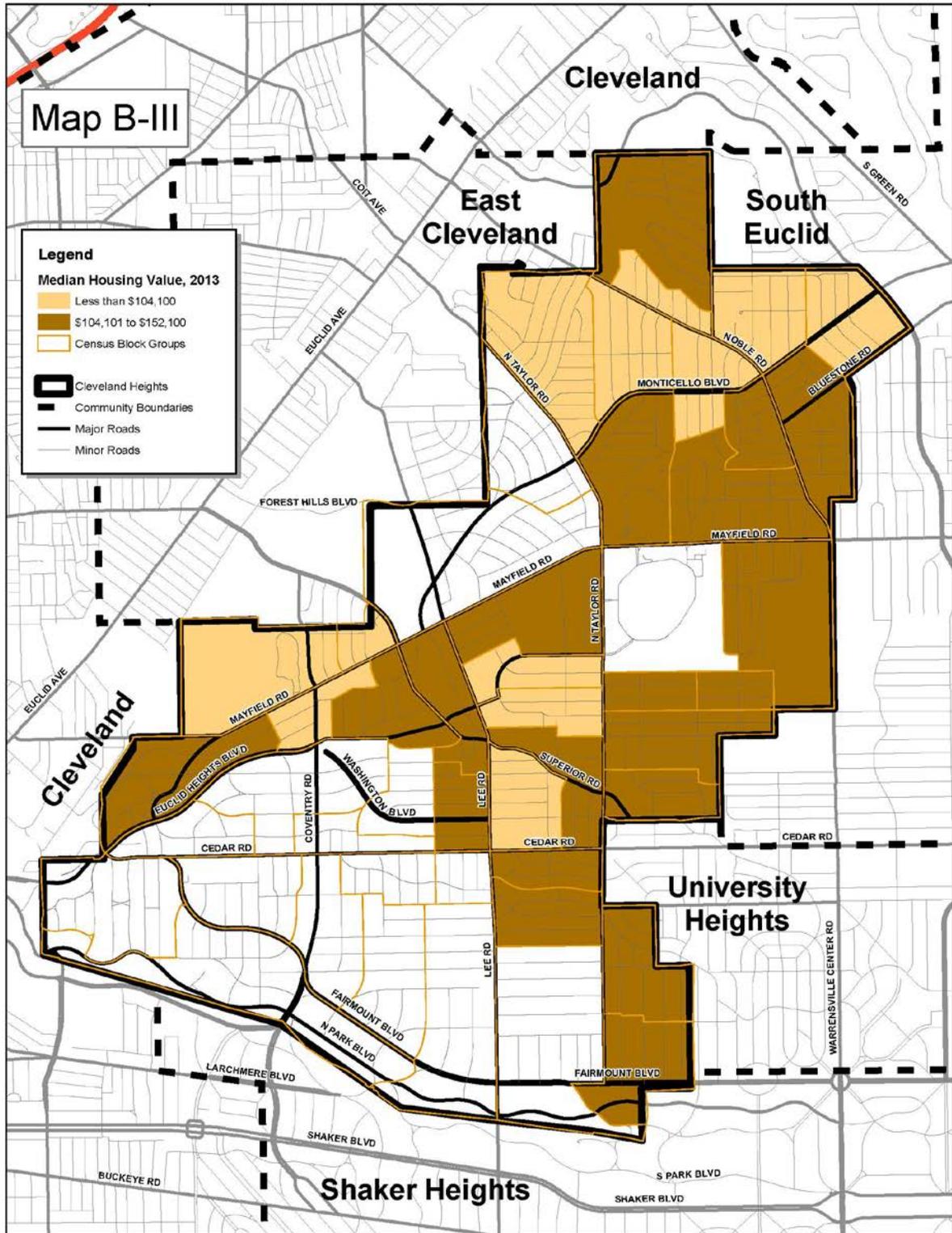
RESOLUTION NO. 77-2018 (F), *First Reading*



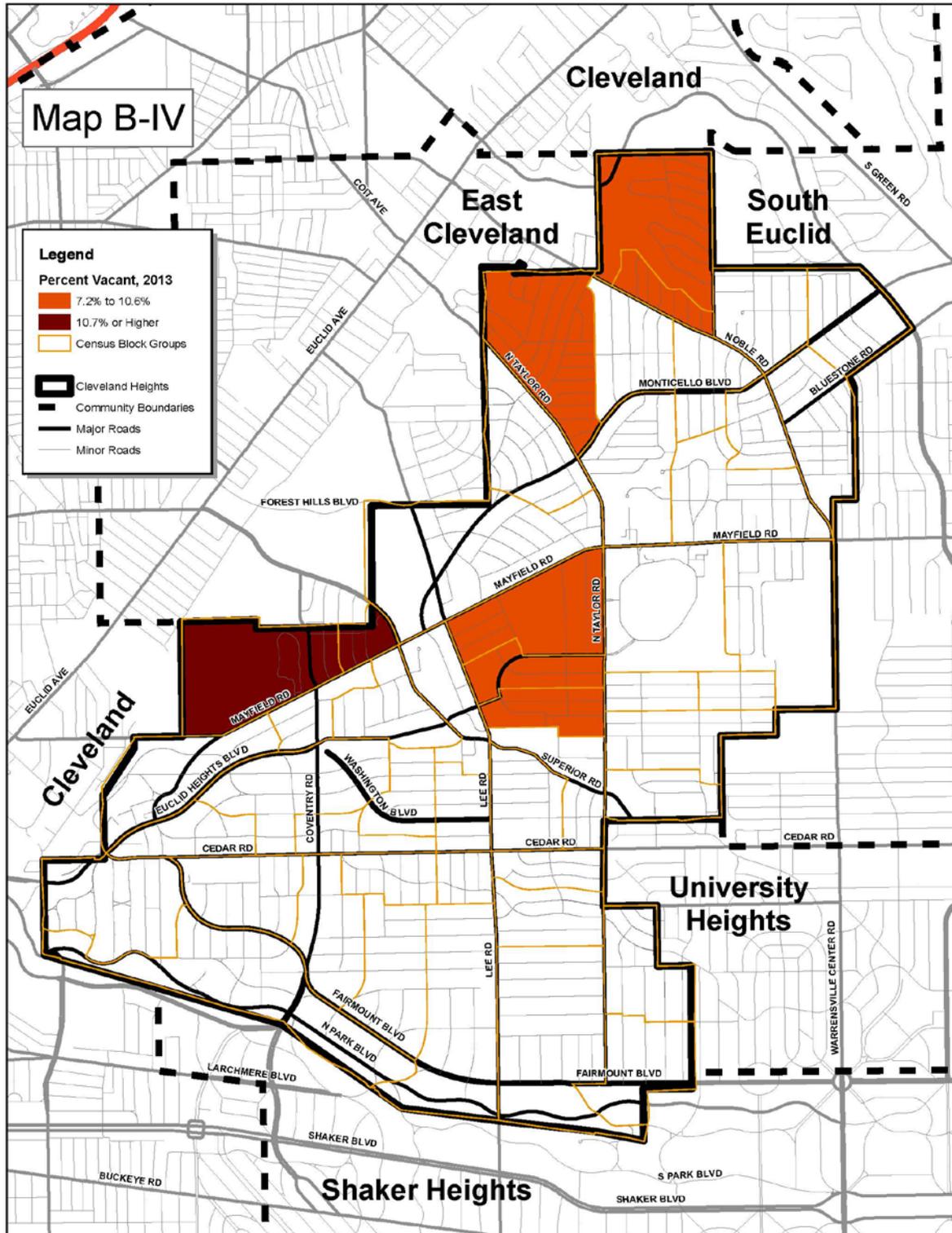
RESOLUTION NO. 77-2018 (F), *First Reading*



RESOLUTION NO. 77-2018 (F), *First Reading*



RESOLUTION NO. 77-2018 (F), *First Reading*

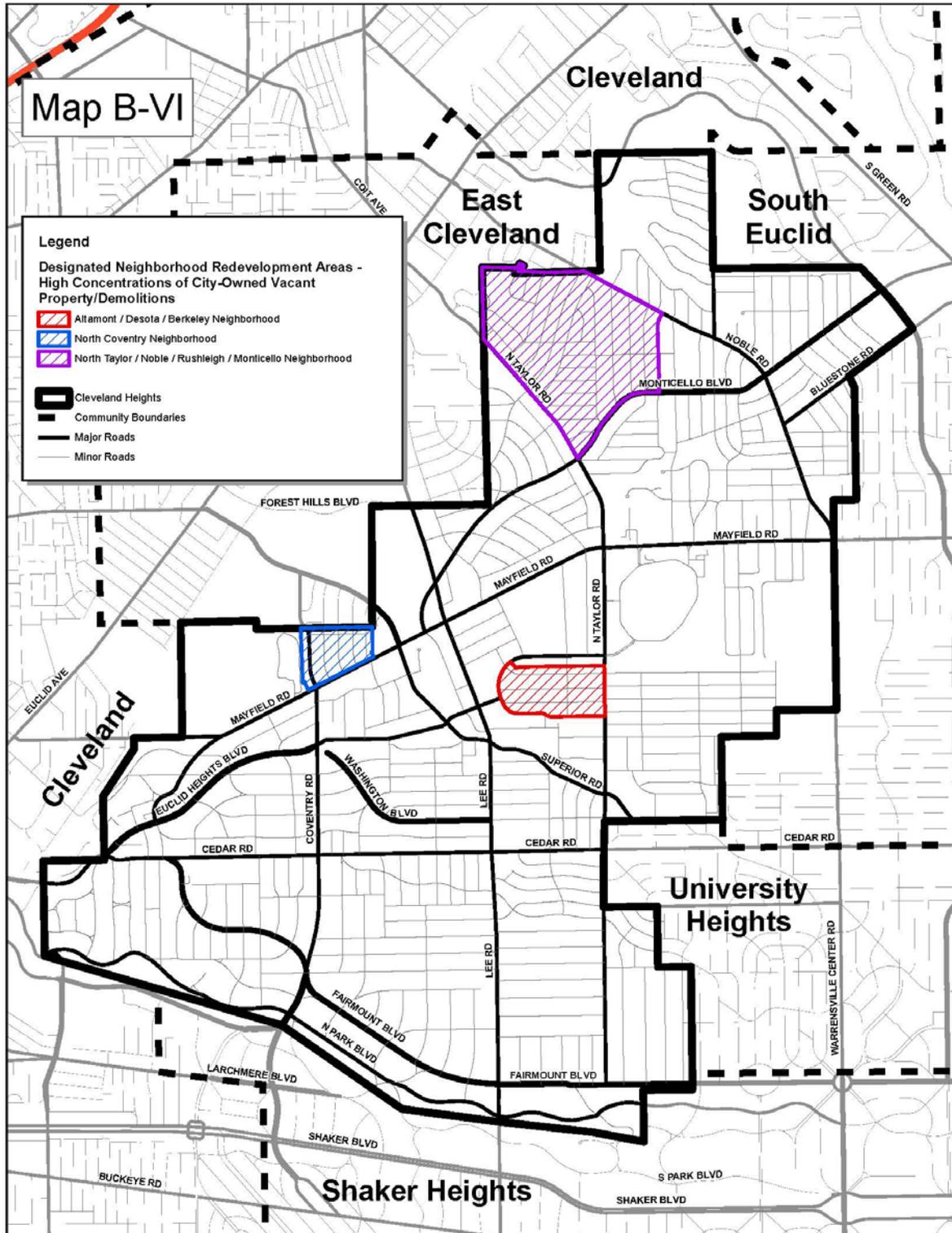


RESOLUTION NO. 77-2018 (F), *First Reading*

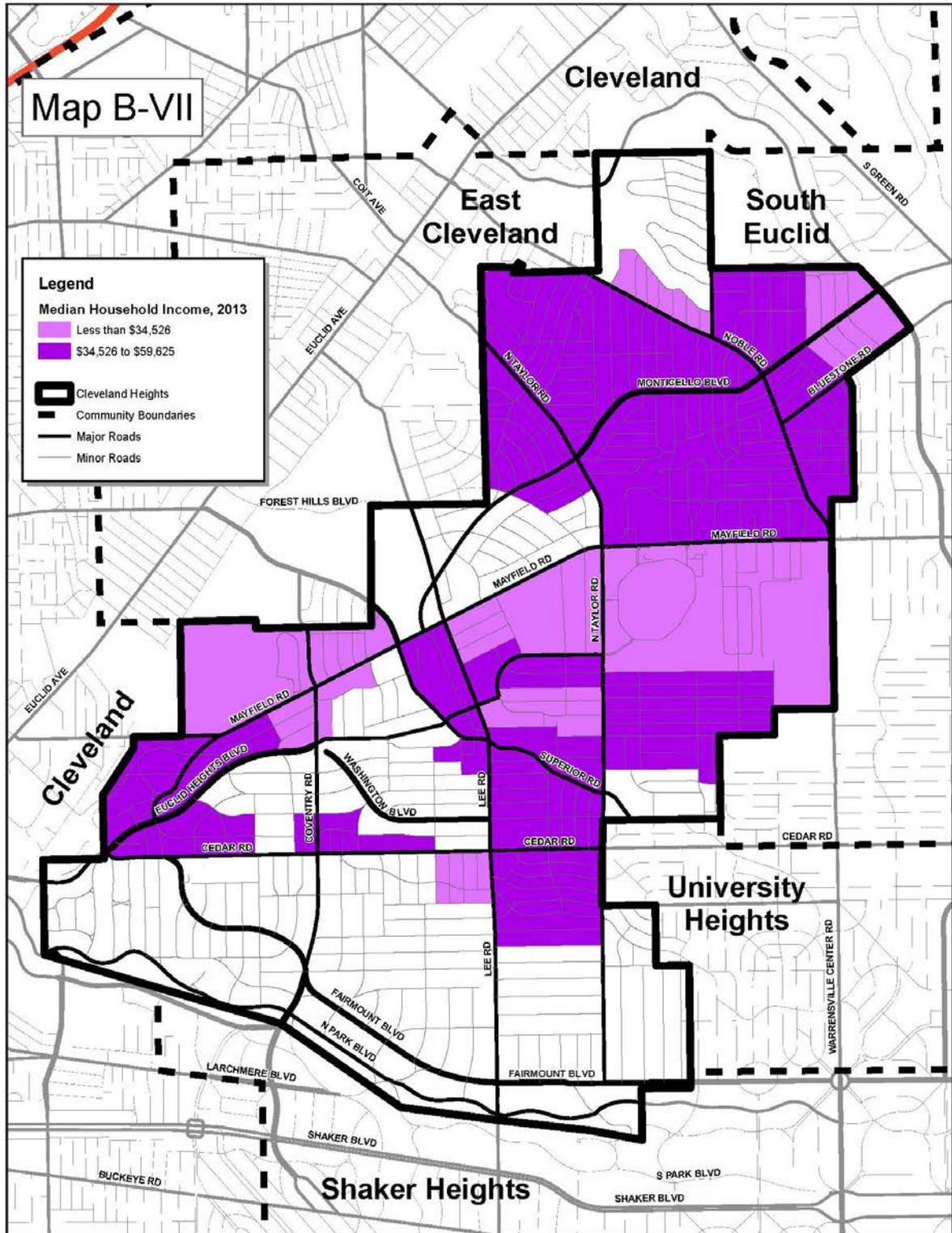
Cleveland Heights Landmarks		
1 Abeyton Realty Corporation Forest Hill Real Estate Office	18 Clapp-Curran Estate (Gardener's Cottage)	36 Noble Road Fire Station
2 Adams House	19 The College Club	37 Nutt House & Carriage House
3 Adella Prentiss Hughes House	20 Coventry Library	38 Overlook Place Condominiums
4 Alcazar Hotel	21 Cumberland Park	39 Park Synagogue
5 Alfred E. & Flora Cook House	22 Elizabeth Keyes Churchill House	40 Patrick Calhoun House
6 Asa Cady House	23 Finneburgh House	41 Preyer House
7 Beaumont School/Painter Estate	24 Grace Lutheran Church	42 Richard Penty House
8 Bramson House	25 Grant W. Deming House	43 Schroeder House
9 Braverman-Brantley Building	26 Heights Center Building	44 Silsby Road Fire Station
10 Burdick House	27 Heights Rockefeller Building	45 St. Ann Church Group/Communion of Saints Parish
11 Cain Park	28 Herrick Mews	46 St. Paul's Church
12 Campbell-Euclid Heights Realty House	29 James C. Beardsee & Cornelia Wadhams Beardsee House	47 Start Right Church of God in Christ
13 Canfield House	30 Jeavons House	48 Superior Schoolhouse
14 Cedar-Lee Theatre Building	31 John Hartness Brown House	49 Tremaine-Gallagher House
15 Christ Our Redeemer A.M.E. Church	32 John Hecker House	50 Warner-Racca House and Carriage House
16 Church of the Saviour	33 Lake View Cemetery	51 Willard Wight House
17 Clapp-Curran Estate	34 Lanphear-Callander Sears House	52 William Quilliam House
	35 New Spirit Revival Center	53 Zerbe-Hale House

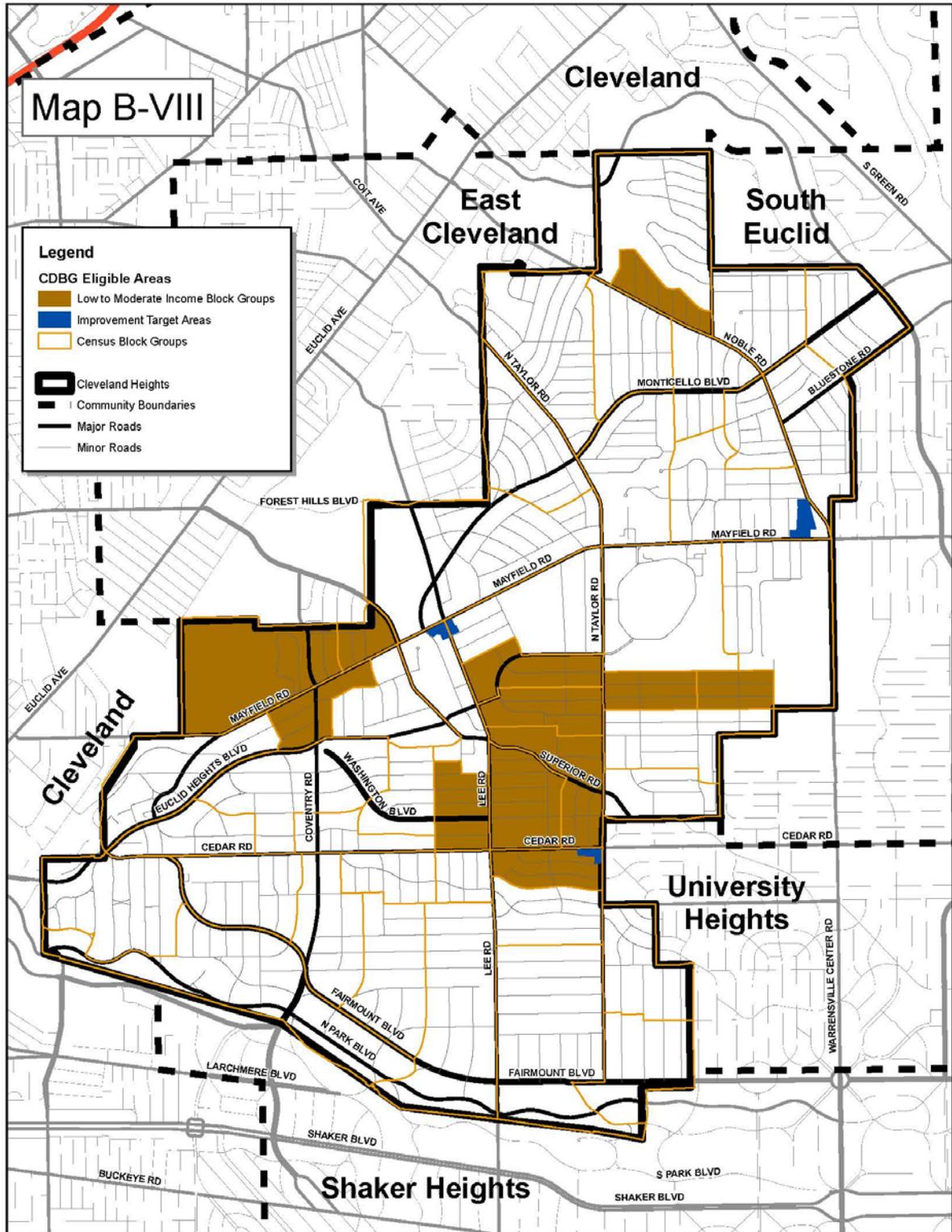
Designated National Register of Historic Places Districts	
	Ambler Heights Historic District
	Euclid Golf Historic District
	Euclid Heights Historic District
	Fairhill Road Village Historic District
	Fairmount Boulevard District
	Forest Hill Historic District
	Forest Hill Park
	Grant Deming's Forest Hill Allotment Historic District
	Inglewood Historic District
	Mayfield Heights Historic District
	Nela Park Historic District
	North Union Shaker Site
	Overlook Road Carriage House District
	Shaker Farm Historic District
	Shaker Village Historic District
	Cleveland Heights
	Community Boundaries
	Major Roads
	Minor Roads

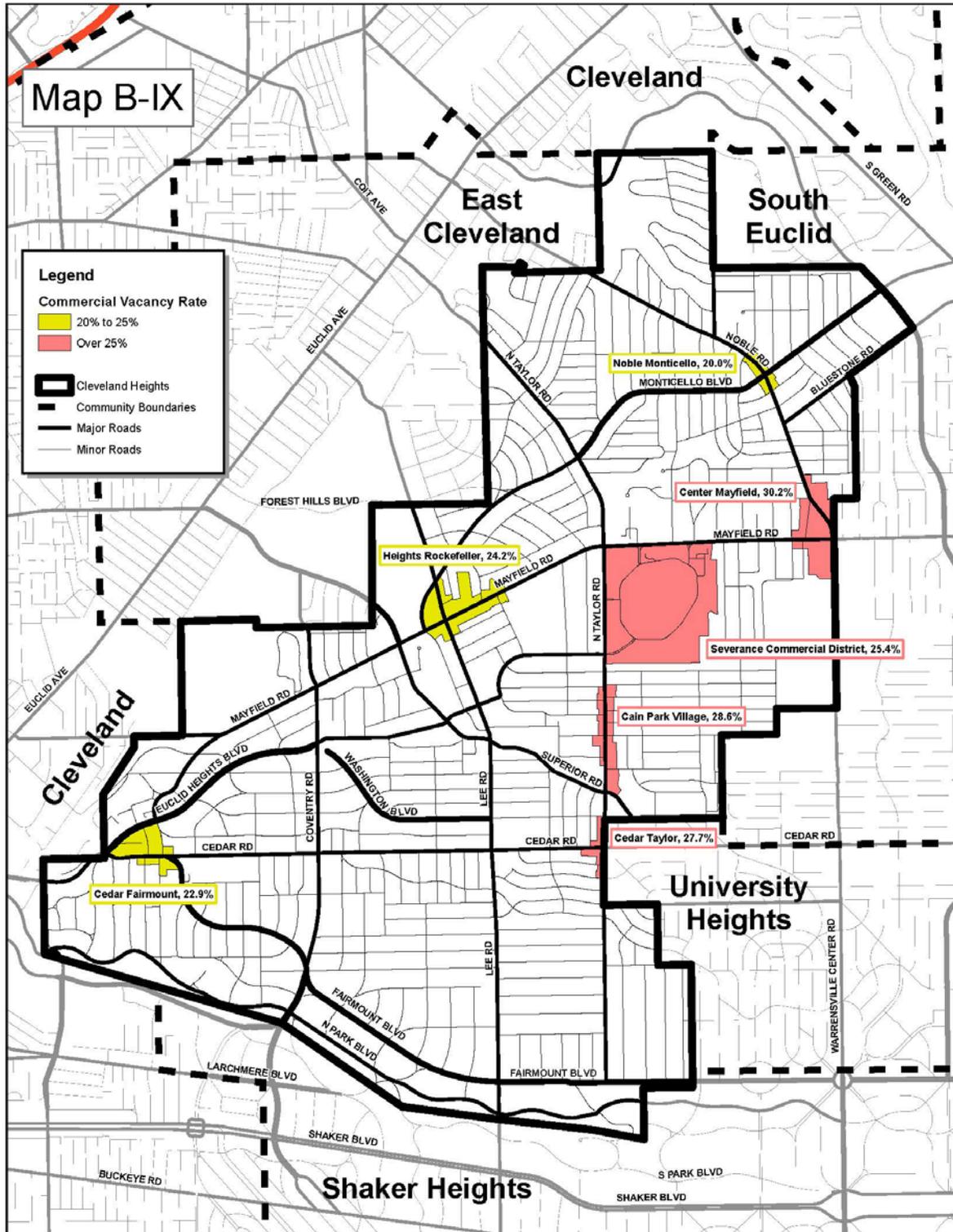
RESOLUTION NO. 77-2018 (F), *First Reading*



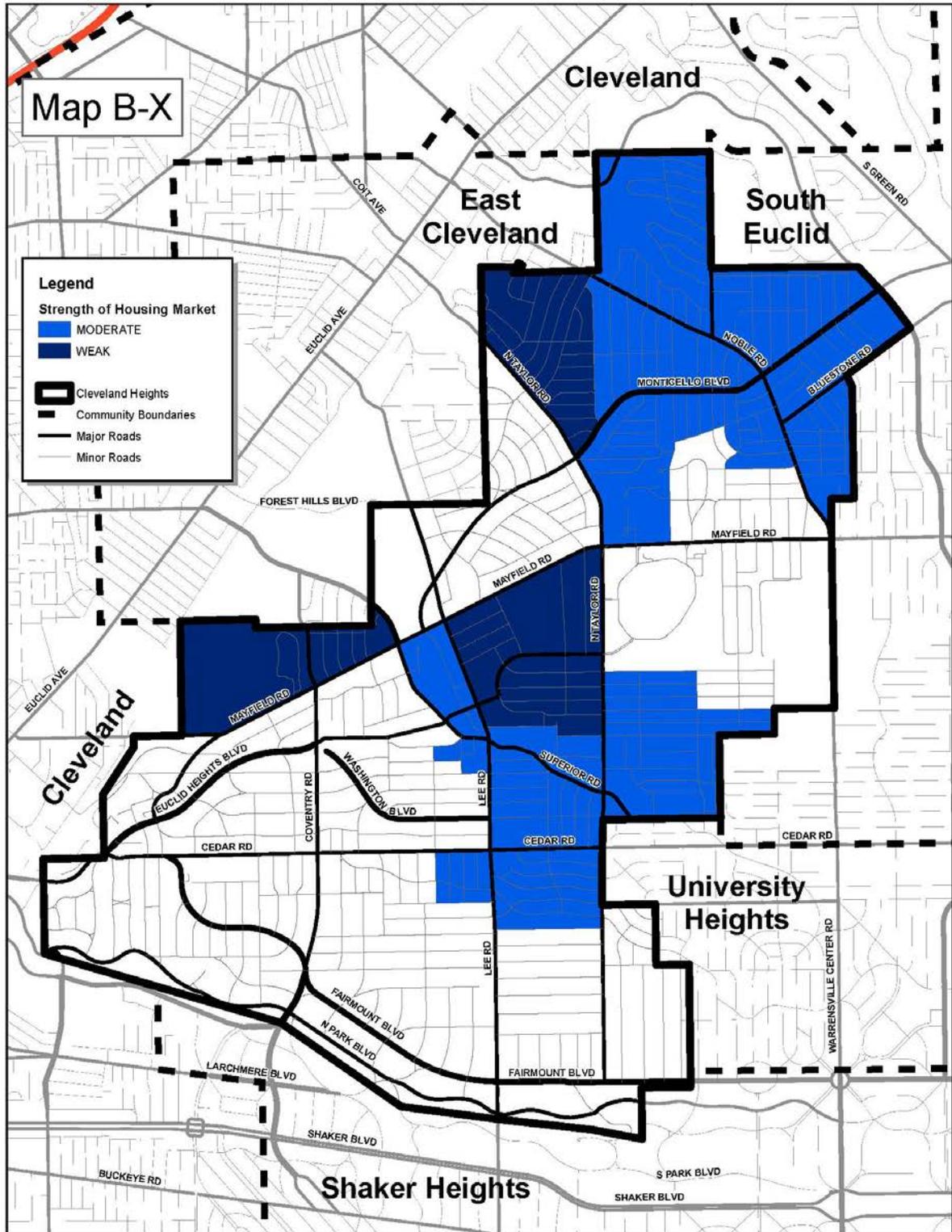
RESOLUTION NO. 77-2018 (F), *First Reading*







RESOLUTION NO. 77-2018 (F), *First Reading*



RESOLUTION NO. 77-2018 (F), *First Reading*

Exhibit C:					
Cleveland Heights Community Reinvestment Areas (CRA)					
	CRA Name & Projects	CRA Number	CH Ordinance	Date	Termination Date
1	<u>CAIN PARK</u>	035-16014-04	98-2003	23-Jun-03	Terminated upon effective date of Ord No. XX-2018
2	<u>EAST DERBYSHIRE</u>	035-16014-06	34-2008	7-Apr-08	Terminated upon effective date of Ord No. XX-2018
3	<u>VILLA CARABELLI</u>	035-16014-01	52-2001	16-Apr-01	Terminated upon effective date of Ord No. XX-2018
4	<u>LEE/EUCLID HEIGHTS</u>	035-16014-03	145-2002 amended 98-2008	5-Aug-02 7-Jul-08	Terminated upon effective date of Ord No. XX-2018
5	<u>MEADOWBROOK LEE</u>	035-16014-05	153-2003 amended 183-2003	07-Oct-03 15-Dec-03	Terminated upon effective date of Ord No. XX-2018
6	<u>KENSINGTON</u> -	NOT ACTIVE	109-1988	5-Dec-88	Terminated upon effective date of Ord No. XX-2018
7	<u>SEVERANCE</u> Severance Place Bluestone	035-16014-02	74-2002 13-2005 165-2005 183-2001 97-2008 22-2017	6-May-02 18-Jan-05 19-Dec-05 5-Nov-01 7-Jul-08 3/20/2017	Termination upon effective date of Ord No. XX-2018, with exceptions in Exhibit C.1 Termination upon effective date of Ord No. XX-2018, with exceptions in Exhibit C.2
8	<u>Turkey Ridge</u> College Club		8-2014	3-Mar-14	Termination upon effective date of Ord No. XX-2018, with exceptions in Exhibit C.3

EXHIBIT C.1 -- Exceptions to Severance CRA
Each shall terminate as of July 7, 2023

PPN	address	suite
683-25-314	500 Severance Place	207
683-25-337	500 Severance Place	507
683-25-302	500 Severance Place	102
683-25-303	500 Severance Place	103
683-25-305	500 Severance Place	105
683-25-307	500 Severance Place	107
683-25-310	500 Severance Place	203
683-25-311	500 Severance Place	204
683-25-312	500 Severance Place	205
683-25-313	500 Severance Place	206
683-25-317	500 Severance Place	303
683-25-318	500 Severance Place	304
683-25-319	500 Severance Place	305
683-25-320	500 Severance Place	306
683-25-321	500 Severance Place	307
683-25-324	500 Severance Place	402
683-25-325	500 Severance Place	403
683-25-326	500 Severance Place	404
683-25-327	500 Severance Place	405
683-25-328	500 Severance Place	406
683-25-329	500 Severance Place	407
683-25-331	500 Severance Place	501
683-25-332	500 Severance Place	502
683-25-333	500 Severance Place	503
683-25-334	500 Severance Place	504
683-25-335	500 Severance Place	505
683-25-336	500 Severance Place	506
683-25-301	500 Severance Place	101

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EXHIBIT C.2 - Exceptions to Bluestone CRA
Each shall terminate as of July 7, 2023

PPN	address
681-30-052	1377 Slate Ct
681-30-056	1369 Slate Ct
681-30-060	1361 Slate Ct
681-30-061	1359 Slate Ct
681-30-062	1357 Slate Ct
681-30-063	1355 Slate Ct

RESOLUTION NO. 77-2018 (F), *First Reading*

EXHIBIT C.3 - Exceptions to Turkey Ridge CRA
Each shall terminate as of _____

PPN	Address
685-03-043	College Club - being converted to rental units
685-03-042	site plan shows parcels A, B , C, D, E, F, G, H, I, J, K, L, M and common area N

Proposed: 6/18/2018

ORDINANCE NO. 78-2018 (F)

By Council Member

An Ordinance providing for the issuance and sale of \$722,000 of notes, in anticipation of the issuance of bonds, for the purpose of (i) reconstructing, resurfacing and otherwise improving City streets; (ii) rebuilding Monticello Boulevard and Taylor Road, including engineering and planning costs with respect thereto; and (iii) acquiring motorized equipment and appurtenances thereto; and declaring an emergency.

WHEREAS, pursuant to Ordinance Nos. 71-2010 and 72-2010, each passed on June 21, 2010, and Ordinance No. 84-2010, passed on July 6, 2010, there were issued \$1,635,000 of notes in anticipation of bonds for the purposes stated in clauses (i) and (ii) of Section 1 and other purposes, as part of a consolidated issue of \$1,850,000 Various Purpose General Obligation Bond Anticipation Notes, Series 2010, which notes were retired at maturity, together with other funds available to the City, with \$1,353,000 of notes issued in anticipation of bonds pursuant to Ordinance No. 88-2011, passed on July 18, 2011, as part of a consolidated issue of \$1,703,000 Various Purpose General Obligation Bond Anticipation Notes, Series 2011 (the 2011 Notes); and

WHEREAS, pursuant to Ordinance No. 89-2011, passed on July 18, 2011, there were issued \$350,000 of notes in anticipation of bonds for the purpose stated in clause (iii) of Section 1, as part of the consolidated issue of the 2011 Notes; and

WHEREAS, the 2011 Notes were retired at maturity, together with other funds available to the City, with the proceeds of \$1,351,000 of notes (the 2012 Refunding Notes) issued in anticipation of bonds pursuant to Ordinance No. 90-2012, passed on July 2, 2012, as part of a consolidated issue of \$2,126,000 Various Purpose Notes, Series 2012; and

WHEREAS, pursuant to Ordinance Nos. 88-2012 and 89-2012, each passed on July 2, 2012, there were issued \$775,000 of notes (the 2012 New Money Notes, and, together with the 2012 Refunding Notes, the 2012 Notes) in anticipation of bonds for the purpose stated in clause (iii) of Section 1 and other purposes, as part of the consolidated issue of the 2012 Notes; and

WHEREAS, the 2012 Notes were retired at maturity, together with other funds available to the City, with the proceeds of \$1,488,000 of notes (the 2013 Refunding Notes) issued in anticipation of bonds pursuant to Ordinance No. 120-2013, passed on July 15, 2013, as part of a consolidated issue of \$2,378,000 Various Purpose Notes, Series 2013; and

WHEREAS, pursuant to Ordinance Nos. 117-2013, 118-2013 and 119-2013, each passed on July 15, 2013, there were issued \$890,000 of notes (the 2013 New Money Notes, and, together with the 2013 Refunding Notes, the 2013 Notes) in anticipation of bonds for the purpose stated in clause (iii) of Section 1 and other purposes, as part of the consolidated issue of \$2,378,000 Various Purpose Notes, Series 2013, which 2013 Notes were retired at maturity, together with other funds

ORDINANCE NO. 78-2018 (F)

available to the City, with the proceeds of \$2,151,000 Various Purpose Notes, Series 2014 (the 2014 Notes), issued in anticipation of bonds pursuant to Ordinance No. 89-2014, passed on July 7, 2014, which 2014 Notes were retired at maturity, together with other funds available to the City, with the proceeds of \$1,925,000 Various Purpose Notes, Series 2015 (the 2015 Notes), issued in anticipation of bonds pursuant to Ordinance No. 88-2015, passed on July 6, 2015, which 2015 Notes were retired at maturity, together with other funds available to the City, with the proceeds of \$1,700,000 Various Purpose Notes, Series 2016 (the 2016 Notes), issued in anticipation of bonds pursuant to Ordinance No. 57-2016, passed on July 5, 2016, which 2016 Notes were retired at maturity, together with other funds available to the City, with the proceeds of \$1,285,000 Various Purpose Notes, Series 2017 (the Outstanding Notes), issued in anticipation of bonds pursuant to Ordinance No. 87-2017, passed on July 3, 2017, which Outstanding Notes mature on July 24, 2018; and

WHEREAS, this Council finds and determines that the City should retire the Outstanding Notes with the proceeds of the Notes described in Section 3 and other funds available to the City; and

WHEREAS, the Director of Finance, as fiscal officer of the City, has certified to this Council that the estimated life or period of usefulness of the improvements described in Section 1 is at least five years, the estimated maximum maturity of the Bonds described in clause (i) of Section 1 is 11 years, in clause (ii) of Section 1 is 16 years, in clause (iii) of Section 1 (\$113,000 of the Notes) is three years and in clause (iii) of Section 1 (\$337,000 of the Notes) is four years, and the maximum maturity of the Notes described in Section 3, to be issued in anticipation of the Bonds described in clauses (i) and (ii) of Section 1 is August 4, 2030, in anticipation of \$113,000 of the Bonds described in clause (iii) of Section 1 is August 1, 2022, and in anticipation of \$337,000 of the Bonds described in clause (iii) of Section 1 is July 31, 2023;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cleveland Heights, County of Cuyahoga, Ohio, that:

SECTION 1. Authorized Principal Amount of Anticipated Bonds; Purpose. It is necessary to issue bonds of the City in the aggregate principal amount of \$722,000 (the Bonds) for the purpose of (i) reconstructing, resurfacing and otherwise improving City streets, together with necessary appurtenances thereto (\$106,000), (ii) rebuilding Monticello Boulevard and Taylor Road, including engineering and planning costs with respect thereto (\$166,000) and (iii) acquiring motorized equipment and appurtenances thereto (\$450,000).

SECTION 2. Estimated Bond Terms. The Bonds shall be dated approximately July 1, 2019, shall bear interest at the now estimated rate of 5% per year, payable semiannually until the principal amount is paid, and are estimated to mature in seven annual principal installments on December 1 of each year that are in such amounts that the total principal and interest payments on the Bonds in any fiscal year in which principal is payable is substantially equal. The first interest payment on the Bonds is estimated to be December 1, 2019, and the first principal payment of the Bonds is estimated to be December 1, 2020.

SECTION 3. Authorized Principal Amount of Notes; Dating; Interest Rate. It is necessary to issue and this Council determines that notes in the aggregate principal amount of \$722,000 (the Notes) shall be issued in anticipation of the issuance of the Bonds and to retire,

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together with other funds available to the City, the Outstanding Notes. The Notes shall be dated the date of issuance and shall mature one year from the date of issuance; provided that the Director of Finance may, if it is determined to be necessary or advisable to the sale of the Notes, establish a maturity date that is any date not later than one year from the date of issuance by setting forth that maturity date in the certificate signed in accordance with Section 6 (the Certificate of Award). The Notes shall bear interest at a rate not to exceed 5% per year (computed on the basis of a 360-day year consisting of 12 30-day months), payable at maturity and until the principal amount is paid or payment is provided for. The rate of interest on the Notes shall be determined by the Director of Finance in the Certificate of Award.

SECTION 4. Payment of Debt Charges; Paying Agent; Prepayment. The debt charges on the Notes shall be payable in lawful money of the United States of America or in Federal Reserve funds of the United States of America, as determined by the Director of Finance in the Certificate of Award, and shall be payable, without deduction for services of the City's paying agent, at the designated corporate trust office of U.S. Bank National Association, or at the principal corporate trust office or other office of a bank or trust company designated by the Director of Finance in the Certificate of Award, after determining that the payment at that bank or trust company will not endanger the funds or securities of the City and that proper procedures and safeguards are available for that purpose, or at the office of the Director of Finance if agreed to by the Director of Finance and the Original Purchaser (as defined in Section 6) (the Paying Agent). If agreed to by the Original Purchaser, the Notes shall be prepayable without penalty or premium at the option of the City at any time prior to maturity (the Prepayment Date) as provided in this Ordinance. Prepayment prior to maturity shall be made by deposit with the Paying Agent of the principal amount of the Notes together with interest accrued thereon to the Prepayment Date. The City's right of prepayment shall be exercised by mailing a notice of prepayment, stating the Prepayment Date and the name and address of the Paying Agent, by certified or registered mail to the Original Purchaser and to the Paying Agent not less than seven days prior to the Prepayment Date. If money for prepayment is on deposit with the Paying Agent on the Prepayment Date following the giving of that notice, interest on the principal amount prepaid shall cease to accrue on the Prepayment Date. The Director of Finance may request the Original Purchaser to use its best efforts to arrange for the delivery of the Notes at the designated office of the Paying Agent for prepayment, surrender and cancellation.

SECTION 5. Execution of Notes; Book Entry System. The Notes shall be signed by the City Manager and the Director of Finance, in the name of the City and in their official capacities, provided that one of those signatures may be a facsimile. The Notes shall be issued in the denominations and numbers as requested by the Original Purchaser and approved by the Director of Finance. The entire principal amount may be represented by a single note and may be issued as fully registered securities (for which the Director of Finance will serve as note registrar) and in book entry or other uncertificated form in accordance with Section 9.96 and Chapter 133 of the Revised Code if it is determined by the Director of Finance that issuance of fully registered securities in that form will facilitate the sale and delivery of the Notes. The Notes shall not have coupons attached, shall be numbered as determined by the Director of Finance and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Ordinance.

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As used in this section and this Ordinance:

“Book entry form” or “book entry system” means a form or system under which (i) the ownership of beneficial interests in the Notes and the principal of, and interest on, the Notes may be transferred only through a book entry, and (ii) a single physical Note certificate is issued by the City and payable only to a Depository or its nominee, with such Notes “immobilized” in the custody of the Depository or its agent for that purpose. The book entry maintained by others than the City is the record that identifies the owners of beneficial interests in the Notes and that principal and interest.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of beneficial interests in the Notes or the principal of, and interest on, the Notes and to effect transfers of the Notes, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

“Participant” means any participant contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations.

The Notes may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized, (i) the Notes may be issued in the form of a single Note made payable to the Depository or its nominee and immobilized in the custody of the Depository or its agent for that purpose; (ii) the beneficial owners in book entry form shall have no right to receive the Notes in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City.

If any Depository determines not to continue to act as a Depository for the Notes for use in a book entry system, the Director of Finance may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Director of Finance does not or is unable to do so, the Director of Finance, after making provision for notification of the beneficial owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Notes from the Depository, and shall cause the Notes in bearer or payable to order form to be signed by the officers authorized to sign the Notes and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such issuance.

The Director of Finance is also hereby authorized and directed, to the extent necessary or required, to enter into any agreements determined necessary in connection with the book entry

system for the Notes, after determining that the signing thereof will not endanger the funds or securities of the City.

SECTION 6. Award and Sale of the Notes.

(a) To the Original Purchaser. The Notes shall be sold at not less than par plus accrued interest to the original purchaser designated by the Director of Finance in the Certificate of Award (the Original Purchaser) in accordance with law and the provisions of this Ordinance. The Director of Finance shall sign the Certificate of Award evidencing that sale to the Original Purchaser, cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. The City Manager, the Director of Finance, the Director of Law, the Clerk of Council and other City officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. The Director of Finance is authorized, if it is determined to be in the best interest of the City, to combine the issue of Notes with one or more other note issues of the City into a consolidated note issue pursuant to Section 133.30(B) of the Revised Code.

(b) Application for Rating; Financing Costs. The Director of Finance is authorized to request a rating for the Notes from one or more nationally-recognized rating agencies in connection with the sale and issuance of the Notes. The expenditure of the amounts necessary to secure those rating(s) and to pay the other financing costs (as defined in Section 133.01 of the Revised Code) in connection with the Notes is authorized and approved, and the Director of Finance is authorized to provide for the payment of any such amounts and costs from the proceeds of the Notes to the extent available and otherwise from any other funds lawfully available that are appropriated or shall be appropriated for that purpose.

SECTION 7. Application of Note Proceeds. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

SECTION 8. Application and Pledge of Bond or Renewal Note Proceeds or Excess Funds. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.

SECTION 9. Provisions for Tax Levy. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the City, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are

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certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due. In each year, to the extent other money is lawfully available for the payment of debt charges on the Notes and Bonds and is appropriated for that purpose, the amount of the tax shall be reduced by the amount of money so available and appropriated.

SECTION 10. Federal Tax Considerations. The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds to which Section 103 of the Code applies, and (b) the interest on the Notes will not be an item of tax preference under Section 57 of the Code.

The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Director of Finance or any other officer of the City having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation (including specifically designation or treatment of the Notes as “qualified tax-exempt obligations” if such designation or treatment is applicable and desirable, and to make any related necessary representations and covenants), choice, consent, approval, or waiver on behalf of the City with respect to the Notes as the City is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to give one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

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Each covenant made in this section with respect to the Notes is also made with respect to all issues any portion of the debt service on which is paid from proceeds of the Notes (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Notes from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this section to take with respect to the Notes.

SECTION 11. Certification and Delivery of Ordinance. The Clerk of Council is directed to deliver or cause to be delivered a certified copy of this Ordinance to the Cuyahoga County Fiscal Officer.

SECTION 12. Satisfaction of Conditions for Note Issuance. This Council determines that all acts and conditions necessary to be done or performed by the City or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the City have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the City are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

SECTION 13. Retention of Bond Counsel. The legal services of Squire Patton Boggs (US) LLP, as bond counsel, be and are hereby retained. The legal services shall be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the issuance and sale of the Notes and the rendering of the necessary legal opinion upon the delivery of the Notes. In rendering those legal services, as an independent contractor and in an attorney-client relationship, that firm shall not exercise any administrative discretion on behalf of the City in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, the City or any other political subdivision, or the execution of public trusts. That firm shall be paid just and reasonable compensation for those legal services and shall be reimbursed for the actual out-of-pocket expenses it incurs in rendering those legal services. The Director of Finance is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm.

SECTION 14. Compliance with Open Meeting Requirements. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council or its committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

SECTION 15. Captions and Headings. The captions and headings in this Ordinance are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Ordinance unless otherwise indicated.

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SECTION 16. Declaration of Emergency; Effective Date. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the City, and for the further reason that this Ordinance is required to be immediately effective in order to enable the City to sell the Notes at the earliest possible date, which is necessary to enable the City to timely retire the Outstanding Notes and thereby preserve its credit; wherefore, this Ordinance shall be in full force and effect immediately upon its passage, provided it receives the affirmative vote of five members of Council elected thereto; otherwise, it shall be in full force and effect from and after the earliest period allowed by law.

CAROL ANN ROE, Mayor
President of the Council

LAURIE SABIN
Clerk of Council

PASSED:



CLEVELAND HEIGHTS

June 4, 2018 Minutes

COMMITTEE OF THE WHOLE

6:23 – 7:30 p.m.

Vice Mayor Yasinow presiding

Roll Call: Present: Dunbar, Seren, Stephens (attended Executive Session only),
Ungar, Yasinow
Excused: Roe, Stein

Staff present: Boland, Briley, Freeman, Juliano, Lambdin, Mannarino, McRae, Mecklenburg,
Niermann O'Neil, Sabin, Smith, Trupo, Wong

Topics discussed: Report of City Council Members, Legislation Overview, Staff Reports and 5-
Year Financial Forecast Presentation

Executive Sessions

7:25 – 7:30 p.m.

Vice Mayor Yasinow made a motion to begin Executive Session, which was seconded by
Councilwoman Dunbar to discuss the appointment of a public official.

Roll Call: Ayes: Dunbar, Seren, Ungar, Yasinow
Nays: None

Vice Mayor Yasinow made a motion to end Executive Session which was seconded by
Councilman Ungar.

Roll Call: Ayes: Dunbar, Seren, Ungar, Yasinow
Nays: None

CITY COUNCIL MEETING

7:37 – 8:52 p.m.

Vice Mayor Yasinow presiding

Roll Call: Present: Dunbar, Seren, Stephens, Ungar, Yasinow
Excused: Roe, Stein

Staff present: Boland, Briley, Freeman, Juliano, Lambdin, Mannarino, McRae, Mecklenburg,
Niermann O'Neil, Sabin, Smith, Trupo, Wong

The minutes of the regular Council meeting held Monday, May 22, 2018 will be approved at the next meeting.

Vice Mayor Yasinow read a proclamation recognizing the 80th Anniversary of Cain Park. George Kozman, the Arts Festival Director, spoke about the importance of arts and cultural activity and listed some of the events hosted at Cain Park.

Personal communications from citizens

Vice Mayor Yasinow recognized School Board President Jim Posch. Mr. Posch thanked City Council for passing resolutions that supported the School Board. Mr. Posch made a statement about the methodology of school rankings.

Frank Ford from the Western Reserve Land Conservancy made a statement about the proposed foreclosure bond legislation. According to 2016 foreclosure data in Cleveland Heights, the banks making the loans are not the banks doing the foreclosures.

Kathy Flora made a statement about the children being affected by the national immigration policy.

Michael Gaynier made a statement supporting the proposed foreclosure bond legislation. It is a tool to prevent the foreclosure crisis from happening again.

Edgar Mitchell made a statement about basement flooding due to tree lawn tree roots. The City Manager advised him that City, County and private contractors can clear these roots out for a fee.

Deborah VanKleef thanked Council for recognizing the importance of recording the Committee of the Whole meetings, but would like them recorded as video instead of audio, or re-locating the meeting to a place where that is available.

Ernest Irwin made a statement about equitable access to the internet and requested Council pursue a feasibility study for municipal broadband.

Nikhil Chand spoke in support of municipal broadband and made a statement about net neutrality and information privacy.

Greg Huth made a statement supporting a feasibility study for municipal broadband in relation to doctors being able to quickly connect and access medical data and communications.

Dennis Corbo made a statement supporting municipal broadband. Mr. Corbo requested legislation to conduct a feasibility study for the City.

Vice Mayor Yasinow thanked residents for expressing their ideas about municipal broadband and stated that the City was looking further into the matter. Councilman Ungar thanked residents for bringing data forward on issues. Councilman Ungar made a statement about the proposed foreclosure bond legislation. Councilwoman Dunbar said the Housing and Transportation Committee would be hosting another meeting to discuss the proposed foreclosure bond legislation. Councilwoman Stephens made a statement about the foreclosure bond including that

it was important to be proactive on these kinds of issues in the community. Councilman Seren thanked the residents for speaking on these important issues.

Report of the City Manager

The City Manager requested permission to participate in Cuyahoga County's Request for Proposals for the Aggregated Solar Project.

Matter of Record

Referred to: Safety & Municipal Services Committee

Vice Mayor Yasinow made a motion grant permission to participate in Cuyahoga County's Request for Proposals for the Aggregated Solar Project, which was seconded by Councilwoman Dunbar.

Roll Call: Ayes: Dunbar, Seren, Stephens, Ungar, Yasinow
 Nays: None

Motion Passed

Report of the Clerk of Council/Director of Finance

Laurie Sabin notified Council that a notice has been received from the Ohio Department of Liquor Control advising that an application has been made by the following: Tasteful Sensations LLC, 14591 Superior Road, Cleveland Heights, Ohio 44112, for a new D2 permit.

Matter of Record

Refer to: Public Safety and Health Committee of Council, the City Manager, and the Director of Law

Committee Reports

Finance Committee

RESOLUTION NO. 56-2018 (F), A Resolution authorizing the reprogramming and reallocation of Community Development Block Grant Funds

Introduced by Councilman Stephens, Seconded by Councilman Ungar

Roll Call: Ayes: Dunbar, Seren, Stephens, Ungar, Yasinow
 Nays: None

Legislation Passed

RESOLUTION 57-2018, First Reading. A Resolution amending Resolution No. 110-2017 to amend the Community Development Block Grant entitlement budget for the year beginning January 1, 2018

Introduced by Councilman Stephens, Seconded by Councilman Ungar

Roll Call: Ayes: Seren, Stephens, Ungar, Yasinow, Dunbar
 Nays: None

Legislation Passed

RESOLUTION NO. 58-2018 (F). A Resolution authorizing the City Manager to enter into an agreement with the Cedar Taylor Development Association, a non-profit corporation, for the use of Community Development Block Grant funds for assistance with the costs of the Association relative to the implementation of streetscape enhancements for the business district; providing compensation therefor

Introduced by Councilman Stephens, Seconded by Councilman Ungar

Roll Call: Ayes: Stephens, Ungar, Yasinow, Dunbar, Seren
 Nays: None

Legislation Passed

RESOLUTION NO. 59-2018 (F), First Reading. A Resolution authorizing the City Manager to enter into an agreement with Family Connections of Northeast Ohio a non-profit corporation, for the use of Community Development Block Grant funds to provide funding for assistance with its Family School Connections Program; providing compensation therefor

RESOLUTION NO. 60-2018 (F). A Resolution authorizing the City Manager to enter into an agreement with FutureHeights, a non-profit corporation, for the use of Community Development Block Grant funds to provide funding for assistance with its Community Capacity Building Program; providing compensation therefor

Introduced by Councilman Stephens, Seconded by Vice Mayor Yasinow

Roll Call: Ayes: Yasinow, Dunbar, Seren, Stephens, Ungar
 Nays: None

Legislation Passed

There was discussion between Council and staff about addressing CDBG funding for FutureHeights if and when they become a CDC for the City.

RESOLUTION NO. 61-2018 (F). A Resolution authorizing the City Manager to enter into an agreement with Gesher, a non-profit corporation, for the use of Community Development Block

Grant funds for the payment of operating expenses; providing compensation therefor

Introduced by Councilman Stephens, Seconded by Vice Mayor Yasinow

Roll Call: Ayes: Dunbar, Seren, Stephens, Ungar, Yasinow
Nays: None

Legislation Passed

RESOLUTION NO. 62-2018 (F). A Resolution authorizing the City Manager to enter into an agreement with the Heights Emergency Food Center, a non-profit corporation, for the use of Community Development Block Grant funds for the payment of operating expenses; providing compensation therefor

Introduced by Councilman Stephens, Seconded by Vice Mayor Yasinow

Roll Call: Ayes: Seren, Stephens, Ungar, Yasinow, Dunbar
Nays: None

Legislation Passed

RESOLUTION NO. 63-2018 (F). A Resolution authorizing the City Manager to enter into an agreement with the Start Right Community Development Corporation, a non-profit corporation, for the use of Community Development Block Grant funds for the payment of operating expenses for their Food Bank Program; providing compensation therefor

Introduced by Councilman Stephens, Seconded by Vice Mayor Yasinow

Roll Call: Ayes: Stephens, Ungar, Yasinow, Dunbar, Seren
Nays: None

Legislation Passed

Housing and Transportation Committee

Councilwoman Dunbar stated there will be a meeting about the improving Mayfield Corridor for bicyclists and pedestrians on June 6 at 5:00 p.m.

The Doan Brook Watershed Partnership will be hosting storm drain stenciling on June 16, 9:30 a.m. to 12:30 p.m. with a rain date of June 17 at the same time. You can register on their website. Additionally, the Northeast Ohio Regional Sewer District now has a storm water program that addresses problems regarding water quality issues. Easy credit opportunities are available and Doan Brook Watershed Program can provide more information for an evaluation.

Planning and Development Committee

RESOLUTION NO. 64-2018 (PD).

A Resolution amending Resolution No. 13-2017 and authorizing the City Manager to amend the City's lease agreement with Boss Dog Brewing Co., LLC

Introduced by Vice Mayor Yasinow, Seconded by Councilman Ungar

Roll Call: Ayes: Ungar, Yasinow, Dunbar, Seren, Stephens
Nays: None

Legislation Passed

Recreation, Community and External Relations Committee

RESOLUTION NO. 65-2018 (RCER). A Resolution declaring June 2018, "LGBT Pride Month"

Councilman Seren made a statement about the history of the LGBT community and Pride Month and the importance of passing this legislation.

Introduced by Councilman Seren, Seconded by Councilwoman Dunbar

Roll Call: Ayes: Ungar, Yasinow, Dunbar, Seren, Stephens
Nays: None

Legislation Passed

Safety And Municipal Services Committee

RESOLUTION NO. 66-2018 (SMS). A Resolution authorizing the City Manager to file a NatureWorks application with the Ohio Department of Natural Resources

Introduced by Councilman Ungar, Seconded by Vice Mayor Yasinow

Roll Call: Ayes: Yasinow, Dunbar, Seren, Stephens, Ungar
Nays: None

Legislation Passed

Councilman Ungar made a statement about municipal broadband.

Administrative Services Committee

Councilman Ungar moved for the appointment of Denver Brooker to the Board of Zoning Appeals for a four-year term. Vice Mayor Yasinow seconded the motion.

Roll Call: Ayes: Dunbar, Seren, Stephens, Ungar, Yasinow
Nays: None

Motion Passed

Councilman Ungar moved for the appointment of Gregory Goss to the Architectural Board of Review for a three-year term. Vice Mayor Yasinow seconded the motion.

Roll Call: Ayes: Seren, Stephens, Ungar, Yasinow, Dunbar
 Nays: None

Motion Passed

Mayor's Report

Vice Mayor Yasinow announced the three appointments for the Immigration Task Force: Robin Coslyn, Kermit Lind and Michael Sharon. She thanked everyone that applied. The first meeting will be held on June 27 at 7:00 p.m. at City Hall.

Noble Neighbors is having their monthly neighborhood meeting on June 5 at 7:00 p.m. at Start Right Church.

Vice Mayor Yasinow congratulated Councilman Ungar on his daughter's wedding last weekend

The next Council meeting will be held on June 18, 2018.

Respectfully submitted,

Carol Roe, Mayor

Laurie Sabin, Clerk of Council

/jkw