Beachwood City Council Meeting Agenda
Monday, May 6, 2019, 7:00 PM
at Beachwood City Hall, Council Chambers,
25325 Fairmount Boulevard, Beachwood, Ohio 44122

-Pledge of Allegiance to the Flag of the United States of America-
Pledge of Allegiance led by: Chris Morcos

Agenda Items

1. Roll Call

2. Reports

   a. Mayor

   b. Council Member (non-agenda items)

   c. Department Directors

3. Citizen's Remarks (City Council limits Citizen's Remarks to five (5) minutes each)

4. **Oath of Office**

   K9 Officer Jorik
   K9 Officer Kai

5. Approval of Minutes

   Approval of the Minutes of the Regular Council Meeting held on April 1, 2019
   Approval of the Minutes of the Regular Council Meeting held on April 15, 2019

6. Building & Grounds Committee
   Ordinance No. 2019-56
   An Ordinance authorizing the Mayor to enter into a Real Estate Listing Agreement with CRESCO, Ltd. for the Marketing and Sale of Certain City-Owned Real Property; and declaring this to be an urgent measure

7. Economic Development Committee
   Ordinance No. 2019-57
   An Ordinance assigning the Job Creation and Retention Incentive Grant Agreement with Real Alloy Recycling, Inc. to Real Alloy Recycling, LLC; and declaring this to be an urgent measure

8. Finance & Insurance Committee
   Ordinance No. 2019-55
   An Ordinance authorizing and directing the Payment of Certain Claims (Bills) for Professional and Other Services; and declaring this to be an urgent measure

9. Legal & Personnel Committee
   Ordinance No. 2019-58
   An Ordinance Amending Schedule F of the Administrative Salary Ordinance; and declaring this to be an urgent measure

10.	Safety & Public Health Committee **Ordinance No. 2019-59**	An Ordinance amending Section 147.10, "Provision of Emergency Medical Services; Fees and Charges," of the Codified Ordinances of the City of Beachwood, Ohio; and declaring this to be an urgent measure
11.	Safety & Public Health Committee **Ordinance No. 2019-60**	An Ordinance Amending Section 145.01(A), "Department Established; Personnel" of the Codified Ordinances of the City of Beachwood, Ohio modifying the membership of the Police Department; and declaring this to be an urgent measure
12.	Safety & Public Health Committee **Ordinance No. 2019-61**	An Ordinance accepting a Donation from the Jewish Federation of Cleveland; and declaring this to be an urgent measure

Pending

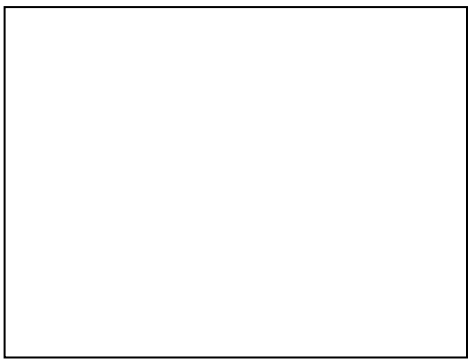
1. An Ordinance amending various sections of the City of Beachwood, Ohio Planning and Zoning Code and the City of Beachwood, Ohio Building Code to include the addition of Chapters 1108 and 1144. and the removal of Chapters 1115, 1149, 1301, 1315, 1319, 1321, 1323, 1325, 1331, and 1333
   Placed on First Reading and referred to P&Z: May 7, 2018
   Referred to Public Hearing that will be held on April 1, 2019: February 4, 2019
   Public Hearing held on: April 1, 2019

2. An Ordinance amending BCO Chapter 1111, Section 1111.02, Subsection (l) Class U-7A Uses of the City of Beachwood, Ohio Planning and Zoning Code
   Placed on First Reading and referred to P&Z: January 22, 2019
   Recommended to Council as Amended by the Planning and Zoning Commission: April 25, 2019

STATE OF OHIO)
)
COUNTY OF CUYAHOGA)

OATH OF OFFICE

I, **Jorik**, do solemnly swear that I will support the Constitution and laws of the United States of America, the Constitution and laws of the State of Ohio, the Charter and Ordinances of the City of Beachwood, and the Rules and Regulations of the Beachwood Police Department, and that I will faithfully, honestly, and impartially discharge the duties of the office of **K9 Police Patrol Office**r for the City of Beachwood, State of Ohio, to which I have been appointed and during my continuance in said office.



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Handler

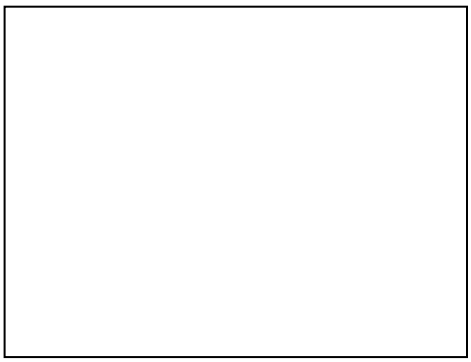
SWORN TO before me and subscribed in my presence this day of 6th day of May, 2019.

_____
Martin S. Horwitz, Mayor

STATE OF OHIO)
)
COUNTY OF CUYAHOGA)

OATH OF OFFICE

I, **Kai**, do solemnly swear that I will support the Constitution and laws of the United States of America, the Constitution and laws of the State of Ohio, the Charter and Ordinances of the City of Beachwood, and the Rules and Regulations of the Beachwood Police Department, and that I will faithfully, honestly, and impartially discharge the duties of the office of **K9 Police Patrol Office**r for the City of Beachwood, State of Ohio, to which I have been appointed and during my continuance in said office.



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Handler

SWORN TO before me and subscribed in my presence this day of 6th day of May, 2019.

_____
Martin S. Horwitz, Mayor

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BEACHWOOD CITY COUNCIL MINUTES OF THE REGULAR COUNCIL MEETING HELD AT BEACHWOOD CITY HALL, COUNCIL CHAMBERS, 25325 FAIRMOUNT BOULEVARD, ON MONDAY, APRIL 1, 2019 AT 7:00 P.M.

The meeting was called to order at 7:02 P.M. by Council Vice President James Pasch.

Josh Korah led the Pledge of Allegiance.

ROLL CALL:	Present:	J. Berns A. Isaacson, B. B. Janovitz, J. Pasch, E. Synenberg, J. Taylor
	Absent:	B. Linick
	Also Present:	M. S. Horwitz, C. Arrietta, D. A. Calta, W. Griswold, G. Haba, L. Heiser, S. Lutz

MAYOR'S REPORTS

Mayor Horwitz spoke Ms. Taylor's reappointment and Chair of the Ohio Casino Control Commission and also spoke about Ms. Taylor's upcoming presentation of the 2019 Diversity Award

Mayor Horwitz also spoke about the loss of Beachwood Math Teacher Arthur Gugick. He extended his condolences to Mr. Gugick's family and held a moment of silence.

COUNCIL MEMBERS (NON-AGENDA ITEMS)

Mr. Pasch stated that he has received several phone calls regarding Mr. Gugick. Mr. Pasch read a brief anecdote from a former student of Mr. Gugick.

DEPARTMENT DIRECTOR REPORTS

None.

OATH OF OFFICE

Police Chief Gary Haba introduced four new Police Officers and Mayor Horwitz administered the Oath of Office to the following:

Mark Fetheroff
Cory Screngi
Nolan Majewski
Daniel O'Malley

PUBLIC HEARING @ 7:15 PM

Mr. Pasch opened the Public Hearing @ 7:15 PM and gave brief background information on the Amendments and the process for the Zoning Code Amendment.

Mr. Smerigan stated that there were a few policy changes and housekeeping changes in the proposed Amendments,

Sherry Hoenig
Edgewood Road

Ms. Hoenig spoke about amending the site access regulations in the Zoning Code Amendments. Mr. Smerigan replied that there were no provisions to that section in the Code.

David Ashpis
25429 Halburton Road

Mr. Ashpis spoke about the proposed changes to U7-A and stated that he desires to see no changes made to that section and does not want an allowance for Drive-thrus.

Mr. Smerigan briefly discussed the proposed changes to the U7-A districts.

Jay Woggs
21112 Halworth

Mr. Woggs asked if any of the proposed mixed-use changes on Chagrin Boulevard were West of Green Road.

Mr. Smerigan explained that the mixed-use changes were by district and not by location. Mr. Smerigan stated that there were proposed changes in U7-A and U4-A.

Mr. Pasch stated that yes, the changes would allow for more mixed-use development West of Green Road.

Mr. Woggs asked about changes West of Belvoir.

Mr. Smerigan stated that there was a potential for changes all the way to the western city limits.
Mr. Woggs asked what specifically mixed-use includes.

Mr. Smerigan stated that in the U7-A district, the added uses include restaurants and multi-family above the first floor.

Mr. Pasch stated that there were multiple questions about drive-thru restaurants and wanted to comment on those questions.

Mr. Pasch stated that the Planning and Zoning Commission recommended to Council allowance for drive-thru restaurants in the City. Mr. Pasch stated that currently, City Council is in the middle of that debate and it has not been decided. Council is also trying to distinguish between drive-thru restaurants and curbside pick-up at a restaurant.

PUBLIC HEARING (CONTINUED)

Mr. Smerigan stated that he wanted to point out that the only districts where drive-thru was specifically permitted was the U4-A district and is not permitted in any other districts. The proposed Code also authorizes the use of drive-thru for other establishments such as drug stores so that there would be a permitted pick-up window for pharmacies.

Nancy Walker Halworth

Ms. Halworth spoke about Section 1105.04 of the Zoning Code regarding fees for Zoning Permits. Ms. Halworth asked if the new or current fees available for review.

Mr. Smerigan stated that a fee schedule would be available from the Building Department and stated that the fees were removed from the Code was due to any changes being made to the Zoning Code must be done through a hearing process and cannot be passed on an Emergency Measure and that has complicated any review to the annual fee structure. Mr. Smerigan stated that the fees will now be set by Council by Ordinance or Resolution.

Mr. Griswold stated that the fee schedule is available on the City website.

Michael Shroge
Bryden Road

Mr. Shroge stated that he expected a more detailed explanation of the proposed changes. Mr. Shroge spoke about the changes to multi-family use above the first floor and asked if there was a height limit on those proposed dwellings.

Mr. Smerigan stated that there are height limitations in every district. Mr. Smerigan stated that currently in the U7-A districts, the height restrictions are 42 feet. Mr. Smerigan stated that those are the current restriction and those will continue to be the restrictions after the changes.

Mr. Shroge asked if any of the changes for multi-use apply to the Bryden School property if it is sold.

Mr. Smerigan stated that there are no proposed changes now on the Bryden School property because it is currently zoned U-5 district which is a public institution. Mr. Smerigan stated that if the property is zoned to another district, then the standards for that new district would then apply. Mr. Smerigan stated that Bryden School may or may not be zoned in the future to a mixed-use district.

Mr. Shroge asked if there was input from interested parties during the amendment process that would like to see the proposed drive-thru and multi-family residences changes?

Mr. Smerigan replied, "no."

Mr. Pasch stated that he understood the criticism regarding the presentation of the proposed changes and stated that after tonight's hearing, he will speak with his colleagues on City Council and will figure out an additional way to distribute summary information.

PUBLIC HEARING (CONTINUED)

Eric Bell
25101 Chagrin Boulevard

Mr. Bell stated that he thought it was important that a business owner in the City come and make comments about what it is like to be an office building landlord in Beachwood.

Mr. Bell stated that a number of the changes in the U-7A district is going to be a benefit to the business community. These proposed changes will attract and keep more businesses in the City.

Mr. Bell also stated that the City should be very careful about adding more apartment units in the City. Mr. Bell stated that it is difficult to make 90% occupancy at the apartment buildings that are currently in the City.

Mark Mauer

Mr. Mauer is an agent for Brookfield which operates Beachwood Place and LaPlace. Mr. Mauer spoke about how the proposed changes might affect operations at Beachwood Place and LaPlace.

Mike Burkon
2466 Richmond Road

Mr. Burkons spoke about the proposed amendments and stated that he doesn't quite understand how the current Zoning Code holds back development in the City. Mr. Burkons also asked what the acreage would be lowered to for multi-family connected homes along Richmond Road.

Mr. Smerigan asked for clarification on which district. Mr. Burkons explained that he was asking specifically about the area around the mall.

Mr. Smerigan stated that there is currently no proposed change to this area and stated that any change would have to go through the rezoning process.

Glen Keunzler
Community Drive

Mr. Kuenzler spoke about section 1123 of the Zoning Code which relates to the U4-B district. Mr. Kuenzler asked what Council's intentions were regarding the area around the mall.

Mr. Pasch asked if anyone on Council wanted to make a specific remark regarding this area.

Mr. Berns stated that the mall is the City's lifeline and without, Beachwood will be just like the surrounding suburbs. Mr. Berns stated that the schools are incredibly dependent on the success of the mall. Mr. Berns stated that without these changes, the schools and the City will suffer.

Mayor Horwitz made some comments regarding the importance of the changes to Beachwood Place.

Ms. Taylor stated that mall safety is also something that the City takes very seriously. Ms. Taylor wants to provide a safe place for businesses as well as an attractive place for businesses.

PUBLIC HEARING (CONTINUED)

Mr. Pasch also stated that he doesn't have a specific vision of what the mall should look like. Mr. Pasch stated that during his travels for work he has noticed that Beachwood Place does not resemble other top performing malls across the country. Mr. Pasch stated that his goal is to have a mall that is thriving but also a good neighbor.

Michael Shroge
Bryden Road

Mr. Shroge returned to the podium to make additional comments regarding the changes to the Zoning Code Amendments. These comments were specific to the area around the mall as well.

Mr. Shroge asked if there was a safety analysis done in anticipation of the changes to the Zoning Code being made to determine if there would be significant impacts to Fire and Police operations.

Mr. Shroge also asked if a budgetary analysis was done in anticipation of these Zoning Code changes being made.

The Mayor stated there has been no cost analysis done as there is not current proposal for improvements in this area.

Karen Tindel
Halburton Road

Ms. Tindel stated that she was concerned that the City cares more about the businesses in Beachwood than the residents of Beachwood.

Mr. Isaacson stated that it is City Council's job to keep the balance between Economic Development and the residents in Beachwood.

Pat Eisenstadt
24471 Fairmount Boulevard

Ms. Eisenstadt spoke about the proposed changes to mixed-use and the impacts to traffic in the area.

Ms. Eisenstadt asked if maintenance of roads in these mixed-use areas rely upon Bonds.

Mr. Pasch doesn't think Mr. Smerigan could answer that question. Mr. Pasch stated that road maintenance is a Council budgetary issue.

Mike Burkon
2466 Richmond Road

Mr. Burkons returned to the podium with additional comments regarding the proposed mixed-use changes.

PUBLIC HEARING (CONTINUED)

David Ashpis
25429 Halburton Road

Mr. Ashpis made additional comments regarding the U7-A changes along Chagrin Boulevard and suggested that U-7A be broken up in two districts; one that is adjacent to residences and one that is not. Mr. Ashpis stated that this could lead to a more restrictive in the area of residences.

Mr. Pasch asked if there were anymore questions or comments and stated that he would like to end the Public Hearing with a comment regarding the presentation of the proposed changes.

The Public Hearing was closed at approximately 9:00 PM.

CITIZEN'S REMARKS

Majeed Maklouf
3733 Park East Drive, Suite 200

Mr. Maklouf spoke about the Zoning Code Text Amendment that is currently on pending. Mr. Maklouf updated Council and stated that the building at Park East is vacant and also requested that Council place the pending item on Second Reading and amend the Ordinance to limit the application to the property at Park East Drive.

Howard Darvin
24225 Woodside Lane

Mr. Darvin spoke about the deer situation in the City of Beachwood. He stated that the deer are a nuisance and they are more concentrated to the south side of the City. Mr. Darvin spoke about the occurrence of lyme disease in the deer population as well as the fatal chronic wasting disease. Mr. Darvin suggested that one of the code changes could include changing the height of residential fences to eight feet.

Mike Burkons
2466 Richmond Road

Mr. Burkons spoke about the proposed Police Station.

Karen Tindel
25460 Halburton Road

Ms. Tindel spoke about the proposed ODOT project.

Mikhail Alterman
3148 Richmond Road

Mr. Alterman spoke about the proposed ODOT project.

Jerry Moss
25459 Halburton Road

Mr. Moss spoke about the proposed ODOT project.

CITIZEN'S REMARKS (CONTINUED)

Davis Ashpis
25429 Halburton Road

Mr. Ashpis spoke about the proposed ODOT project.

APPROVAL OF THE MINUTES OF THE REGULAR COUNCIL MEETING HELD ON MARCH 4, 2019.

Moved by J. Pasch, seconded by J. Berns, that the minutes of the Regular Council Meeting held on March 4, 2019 be approved.

ROLL CALL:	Yes:	J. Berns, A. Isaacson, B. B. Janovitz J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED

APPROVAL OF THE MINUTES OF THE REGULAR COUNCIL MEETING HELD ON MARCH 18, 2019.

Moved by J. Pasch, seconded by A. Isaacson, that the minutes of the Regular Council Meeting held on March 18, 2019 be approved.

ROLL CALL:	Yes:	J. Berns, A. Isaacson, B. B. Janovitz J. Pasch, E. Synenberg
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED

FINANCE AND INSURANCE COMMITTEE

1. An Ordinance authorizing and directing the payment of certain claims (Bills) for professional and other services; and declaring this to be an urgent measure.

Moved by A. Isaacson, seconded by E. Synenberg, that Ordinance No. 2019-45 be placed on final reading.

ROLL CALL	Yes:	J. Berns, A. Isaacson, B. B. Janovitz, J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED-RULES SUSPENDED

Moved by A. Isaacson, seconded by E. Synenberg, that Ordinance No. 2019-45 be adopted.

ROLL CALL	Yes:	J. Berns, A. Isaacson, B. B. Janovitz, J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED

2. An Ordinance establishing a Fee Schedule for the cost of additional Recycling and Rubbish Bins in the City of Beachwood, Ohio; and declaring this to be an urgent measure.

Moved by B. B. Janovitz, seconded by A. Isaacson, that Ordinance No. 2019-46 be placed on final reading.

ROLL CALL	Yes:	J. Berns, A. Isaacson, B. B. Janovitz, J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED-RULES SUSPENDED

Moved by B. B. Janovitz, seconded by A. Isaacson, that Ordinance No. 2019-46 be adopted.

ROLL CALL	Yes:	J. Berns, A. Isaacson, B. B. Janovitz, J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED

FINANCE AND INSURANCE COMMITTEE (CONTINUED)

3. An Ordinance authorizing the Mayor to enter into a Fifth Amendment with University Hospitals Physician Services, Inc. DBA University Hospitals Corporate Health for Drug and Alcohol testing and Employment Physicals for two years; and declaring this to be an urgent measure.

Moved by J. Taylor, seconded by J. Pasch, that Ordinance No. 2019-47 be placed on final reading.

ROLL CALL	Yes:	J. Berns, A. Isaacson, B. B. Janovitz, J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED-RULES SUSPENDED

Moved by J. Taylor, seconded by J. Pasch, that Ordinance No. 2019-47 be adopted.

ROLL CALL	Yes:	J. Berns, A. Isaacson, B. B. Janovitz, J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED

PUBLIC WORKS COMMITTEE

1. An Ordinance authorizing accepting a Certain Bid from J.D. Striping & Services, Inc. for Paint Striping and Pavement Markings of Various Streets and Roads; and declaring this to be an urgent measure.

Moved by E. Synenberg, seconded by J. Berns, that Ordinance No. 2019-49 be placed on final reading.

ROLL CALL	Yes:	J. Berns, A. Isaacson, B. B. Janovitz, J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED-RULES SUSPENDED

Moved by E. Synenberg, seconded by J. Berns, that Ordinance No. 2019-49 be adopted.

ROLL CALL	Yes:	J. Berns, A. Isaacson, B. B. Janovitz, J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED

PUBLIC WORKS COMMITTEE (CONTINUED)

2. A Resolution supporting the submittal of a Highway Safety Funding Application with the Ohio Department of Transportation for improvements to Chagrin Boulevard from approximately 500 feet west of Richmond Road through the Interstate 271 Interchange to Orange Place and Richmond Road from approximately 800 feet north of and 500 feet south of Chagrin Boulevard; and declaring this to be an urgent measure.

Before the discussion and vote, Joe Ciuni read a prepared statement from GPD Group. That statement is attached hereto for the official record.

Mr. Hobbs also read a statement from the Ohio Department of Transportation. That statement is attached hereto for the official record.

Moved by J. Berns, seconded by J. Taylor, that Resolution No. 2019-1 be placed on final reading.

ROLL CALL	Yes:	J. Berns, A. Isaacson, B. B. Janovitz, J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED-RULES SUSPENDED

Moved by J. Berns, seconded by J. Taylor, that Resolution No. 2019-1 be adopted.

ROLL CALL	Yes:	J. Berns, E. Synenberg, J. Taylor
	No:	A. Isaacson, B. B. Janovitz, J. Pasch
	Abstain:	None.
	Not Voting:	None.
		MOTION FAILED

3. A Motion to advertise for bidders for the 2019 Capital Program – George Zeiger Drive Resurfacing.

Moved by E. Synenberg, seconded by J. Berns, that the Motion be adopted.

ROLL CALL	Yes:	J. Berns, A. Isaacson, B. B. Janovitz, J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED

SAFETY AND PUBLIC HEALTH COMMITTEE

1. An Ordinance authorizing the Chief of Police and Mayor to enter into an Agreement with Cleveland Clinic Foundation to Exercise the Authority permitted under Division (D) of Section 4973.17 of the Ohio Revised Code; to set forth Standards and Criteria governing the interaction and cooperation between Police Officers for the Hospital and Police Officers in the City of Beachwood, Ohio to permit the Cleveland Clinic Police Department within such areas of the City as may be authorized by the City's Chief of Police; and declaring this to be an urgent measure.

Moved by B. B. Janovitz, seconded by J. Berns, that Ordinance No. 2019-50 be placed on final reading.

ROLL CALL	Yes:	J. Berns, A. Isaacson, B. B. Janovitz, J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED-RULES SUSPENDED

Moved by B. B. Janovitz, seconded by J. Berns, that Ordinance No. 2019-50 be adopted.

ROLL CALL	Yes:	J. Berns, A. Isaacson, B. B. Janovitz, J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED

ADJOURNMENT

Moved by A. Isaacson, seconded by J. Taylor, to adjourn the Regular Council Meeting at 9:57 P.M. to the next regularly scheduled Council Meeting.

ROLL CALL	Yes:	J. Berns, A. Isaacson, B. B. Janovitz, J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED

Approved: _____
Clerk

_____
Mayor

****

Pursuant to Ordinance Number 2017-107 Council has determined that the official Minutes of its Body, its Committees, and those of the Planning and Zoning Commission shall consist of the Audio Recording of the meetings together with a written synopsis of all agenda items and votes.

BEACHWOOD CITY COUNCIL MINUTES OF THE REGULAR COUNCIL MEETING HELD AT BEACHWOOD CITY HALL, COUNCIL CHAMBERS, 25325 FAIRMOUNT BOULEVARD, ON MONDAY, APRIL 15, 2019 AT 7:00 P.M.

The meeting was called to order at 7:03 P.M. by Council President Brian Linick.

Pledge of Allegiance led by Resident Chuck Bennis

ROLL CALL:	Present:	J. Berns, B. B. Janovitz, B. Linick J. Pasch, E. Synenberg, J. Taylor
	Absent:	A. Isaacson
	Also Present:	M. S. Horwitz, C. Arrietta, D. A. Calta, K. Carmen W. Griswold, G. Haba, L. Heiser, S. Lutz

MAYOR'S REPORTS

Mayor Horwitz congratulated the City of Beachwood High School Students that participated in Junior Achievement.

Mayor Horwitz also thanked Karen Carmen for the NOISE event that occurred on the previous Saturday at Beachwood High School.

Mayor Horwitz reminded residents that Shred Day would be held on May 12, 2019 from 9 am to 12 pm.

COUNCIL MEMBERS (NON-AGENDA ITEMS)

None.

DEPARTMENT DIRECTOR REPORTS

None.

CITIZEN'S REMARKS

Mike Burkons
2466 Richmond Road

Mr. Burkons spoke about the Dog Park item that is on tonight's agenda.

Jerry Moss
25459 Halburton Road

Mr. Moss spoke about the Halburton Road Phase 2 Project. Mr. Moss stated that Tri-Mor did a great job on Phase 1.

Mr. Moss asked for a bit more assistance from the City regarding Traffic Control and also stated that there were still trees that needed to be planted on the Tree Lawns from the Phase 1 Project.

FINANCE AND INSURANCE COMMITTEE

1. An Ordinance authorizing and directing the payment of certain claims (Bills) for

Moved by J. Taylor, seconded by E. Synenberg, that Ordinance No. 2019-50 be placed on final reading.

ROLL CALL	Yes:	J. Berns, B. B. Janovitz, B. Linick J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED-RULES SUSPENDED

Moved by J. Taylor, seconded by E. Synenberg, that Ordinance No. 2019-50 be adopted.

ROLL CALL	Yes:	J. Berns, B. B. Janovitz, B. Linick J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED

PUBLIC WORKS COMMITTEE

1. An Ordinance accepting a Certain Bid from Tri-Mor, Corporation for the Halburton Road Improvements – Phase 2 Project; and declaring this to be an urgent measure.

Moved by J. Berns, seconded by J. Taylor, that Ordinance No. 2019-51 be placed on final reading.

ROLL CALL	Yes:	J. Berns, B. B. Janovitz, B. Linick J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED-RULES SUSPENDED

Moved by J. Berns, seconded by J. Taylor, that Ordinance No. 2019-51 be adopted.

ROLL CALL	Yes:	J. Berns, B. B. Janovitz, B. Linick J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED

RECREATION/COMMUNITY SERVICES COMMITTEE

1. An Ordinance authorizing the Mayor to enter into a Contract with First Student, Inc. for Bus Transportation Services for the City of Beachwood, Ohio 2019 Summer Camps and Programs; and declaring this to be an urgent measure.

Moved by E. Synenberg, seconded by J. Pasch, that Ordinance No. 2019-52 be placed on final reading.

ROLL CALL	Yes:	J. Berns, B. B. Janovitz, B. Linick J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED-RULES SUSPENDED

Moved by E. Synenberg, seconded by J. Pasch, that Ordinance No. 2019-52 be adopted.

ROLL CALL	Yes:	J. Berns, B. B. Janovitz, B. Linick J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED

2. An Ordinance amending Ordinance No. 2018-151 to appropriate an additional amount not to exceed Fifteen Thousand Dollars and No/Cents ($15,000.00) to build a Community Dog Park; and declaring this to be an urgent measure.

Moved by B. B. Janovitz, seconded by J. Berns, that Ordinance No. 2019-53 be placed on final reading.

ROLL CALL	Yes:	J. Berns, B. B. Janovitz, J. Pasch, E. Synenberg, J. Taylor
	No:	B. Linick
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED-RULES SUSPENDED

Moved by B. B. Janovitz, seconded by J. Berns, that Ordinance No. 2019-53 be adopted.

ROLL CALL	Yes:	J. Berns, B. B. Janovitz, J. Pasch, E. Synenberg, J. Taylor
	No:	B. Linick
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED

ADJOURNMENT

Moved by J. Berns, seconded by J. Taylor, to adjourn the Regular Council Meeting at 7:51 P.M. to the next regularly scheduled Council Meeting.

ROLL CALL	Yes:	J. Berns, B. B. Janovitz, B. Linick J. Pasch, E. Synenberg, J. Taylor
	No:	None.
	Abstain:	None.
	Not Voting:	None.
		MOTION ADOPTED

Approved:

_____
Clerk

_____
Mayor

****

Pursuant to Ordinance Number 2017-107 Council has determined that the official Minutes of its Body, its Committees, and those of the Planning and Zoning Commission shall consist of the Audio Recording of the meetings together with a written synopsis of all agenda items and votes.

INTRODUCED BY: ORDINANCE NO. 2019-56

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A REAL ESTATE LISTING AGREEMENT WITH CRESCO, LTD. FOR THE MARKETING AND SALE OF CERTAIN CITY-OWNED REAL PROPERTY; AND DECLARING THIS TO BE AN URGENT MEASURE

WHEREAS, BCO Section 131.03(b)(1) states that the sale or lease of real property not needed for public use shall only be made after Council, by ordinance, directs the Mayor to enter into such disposition. The sale or lease of real property need not be made by bid or auction, but the final sale price shall be consistent with comparable sales to said property; and

WHEREAS, the City desires to market certain real property owned by the City to attract new businesses within the City; and

WHEREAS, the City received four (4) proposals for such marketing and has determined that CRESCO, Ltd. has the qualifications and expertise necessary to effectively market the properties and Council now desires to enter into an exclusive Listing Agreement with CRESCO, Ltd. for said purposes.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Beachwood, County of Cuyahoga and State of Ohio, that:

Section 1: Council authorizes and directs the Mayor to enter into a Real Estate Listing Agreement with CRESCO, Ltd. to market certain real property owned by the City of Beachwood, Ohio and no longer needed for public use for a sum not to exceed Twenty Thousand Dollars ($20,000.00) and upon terms in accordance with the proposal that is attached hereto and incorporated herein as Exhibit "A".

Section 2: It is found and determined that all formal actions and deliberations of Council and its committees relating to the passage of this legislation that resulted in formal action were in meetings open to the public where required by Chapter 105 of the Codified Ordinances of the City.

Section 3: This Ordinance is hereby declared to be an urgent measure which is immediately necessary for the preservation of the public peace, health or safety or the efficient operation of the City, and for the further reason that the services to be provided may begin as soon as possible; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

WHEREFORE, this Ordinance shall be in full force and effect from and after the earliest date permitted by law.

Attest: I hereby certify this legislation was duly adopted on the 6th day of May, 2019, and presented to the Mayor for approval or rejection in accordance with Article III, Section 8 of the Charter on the 7th day of May, 2019.

_____
Clerk

Approval: I have approved this legislation this 7th day of May, 2019, and filed it with the Clerk.

_____
Mayor

REAL ESTATE DISPOSITION SERVICES

City of Beachwood, Ohio

MARCH 2019

CUSHMAN & WAKEFIELD | CRESCO Real Estate

CONTENTS

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FIRST, THANK YOU

BALANCING SMART ECONOMIC DECISIONS WITH CONSTITUENTS' NEEDS

On behalf of the entire Cushman & Wakefield | CRESCO team, I want to personally thank you for the opportunity to compete and partner with the City of Beachwood and the community you serve.

Balancing smart economic decisions with constituents' needs is part of your everyday challenge; few in traditional business activities understand that balance, but I do. In pursuit of this opportunity, it is my personal commitment to beat Beachwood's expectations and redefine the highest standard in service to you and your constituents.

This is not a typical client engagement; my team and I know it. We understand that the needs of a city are more complex and dynamic that a typical client. Our approach will be carefully tailored to go beyond the financial. We will align our approach to your business strategy, neighborhood development and community health.

Sincerely,

Nathan Kelly
Managing Director
Cushman & Wakefield | CRESCO Real Estate

01

SUMMARY AND WORK STATEMENT

SUMMARY AND WORK STATEMENT:

OUR UNDERSTANDING OF BEACHWOOD'S NEED

Cushman & Wakefield | CRESCO ("CRESCO") is eager to assist the City of Beachwood with a strategic assessment and potential disposition of real estate owned by the City. CRESCO understands that a successful initiative is defined by community benefit, not just the bottom line. Transparency, public participation, open deliberation and iron-clad fundamentals are expectations of the assignment.

It is our understanding that the City of Beachwood is considering the disposition of certain parcels and will consider selling property(ies) to advance proposals that meet or exceed financial expectations, contribute to the city's long term sustainability and reinforce Beachwood's stellar reputation for residents and businesses to call home. The city desires a bullet-proof RFP process that generates broad interest and participation. The city will consider a broad array of proposals. While not committing to a sale, if one is contemplated and approved, the city expects performance.

Cushman & Wakefield | CRESCO proposes the following scope…

02

RECOMMENDED APPROACH

RECOMMENDED APPROACH

SIX PHASES

PLANNING AND EXECUTION PHASES

Project On-boarding

Assemble comprehensive and complete property information, up-to-date aerials, marketing information, and a dedicated web site for all project and property information.

Define steering committee (3-5 people) of city officials, elected, members of public, as determined by the city to advise on the project.

Designate a single point of contact (an “Executive Sponsor”) within the city to interface with the CRESCO team.

Establish evaluation criteria and decision-making process for recommendations to the Mayor and City Council.

Solicitation Development

Author RFP and proposal requirements

Preview action plan with City Council or prepare administration leadership for Council presentations.

We have a detailed approach to the RFP specific to public sector needs that will help balance priorities beyond the one time transaction. These details are best discussed and tailored with Executive Sponsor and/or steering committee.

Solicitation Deployment

Build web site for project information, RFP registration and submission

Publish RFP as required by law

Invite proposals from Cushman & Wakefield’s network of 400 offices in 70 countries in addition to our local network.

Business Development Outreach

Solicit businesses to pitch sites as relocation opportunities.

Increase demand

Coordinate with national site selectors

Coordinate with economic development organizations

DELIVERY PHASES

Evaluation and Recommendations

Review and provide comprehensive analysis of qualified proposals.

Facilitate scoring and final recommendations.

Preliminary negotiations.

Brief Council (or prepare city administration for Council briefings) to confirm general council support.

Approval and Contracting

Request Council approval

Set expectations that Council approval does not men the deal is done (retains leverage for negotiations).

If approved, enter into final negotiations.

Contract and close.

03
TEAM

BIOS

EXTENSION OF YOUR TEAM

NATHAN KELLY

Managing Director

Sector Experience

Senior public-sector positions in economic development, municipal planning and performance improvement.

Led more than $1B in several catalytic public-private transactions and numerous successful business retention, expansion and attraction deals throughout Northeast Ohio.

RICO PIETRO

Principal

National Leader

Headquarters attraction expert.

Elected Broker of the Year by industry peers several years running.

Sits on Cushman & Wakefield's national Tenant Advisory Council, serving clients and colleagues nationwide.

Known for iconic transactions including the Terminal Tower and land assembly for the nuCLEus project.

SHAWN FORTNER

Sales

Retail Lead

Experienced alum of major developers DDR and Glimcher.

Handled more than 5MM square feet of space in major centers to land brands like American Girl, Design Within Reach, Warby Parker, Spectrum and Chase Bank.

DAVID LEB

Sales

Office Lead

Specialist in locating corporate clients.

Member of Cushman & Wakefield's national emerging Tenant Advisory Group.

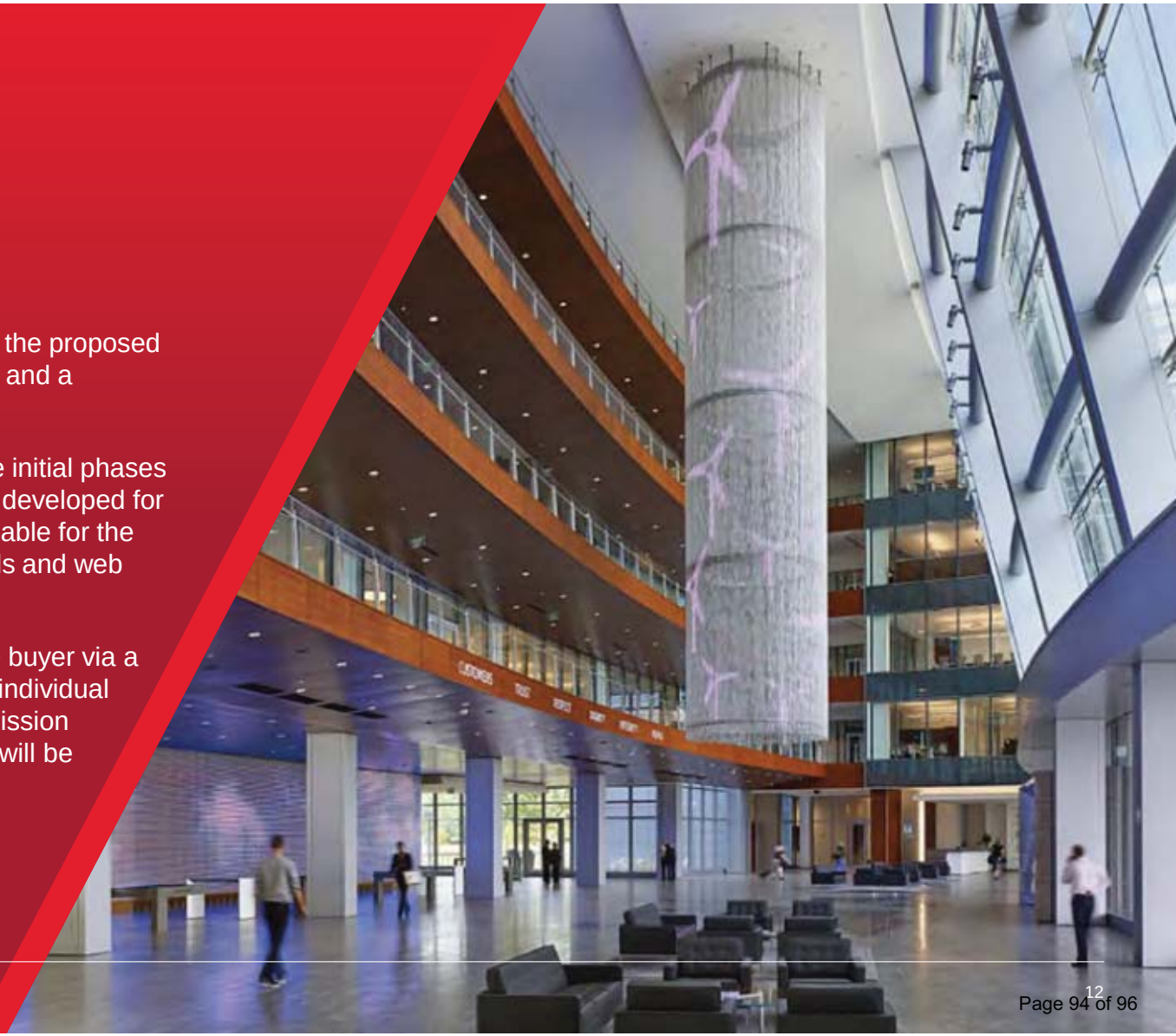
04
COMPENSATION

Compensation

Cushman & Wakefield | CRESCO will execute on the proposed phases upon the signing of an agency agreement and a professional services fee of $20,000.

Cushman & Wakefield | CRESCO will execute the initial phases without committing the city to a sale. All materials developed for this purpose will be owned by the city and/or available for the city's use (e.g updated aerials, marketing materials and web development).

Any sale or lease commissions will be paid by the buyer via a "buyer's premium" that is tailored to best position individual properties in the portfolio. While alternative commission structures may be considered, the final approach will be transparent to potential buyers and the public.



CONTACT

NATHAN KELLY

Managing Director

Cushman & Wakefield | CRESCO Real Estate

Direct +1 216 525 1483
nkelly@crescorealestate.com

3 Summit Park Drive, Suite 200
Cleveland, OH 44131 | USA
crescorealestate.com

To: Council Building and Grounds Committee Chair

From: Mayor Horwitz, William Griswold, Keri Zipay

Date: March 27, 2019

Re: Real Estate Brokerage firm Proposals for RFP

Per the Building and Grounds Council Committee executive session meeting held on February 25, 2019, the Economic Development department pursued additional proposals for the RFP process that will be utilized to sell four city-owned properties. This includes the vacant Chagrin Blvd. fire station, the Harvard Road property, the vacant land adjacent to the new fire station, and the north end of the service center. In the request, an overview of the process expectations was outlined. Compensation arrangements were requested by all in the form of: Upfront fee, commission-based; and a combination of the two. Only one arrangement was offered by each entity.

The City obtained proposals from the following entities:

- CBRE
- Allegro Realty Advisors
- JLL
- Cushman & Wakefield CRESCO

The proposals outlined RFP services including:

1. Developing marketing materials
2. Creating a centralized website for submissions
3. Scoring proposals/making recommendations to Council
4. Negotiations/contracts

The compensation schedule varied among the four submissions ranging from 4%-8% commission, as well as the proposed $20,000 up front fee with commission charged to the buyer that was initially presented by Cushman & Wakefield.

At your convenience, please arrange for a follow up Building and Grounds committee meeting to discuss the attached proposals.

CITY OF BEACHWOOD
INTER-OFFICE COMMUNICATION

TO: Martin Horwitz, Mayor
FROM: Larry Heiser, Finance Director
DATE: 4/16/2019
SUBJECT: An Ordinance assigning the Job Creation and Retention Incentive Grant Agreement with Real Alloy Recycling, Inc. to Real Alloy Recycling, LLC; and declaring this to be an urgent measure

Real Alloy was granted a Job Creation Incentive Grant under Ordnance 2015-102. The grant is for five years starting January 1, 2016 thru December 31, 2020. On May 31, 2018 Real Alloy Recycling, Inc's assets were sold and the assets are owned by a new entity Real Alloy Recycling, LLC. (FEI 82-5404934). Real Alloy Recycling, Inc. wants to transfer the Job Creation Incentive Grant Program with the City of Beachwood to Real Alloy Recycling, LLC. Consent by Council is required to approve having the agreement assigned to the new entity

INTRODUCED BY: ORDINANCE NO. 2019-57

AN ORDINANCE ASSIGNING THE JOB CREATION AND RETENTION INCENTIVE GRANT AGREEMENT WITH REAL ALLOY RECYCLING, INC. TO REAL ALLOY RECYCLING, LLC; AND DECLARING THIS TO BE AN URGENT MEASURE

WHEREAS, pursuant to Ordinance No. 2015-102, the City of Beachwood entered into a Job Creation and Retention Incentive Grant Agreement with Real Alloy Recycling, Inc.; and

WHEREAS, the Job Creation and Retention Incentive Grant Agreement with Real Alloy Recycling, Inc. was for a period of five years (5) commencing on January 1, 2016 and ending December 31, 2020; and

WHEREAS, on May 31, 2018, Real Alloy Recycling, Inc.'s assets were sold to a new entity, Real Alloy Recycling, LLC; and

WHEREAS, as a result of the sale the City received a request to assign the Job Creation and Retention Incentive Grant Agreement to the new entity Real Alloy Recycling, LLC.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Beachwood, County of Cuyahoga and State of Ohio, that:

Section 1: City Council, pursuant to Article IV of the Job Creation and Retention Incentive Grant Agreement ("Grant Agreement"), consents to the assignment of the Grant Agreement from Real Alloy Recycling, Inc. to Real Alloy Recycling, LLC and further authorizes and directs the Mayor to execute an Assignment to the Job Creation and Retention Incentive Grant Agreement from Real Alloy Recycling, Inc. to Real Alloy Recycling, LLC.

Section 2: It is found and determined that all formal actions and deliberations of Council and its committees relating to the passage of this legislation that resulted in formal action were in meetings open to the public where required by Chapter 105 Codified Ordinances of the City.

Section 3: This Ordinance is declared to be an urgent measure which is immediately necessary for the preservation of the public peace, health or safety or the efficient operation of the City, and for the further reason of continuing the Grant Agreement uninterrupted; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

WHEREFORE, this Ordinance shall be in full force and effect from and after the earliest date permitted by law.

Attest: I hereby certify this legislation was duly adopted on the 6th day of May, 2019, and presented to the Mayor for approval or rejection in accordance with Article III, Section 8 of the Charter on the 7th day of May, 2019.

_____
Clerk

Approval: I have approved this legislation this 7th day of May, 2019, and filed it with the Clerk.

_____
Mayor

JOB CREATION AND RETENTION INCENTIVE GRANT AGREEMENT

An Agreement between the City of Beachwood, Ohio ("Beachwood), an Ohio Municipal Corporation located at 25325 Fairmount Boulevard, Beachwood, Ohio, 44122 and Real Alloy Recycling, Inc. ("Real Alloy"), with an office located at 28825 Science Park Drive, Suite 300, Beachwood, Ohio 44122 to enter into a Job Creation and Retention Incentive Grant Agreement ("JCRIGA") to promote economic development within the City of Beachwood and to assist Real Alloy in encouraging growth and the creation and retention of jobs and to further provide financial incentives to Real Alloy meets the criteria of this Job Creation and Retention Incentive Grant Program ("JCRIGP").

WHEREAS, Beachwood recognizes the importance of economic development and the significant role that economic development plays in providing excellent city services to its residents;

WHEREAS, Beachwood is uniquely situated to provide a business friendly environment for new and existing business within its municipal boundaries;

WHEREAS, Beachwood City Council has passed ordinance 2015- 102 authorizing the City to enter into an Agreement with Real Alloy for job creation and retention;

WHEREAS, Real Alloy, desires to relocate operations within Beachwood, Ohio and retain 45 full-time jobs and create 32 new full-time jobs at the Beachwood location and said job retention and job creation qualifies for the JCRIGP.

NOW, THEREFORE, Beachwood and Real Alloy hereby agree to the following terms and conditions:

I. PURPOSE

The purpose of this Agreement and attachments ("Application" attached as "Exhibit A") and, the Job Creation and Retention Incentive Grants Overview and Guidelines (hereafter "Guidelines" attached as "Exhibit B")" both incorporated by reference as if fully rewritten, are to set forth the terms and conditions to govern the JCRIGP as entered into between Beachwood and Real Alloy. Real Alloy, while in good standing with the terms and conditions of this Agreement and the terms and conditions of JCRIGP, and when in compliance with the minimum job retention and creation projections or additional payroll generation, will be eligible for an annual grant payment ("Grant") based on a percentage of the annual City income taxes generated by retained and new full-time jobs or new full-time equivalent jobs created in Beachwood. Real Alloy will only be eligible for an annual grant payment when it has achieved a Complying Year as defined herein, and maintained agreed employment levels or payroll levels for that grant year.

JOB CREATION AND RETENTION INCENTIVE GRANT AGREEMENT

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WHEREAS, Beachwood is uniquely situated to provide a business friendly environment for new and existing business within its municipal boundaries;

WHEREAS, Beachwood City Council has passed ordinance 2015- 102 authorizing the City to enter into an Agreement with Real Alloy for job creation and retention;

WHEREAS, Real Alloy, desires to relocate operations within Beachwood, Ohio and retain 45 full-time jobs and create 32 new full-time jobs at the Beachwood location and said job retention and job creation qualifies for the JCRIGP.

NOW, THEREFORE, Beachwood and Real Alloy hereby agree to the following terms and conditions:

I. PURPOSE

The purpose of this Agreement and attachments ("Application" attached as "Exhibit A") and, the Job Creation and Retention Incentive Grants Overview and Guidelines (hereafter "Guidelines" attached as "Exhibit B")" both incorporated by reference as if fully rewritten, are to set forth the terms and conditions to govern the JCRIGP as entered into between Beachwood and Real Alloy. Real Alloy, while in good standing with the terms and conditions of this Agreement and the terms and conditions of JCRIGP, and when in compliance with the minimum job retention and creation projections or additional payroll generation, will be eligible for an annual grant payment ("Grant") based on a percentage of the annual City income taxes generated by retained and new full-time jobs or new full-time equivalent jobs created in Beachwood. Real Alloy will only be eligible for an annual grant payment when it has achieved a Complying Year as defined herein, and maintained agreed employment levels or payroll levels for that grant year.

For purposes of this Agreement "Full-Time" and "Full-Time Equivalent" means at least 2080 hours of work per year, per employee. "Full-Time" or "Full-Time Equivalent" may include hourly, salary and commissioned employees. For purposes of this Agreement, "retained jobs" means at least 45 full-time jobs as defined and verified on January 1, 2016. For purposes of this Agreement "New Jobs" means jobs that were not previously located in Beachwood and does not include returns to work from layoff, furlough, return from termination of any kind or return from sick leave or other medical leave of absence, any preexisting form of employment with Real Alloy in Beachwood, independent contractor positions, retail jobs, food service jobs, consultants or temporary workers. "Additional Payroll" shall mean payroll over and above the payroll of Real Alloy in the preceding tax year. A "Complying Year" for grant qualification under this Agreement shall mean a year where Real Alloy has met at least Seventy Five percent (75%) of its job retention and job creation committed to under this Agreement and Application.

II. TERMS AND TERMINATION

In accordance with its Application and Guidelines, this Agreement shall be in effect from January 1, 2016 to December 31, 2020. Beachwood may terminate this Agreement for noncompliance if Real Alloy does not proceed with the project within one year of executing this Agreement, or within a one year extension of the Agreement if applicable, or if the company has three consecutive Non-Complying Years.

III. NEW EMPLOYMENT OR PAYROLL REQUIRED BY REAL ALLOY

Real Alloy shall retain at least 45 full-time jobs or full-time equivalent jobs at its Beachwood location and shall create at least 32 new full-time of jobs within **five years of execution of this Agreement** at its Beachwood location (See "Application). If Real Alloy operates multiple facilities within Beachwood and for purposes of job retention, new job creation or new payroll generation, Real Alloy may aggregate its new or additional employment and payroll from all of its Beachwood operations.

IV. GRANT

When Real Alloy has satisfied the terms of this Agreement by having a Complying Year under the terms of this Ordinance 2015-102, this Agreement, Guidelines and JCRIGP Application, Real Alloy shall be eligible for a grant from Beachwood representing an income tax refund from Beachwood for each year that Real Alloy remains in compliance with the terms herein. Said grant shall be limited to and correspond with **Ordinance 2015-102, the schedule set forth in JCRIGP Application and Guidelines terms attached hereto.**

Complying Year: In order to qualify for a grant in any given calendar year during the term of this Agreement, Real Alloy must report employment of at least Seventy-Five Percent (75%) of its job creation and job retention commitments for that calendar year as set forth in its Application.

This includes retained full-time jobs or full-time equivalent jobs and new full-time jobs and full-time equivalent job commitments.

Beachwood will award Real Alloy a yearly grant at a maximum rate of Fifty Percent (50%) of income taxes paid by Real Alloy based on the retained full-time and new full-time jobs based in Beachwood for Complying Years and subject to offset for less than fully Complying Years in accordance with the schedule set forth in the terms of the Guidelines.

Grant awards to Real Alloy shall only be based on income taxes paid to and retained by Beachwood and shall not be based on any portion of taxes that Beachwood is required by law or contract to share with the State of Ohio, any other political subdivision of the State of Ohio or any other taxing district of the State of Ohio.

This grant is non-assignable without the express written consent of the City of Beachwood. Said consent may only be given via the legislative action of Beachwood City Council.

Beachwood City Council has passed, by an affirmative vote of its members, Ordinance 2015-102 which was signed by the Beachwood Mayor on July 14, 2015 authorizing the Mayor to enter into this Agreement. This Grant may not be amended without the authorization of City Council and the Mayor of the City of Beachwood.

V. ANNUAL REPORTING AND VERIFICATION

At least once per year under this Agreement or upon request of Beachwood and upon forms provided by Beachwood, Real Alloy shall submit an Annual JCRIGP ("Report"). The Report shall document new and existing employment and yearly payroll as attained by Real Alloy.

Beachwood shall also have the right to verify all data in the report by reviewing and inspecting payroll records of Real Alloy. Beachwood and Real Alloy will cooperate to effectuate said review and inspection of payroll reports within thirty days (30) of Beachwood's request for the same. Failure by Real Alloy to comply with this paragraph shall constitute a breach of this Agreement and may lead to termination of this Agreement and enforcement of the Claw Back provision contained in Paragraph Six herein and other applicable remedies.

VI. CLAW BACK

Real Alloy shall return all grant monies that it previously received from Beachwood, plus interest at the statutory rate, if it should cease operations in Beachwood for any reason, and moves its operations outside of the corporate boundaries of Beachwood prior to December 31, 2022.

If the conditions of this paragraph are met and Real Alloy moves its operations from Beachwood, Real Alloy shall return all grant monies received by Real Alloy from Beachwood, plus interest at the statutory rate to Beachwood within thirty days (30) of written request by Beachwood. If Real Alloy fails to return said monies to Beachwood, then Beachwood may commence legal action in any court holding jurisdiction over this matter. If Beachwood initiates legal action, then Real Alloy shall be responsible for, in addition to any award or judgment, attorney fees (including retention of outside counsel by Beachwood), courts costs and other court related expenses incurred by Beachwood in the prosecution of its claim.

"Interest at the statutory rate as" as described in this section means the federal short-term rate, rounded to the nearest whole number percent, plus five percent.

VI. AMENDMENTS

This Agreement may be amended only by the written consent of both Beachwood and Real Alloy. Any amendment by Beachwood shall require the authorization of Beachwood City Council via legislation with approval of said legislation by the Mayor of the City of Beachwood.

VII. INTERPRETATION OF THIS AGREEMENT

This Agreement, attachments and Beachwood Ordinance 2015-102 shall be read and interpreted to complement and harmonize with each other. If a conflict between the Agreement, Guidelines and Application exist, the more specific provisions shall control. This Agreement shall be interpreted in accordance with the laws of the State of Ohio.

VIII. JURISDICTION

Any cause of action brought to enforce the terms and condition of this Agreement or any of its attachments may only be brought in a court of competent jurisdiction within the State of Ohio.

IX. NOTICES

Required notices under this agreement shall be sent to:

For the City:
Mr. James Doutt
Economic Development Director
25325 Fairmount Boulevard
Beachwood, Ohio 44122

And

Brian A. Reali
Law Director of the City of Beachwood
25325 Fairmount Boulevard
Beachwood, Ohio 44122

For the Company
Terrance J. Hogan
President
Real Alloy Recycling, Inc.
25825 Science Park Drive, Suite 300
Beachwood, Ohio 44122

BEACHWOOD, OHIO ("BEACHWOOD")

BY: _____
Mayor Merle S. Gorden

Real Alloy Recycling, Inc.

BY: _____
Terrance J. Hogan, President
12/22/15

Approved as to form:

_____
City Law Department
Brian A. Reali, Law Director
25325 Fairmount Boulevard
Beachwood, Ohio 44122
(216) 595-5462

EXHIBIT A

GUIDELINES

APPLICATION

CITY OF Beachwood

Job Retention and Creation Incentive Grant Application

The following is an application to the City of Beachwood, Ohio located in the County of Cuyahoga by Real Alloy Recycling, Inc (Enterprise name), hereinafter referred to as the Enterprise.

I. General Information

Applicant:

Enterprise Name Real Alloy Recycling, Inc.

Home Office Street Address 15301 Ventura Blvd, Suite 400

City Sherman Oaks State CA Zip code 91403

Local Site Street Address 25825 Science Park Drive, Ste. 300

City Beachwood State OH Zip code 44122

Contact Person Name Terry Hogan

Telephone 216-910-3620 Fax 216-916-4742

Email terry.hogan@realalloy.com

Primary business activity of the enterprise

Aluminum Recycling

NAICS Code that apply to the products produced by the enterprise.

NAICS Code # 331314 NAICS Code # _____

NAICS Code # _____ NAICS Code # _____

Form of business of Enterprise (corporation, partnership, proprietorship, or other).

Corporation

Name of principal owner(s) or officers of the enterprise (attach list, if necessary).

Terrance J. Hogan President

Michael J. Hobey Vice President & Treasurer

Cathryn D. Griffin Vice President & Secretary

Does the Enterprise owe:

A. Any delinquent taxes to the State of Ohio or any County, City or Township within the State of Ohio?

Yes _____ No X

B. Any moneys to the State or a state agency for the administration or enforcement of any environmental laws of the State?

Yes _____ No X

C. Any other moneys to the State, a state agency or a political subdivision of the State that are past due, whether the amounts owed are being contested in a court of law or not?

Yes _____ No X

D. If yes to any of the above, please provide details of each instance including, but not limited to, the location, the amounts and/or case identification numbers (attach additional sheets if needed).

II. Financial Information

Federal Identification Number (FEIN) 27-1539798

A. Enterprise's current employment level in Beachwood:

Current total Full-time Permanent Employment: 45 At February 27, 2015 Sale Date

Current total Part-time Permanent Employment: 0

B. Current Payroll:

Current Payroll Full-time Permanent Employment: $4,559,000 At February 27, 2015 Sale Date

Current Payroll Part-time Permanent Employment: 0

C. List schedule for hiring new full-time positions:

Year 1	Year 2	Year 3	Year 4	Year 5
32	0	0	0	0

D. Estimate the amount of annual payroll new employees will add.

New Full-time Permanent Year 1: $ 3,491,000

Year 2: $ 0

Year 3: $ 0

Year 4: $ 0

Year 5: $ 0

IV. Certifications of Information

Submission of this application expressly authorizes the City of Beachwood to contact any agency to confirm the statements contained herein. The Applicant affirmatively covenants that the information contained in and submitted with this application is complete and correct and is aware of the ORC Sections 9.66(C)(1) and 2921.13(D)(1) penalties for falsification which could result in the forfeiture of all current and future economic development assistance benefits as well as a fine of not more than $1,000 and/or a term of imprisonment of not more than six months.

Terrance J. Hogan
Printed Name

July 7, 2015
Date

Signature

President
Title

A copy of this application will be attached to the final Job Creation Incentive Grant Program Agreement as Exhibit A.

ADDENDUM TO THE JOB CREATION AND RETENTION INCENTIVE GRANT AGREEMENT BETWEEN THE CITY OF BEACHWOOD AND REAL ALLOY

THIS ADDENDUM IS made on this 28th day of June, 2016 by and between the city of Beachwood, Ohio ("Beachwood") and Real Alloy Recycling, Inc. ("Real Alloy").

WHEREAS, Beachwood City Council has passed Ordinance 2015-102 authorizing the City to enter into a Job Creation and Retention Incentive Agreement ("Agreement") with Real Alloy; and

WHEREAS, Real Alloy and Beachwood entered into the Agreement on December 22, 2015; and

WHEREAS, Ordinance 2015-102 authorized an occupancy grant to Real Alloy, but the Agreement failed to detail that occupancy grant; and

WHEREAS, the parties wish to correct that oversight.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Real Alloy and Beachwood hereby amend the Agreement by adding the following terms:

1. Upon re-locating its business operation within the jurisdictional boundaries of the City of Beachwood, Real Alloy shall receive a one-time Occupancy Grant of Fifty Thousand Dollars and No/Cents ($50,000.00). The Claw Back provisions of Section VI of the Agreement shall apply to the Occupancy Grant.

2. All grant monies provided pursuant to the Agreement shall be paid from Beachwood's non-tax revenues.

3. All other terms of the Agreement that have not been specifically amended herein shall remain in full force and effect.

IN WITNESS WHEREOF, each party, by its duly authorized representative has executed this contract effective as of the day and year first written above.

CITY OF BEACHWOOD, OHIO

By Merle S. Gorden
Merle S. Gorden, Mayor
Date: 6-29-16

REAL ALLOY RECYCLING, INC.

By Terrance J. Hogan
Terrance J. Hogan, President
Date: 6/28/16

CERTIFICATE OF THE DIRECTOR OF LAW

Approved as to form.

Hope L. Jones
Assistant Director of Law

Dated: 12.28.16

INTRODUCED BY: Martin S. Horwitz ORDINANCE NO. 2015-102

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A JOB CREATION AND RETENTION INCENTIVE GRANT AGREEMENT WITH REAL ALLOY RECYCLING, INC., AND DECLARING THIS TO BE AN URGENT MEASURE

WHEREAS, the City of Beachwood continues to pursue new and efficient economic development strategies that are fiscally responsible, support the creation and retention of new jobs, and grow the City's economic tax base; and

WHEREAS, the retention and creation of jobs and employment opportunities is integral to the continued economic health of the City of Beachwood, Ohio, and its citizens, and

WHEREAS, Article XVIII, Section 3 of the Ohio Constitution gives municipalities the authority to exercise all powers of local self-government and to adopt and enforce within their limits such local police, sanitary and other similar regulations, as are not in conflict with general laws; and

WHEREAS, Article I of the Charter of the City of Beachwood provides that the City shall have all powers that may lawfully be possessed or exercised by any city under the Constitution and laws of the State of Ohio and the Constitution and laws of the United States; and

WHEREAS, the use of governmental resources for the promotion of economic development in the community is in the public interest and is a proper exercise of municipal powers pursuant to Article VIII, Section 13 of the Ohio Constitution; and

WHEREAS, in order to create and retain jobs, the Economic Development Director has recommended the Program to provide incentives to businesses to remain in the City of Beachwood and retain jobs within the City of Beachwood without utilizing tax revenues or impacting negatively upon the local school system; and

WHEREAS, Real Alloy Recycling, Inc., ("Real Alloy") currently located at 25825 Science Park Drive, Suite 300, Beachwood, Ohio; and

WHEREAS, Real Alloy has expressed an interest in participating in economic development programs and incentives offered by the City; and

WHEREAS, Real Alloy has committed to continue operations within the City of Beachwood's corporate boundaries; and

WHEREAS, such grant agreement provides for a reimbursable annual grant payment equal to no more than Fifty percent (50%) of the annual payroll taxes paid to the City of Beachwood during the duration of the agreement beginning January 1, 2016 through December 31, 2020; and

WHEREAS, Real Alloy currently has 45 full time jobs in the City of Beachwood with an

estimated payroll of $4,559,000.00 and will be creating 32 new full time jobs in the City of Beachwood in 2016 with an estimated payroll of $3,491,000.00.

WHEREAS, the City of Beachwood is offering a one-time Occupancy Grant of Fifty Thousand Dollars and No/Cents ($50,000.00); and

WHEREAS, the grant amount will be paid from the City's non-tax revenues; and

WHEREAS, this Council desires to authorize the Mayor to enter into a Job Creation and Retention Incentive Grant Agreement with Real Alloy subject to the approval of the Law Director.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Beachwood, County of Cuyahoga and State of Ohio, that:

Section 1: The Mayor is hereby authorized to enter into a Job Creation and Retention Incentive Grant Agreement with Real Alloy subject to the approval of the Law Director and in accordance with the terms of the Application and Program Description.

Section 2: It is found and determined that all formal actions and deliberations of Council and its committees relating to the passage of this legislation that resulted in formal action were in meetings open to the public where required by Chapter 105 Codified Ordinances of the City.

Section 3: This Ordinance is declared to be an urgent measure which is immediately necessary for the public peace, health or safety or the efficient operation of the City; such necessity existing by the reason of the immediate necessity of authorizing a grant agreement that will provide for the creation of new jobs within the City and, thereby, enhance the City's tax revenues.

WHEREFORE, this Ordinance shall be in full force and effect from and after the earliest date permitted by law.

Attest: I hereby certify this legislation was duly adopted on the 13th day of July, 2015, and presented to the Mayor for approval or rejection in accordance with Article III, Section 8 of the Charter on the 14th day of July, 2015.

Karen M. Navetanec
Clerk

Approval: I have approved this legislation this 14th day of July, 2015, and filed it with the Clerk.

Merle S. Gruber
Mayor

BEACHWOOD OHIO

JOB CREATION AND RETENTION INCENTIVE GRANTS
OVERVIEW AND GUIDELINES

Job Creation and Retention Incentive Grants (JCRIG) offer incentives to eligible businesses that are retaining existing Beachwood-based full time or full time equivalent jobs or creating new, full time or full time equivalent jobs in Beachwood. The City can offer an eligible company an annual grant payment based on a percentage of the annual payroll withholding taxes generated by full time Beachwood-based jobs that are retained or full time jobs that are new to the City of Beachwood.

- The JCRIG will be structured as a grant (refund) based upon the retention or creation of new full time or full time equivalent jobs in the City of Beachwood.
- Each grant must be approved by City Council and the Mayor.
- Grants are based upon a percentage of the payroll tax withheld for eligible jobs that are retained or new jobs that are created as a result of an approved project (see **Grant Guidelines** below).
- In order to be eligible for a Job Retention Grant, a Beachwood-based business must commit to retaining full time or full time equivalent jobs with an annual payroll of at least $1 million.
- In order to be eligible for Job Creation Grant, a Beachwood-based business or a business new to Beachwood must, at a minimum, add new annual payroll of $1,000,000 within a 3 year period.
- Independent contractor positions are not eligible.
- Retail and food service businesses are not eligible.

Grant Guidelines:

The maximum term of a grant will be 5 years and the maximum incentive rate will be 50%. All grants will be based on existing or new payroll projections according to the following schedule:

Retained or New Payroll	Term of Grant	Suggested Incentive Rate
$1 million to $3 million	3 years	30%
$3 million to $6 million	4 years	35%
$6 million to $8 million	4 years	40%
$8 million and above	5 years	50%

- For companies already located in Beachwood, only new payroll shall be used to determine the number of years and the award percentage of the grant. The company will also be required to maintain the workforce levels and payroll that are current when the grant application is filed.

- If the company is leasing space, the number of years of the grant may be limited so as not to exceed the current lease term.

- The grant agreement will be for a specific location. However, if a company has multiple locations in the City and total employment and payroll projections are met at any combination of locations in the City, the company will qualify for the grant payments.

- The starting date for Year 1 job projections will be specified in the agreement. If a project start or occupancy of a project facility is delayed, the company may send a written request for a one year extension to the Beachwood Development Department. City Council must approve any extensions.

- If a project or occupancy of a project facility begins in the 3rd or 4th quarter of the year and the company is not able to meet its Year 1 projections by December 31st of that year, Year 1 shall be considered the first full year of occupancy.

Project Performance –
Each year during the term of a grant the amount of the grant will be calculated based on the company's performance in meeting its payroll and employment projections for the previous calendar year.

Grants will be awarded annually according to the schedule below:

% of Payroll Projections Met	% of Grant Awarded
90-100%	full grant/credit
85-89%	reduce grant by 5% (e.g.: 40% grant reduced to 35%)
80-84%	reduce grant by 10%
75-79%	reduce grant by 15%
> 75%	no grant for that year

For purposes of calculating the amount of the grant each year, exercised stock options will not be included in annual payroll.

Application Procedures:

Application forms will be available from the Beachwood Development Department. A non-refundable application fee of $750 in the form of a check made payable to the City of Beachwood shall be submitted with the application.

Annual Reporting:

- Upon the City's request and on forms provided by the City, companies must submit an annual Job Retention or Job Creation report documenting employment and payroll for the previous calendar year. This report will be required annually during each year that a grant is being awarded.

- The annual performance reports will be reviewed by the Director of Development and the Finance Director.

- An annual compliance report will be prepared by the Director of Development and presented to the Mayor and City Council.

Claw back provision:

Each approved project will include an Agreement with a binding claw back provision requiring repayment of grant moneys if the company leaves the City during the term of the Agreement.

Terminating Agreement:

1. If the project does not proceed as specified in the agreement or within the one year extension period, Council may rescind the agreement upon recommendation of the Director of Development.

2. If a company fails to meet 75% of its payroll or employment projections in three consecutive years at any time during the term of the agreement, City Council shall rescind the agreement.

CITY OF Beachwood

Job Retention and Creation Incentive Grant Application

The following is an application to the City of Beachwood, Ohio located in the County of Cuyahoga by Real Alloy Recycling, Inc (Enterprise name), hereinafter referred to as the Enterprise.

I. General Information

Applicant:

Enterprise Name Real Alloy Recycling, Inc.

Home Office Street Address 15301 Ventura Blvd, Suite 400

City Sherman Oaks State CA Zip code 91403

Local Site Street Address 25825 Science Park Drive, Ste. 300

City Beachwood State OH Zip code 44122

Contact Person Name Terry Hogan

Telephone 216-910-3620 Fax 216-916-4742

Email terry.hogan@realalloy.com

Primary business activity of the enterprise

Aluminum Recycling

NAICS Code that apply to the products produced by the enterprise.

NAICS Code # 331314 NAICS Code # _____

NAICS Code # _____ NAICS Code # _____

Form of business of Enterprise (corporation, partnership, proprietorship, or other).

Corporation

Name of principal owner(s) or officers of the enterprise (attach list, if necessary).

Terrance J. Hogan	President
Michael J. Hobey	Vice President & Treasurer
Cathryn D. Griffin	Vice President & Secretary

Does the Enterprise owe:

A. **Any delinquent taxes to the State of Ohio or any County, City or Township within the State of Ohio?**

Yes _____ No _X____

B. **Any moneys to the State or a state agency for the administration or enforcement of any environmental laws of the State?**

Yes _____ No _X____

C. **Any other moneys to the State, a state agency or a political subdivision of the State that are past due, whether the amounts owed are being contested in a court of law or not?**

Yes _____ No _X____

D. **If yes to any of the above, please provide details of each instance including, but not limited to, the location, the amounts and/or case identification numbers (attach additional sheets if needed).**

II. Financial Information

Federal Identification Number (FEIN) 27-1539798

A. Enterprise's current employment level in Beachwood:

Current total Full-time Permanent Employment: 45 At February 27, 2015 Sale Date

Current total Part-time Permanent Employment: 0

B. Current Payroll:

Current Payroll Full-time Permanent Employment: $4,559,000 At February 27, 2015 Sale Date

Current Payroll Part-time Permanent Employment: 0

C. List schedule for hiring new full-time positions:

Year 1	Year 2	Year 3	Year 4	Year 5
32	0	0	0	0

D. Estimate the amount of annual payroll new employees will add.

New Full-time Permanent Year 1: $ 3,491,000

Year 2: $ 0

Year 3: $ 0

Year 4: $ 0

Year 5: $ 0

IV. Certifications of Information

Submission of this application expressly authorizes the City of Beachwood to contact any agency to confirm the statements contained herein. The Applicant affirmatively covenants that the information contained in and submitted with this application is complete and correct and is aware of the ORC Sections 9.66(C)(1) and 2921.13(D)(1) penalties for falsification which could result in the forfeiture of all current and future economic development assistance benefits as well as a fine of not more than $1,000 and/or a term of imprisonment of not more than six months.

Terrance J. Hogan
Printed Name

July 7, 2015
Date

Signature

President
Title

A copy of this application will be attached to the final Job Creation Incentive Grant Program Agreement as Exhibit A.

CITY OF Beachwood

25325 FAIRMOUNT BOULEVARD • BEACHWOOD, OHIO 44122

MAYOR
MERLE S. GORDEN

July 1, 2015

TO: Mayor Merle S. Gorden
FROM: Jim Doutt
SUBJECT: Agenda Item for July 13, 2015 City Council Meeting

Please add the Real Alloy Job Retention and Creation Incentive Proposal to the July 13, 2015 City Council agenda. The incentive proposal is the result of numerous meetings with Real Alloy management and their consultants. The proposal will incentivize the retention of 45 full time Beachwood-based jobs and the creation of 32 new full time jobs over two years. The proposal also includes a one-time $50,000 occupancy grant to be distributed to Real Alloy when the company takes occupancy of a new Beachwood location.

APPROVED BY MAYOR FOR
NEXT COUNCIL AGENDA.
SIGNATURE Merle S. Gorden
DATE 7/2/15

1-2 cc: JAD

INTRODUCED BY: ORDINANCE NO. 2019-55

AN ORDINANCE AUTHORIZING AND DIRECTING THE PAYMENT OF CERTAIN CLAIMS (BILLS) FOR PROFESSIONAL AND OTHER SERVICES; AND DECLARING THIS TO BE AN URGENT MEASURE

BE IT ORDAINED by the Council of the City of Beachwood, State of Ohio, that the Director of Finance is hereby authorized and directed to issue his respective warrants for the following claims, to wit:

Section 1:

For Supplies and Services	**May 6, 2019**	**$7,830.22**
G. Gifford Dyer	Plan Review Services	$2,651.11
GPD Group	Engineering Services	$1,070.00
Paul Kowalczyk	Plan Review Services	$2,108.36
Tactical Planning	Professional Services	$1,207.50
Michael H. Wildermuth	Plan Review Services	$793.25

Section 2: It is found and determined that all formal actions and deliberation of Council and its committees relating to the passage of this legislation that resulted in formal action were in meetings open to the public where required by Chapter 105 of the Codified Ordinances of the City.

Section 3: This Ordinance is hereby declared an urgent measure immediately necessary for the public peace, health or safety or the efficient operation of the City; and for the further reason that it is necessary to approve said item and/or services available for use at the earliest possible time, to serve the City of Beachwood and its citizens.

WHEREFORE, this Ordinance shall be in full force and effect from and after the earliest date permitted by law.

Attest: I hereby certify that this legislation was duly adopted on the 6th day of May, 2019 and presented to the Mayor.

_____
Clerk

Approval: I have approved this legislation this 7th day of May, 2019 and filed it with the Clerk.

_____
Mayor

G. GIFFORD DYER-ARCHITECT
4680 BRAINARD ROAD
CHAGRIN FALLS, OH 44022-1506
Fax. 440-248-2353
Phone 440-248-1703

April 1, 2019

City of Beachwood
Accounts Payable
25325 Fairmount Blvd.
Beachwood, OH 44122

Re: Building Department
Plan Review

INVOICE FOR PROFESSIONAL SERVICES RENDERED:

Plan review for the month of March 2019	$2,651.12
(Cost breakdown sheet attached)	
Total amount due	$2,651.12

Thank You,

G. Gifford Dyer

APPROVED FOR PAYMENT
BY: Wilbur Griswold
DATE: 4/2/19
P/O: _____

G. GIFFORD DYER-ARCHITECT

BEACHWOOD PLAN REVIEW

Month MARCH, 2019

GG Dyer Job No.	Beachwood PR No.	Job Name----------	Time	Charge
CB19-08	2019-32779	LANDLORD WORK FOR SPACES #1160 & #1165 BEACHWOOD PLACE MALL 26300 CEDAR ROAD	1 3/4 HR	$146.12
CB19-07	2019-32609	DRY GOODS BEACHWOOD PLACE MALL 26300 CEDAR ROAD	5 1/2 HR	$459.25
CB18-03	2018-28734	GREEN ROAD SYNAGOGUE 2437 GREEN ROAD	9 HR	$751.50
CB19-09	2019-32814	NORI JAPAN BEACHWOOD PLACE MALL 26300 CEDAR ROAD	5 3/4 HR	$480.12
CB19-10	2019-32833	MED UNIFORM BEACHWOOD PLACE MALL 26300 CEDAR ROAD	4 3/4 HR	$396.62
CB19-11	2019-32855	TENANT BUILD-OUT CHEMICAL BANK 3800 PARK EAST #300	1/2 HR	$41.75
CB19-12	2019-32849	SAKS 5TH AVENUE BEACHWOOD PLACE MALL 26300 CEDAR ROAD	1/2 HR	$41.75
CB18-16	2018-31818	ALTERATIONS COMFORT ZONE BEACHWOOD PLACE MALL #2465 26300 CEDAR ROAD	1/2 HR	$41.75
CB19-13	2019-32929	MADISON TITLE 25825 SCIENCE PARK DRIVE #100	3 HR	$250.50
CB19-14	2019-32920	PWC GROUP 3900 PARK EAST DRIVE	1/2 HR	$41.75
		TOTAL	31 3/4 HR	$2,651.12

GPD GROUP®

GPD Group
Architects - Engineers - Planners
520 South Main Street Suite 2531
Akron, Ohio 44311-1010
(330) 572-2100

Invoice

City of Beachwood
Attn: Chief Gary Haba
Police Department
2700 Richmond Road
Beachwood, OH 44122

March 8, 2019
Invoice No: 2019119.90 - 2

Invoice Total $1,070.00

Project 2019119.90 Beachwood - 2019 Traffic Engineering Services
P.O. #2019-00094
Max Not to Exceed $45,000.00

Professional Services from January 26, 2019 to February 22, 2019

Task 051 January Signal Management
Professional Personnel

	Hours	Rate	Amount	
Project Manager				
Gillespie, Ryan	1.00	107.00	107.00	
Totals	1.00		107.00	
Total Labor				**107.00**
			Total this Task	**$107.00**

Task 052 February Signal Management
Professional Personnel

	Hours	Rate	Amount	
Project Manager				
Gillespie, Ryan	7.00	107.00	749.00	
Hobbs, Michael	2.00	107.00	214.00	
Totals	9.00		963.00	
Total Labor				**963.00**
			Total this Task	**$963.00**

Billing Limits	**Current**	**Prior**	**To-Date**
Total Billings	1,070.00	535.00	1,605.00
Limit			45,000.00
Remaining			43,395.00
		Total this Invoice	**$1,070.00**

Outstanding Invoices

Number	Date	Balance
1	2/8/2019	535.00
Total		**535.00**

APPROVED FOR PAYMENT
BY:
DATE 3/29/2019
P.O. 19-00094

Net 30 days.

Project	2019119.90	Beachwood - 2019 Traffic Eng Services	Invoice	2

APPROVED FOR PAYMENT
BY: Dent 37
DATE: 3/29/2010
P/O:

Net 30 days.

April 1, 2019

The City of Beachwood
Accounts Payable
P.O. Box 22659
Beachwood, OH 44122

RE: Building Department Plan Review

INVOICE FOR PROFESSIONAL SERVICES RENDERED:

Plan review for the month of March 2019 (See attached sheet for breakdown)	$2,108.36

Total amount due

Two Thousand One Hundred Eight Dollars and Thirty-Six Cents **$2,108.36**

Please make check payable to **"Code Consultation & Plan Review Services, LLC."** Thank you.

Paul Kowalczyk, MPE #798

APPROVED FOR PAYMENT
BY: Wilma Grasser
DATE: 4/8/19
P/O:

City of Beachwood
Plan Examination Services
March 2019 Invoice

Beachwood Plan Review No.:	PK Plan Review No.:	Project:	Time:	Charge:
2019-32699	BW19-16 3/2/19	The Emily Program 3401 Enterprise Parkway Interior alterations	4 hours	$334.00
2019-32699	BW19-17 3/2/19	The Emily Program 3401 Enterprise Parkway Fire Alarm System	1 hour 30 min.	$125.25
2019-32707	BW19-13.1 3/6/19	Meridian Capital 25825 Science Park Drive, Suite 180 Interior Alterations – **2nd submission**	30 min.	$41.75
2019-32573	BW19-18 3/10/19	Insight2Profit 3333 Richmond Road, 2nd Floor Fire Sprinkler System Alterations	1 hour	$83.50
2019-32393	BW19-19 3/10/19	International Brotherhood of Electrical Workers 3609 Park East Drive, Suite 210 Fire Alarm System alterations	1 hour 30 min.	$125.25
2018-30761	BW19-20 3/10/19	Beachwood Apartments 23511 Chagrin Blvd. Interior and Entry Canopy Renovation	2 hours 30 min.	$208.75
2019-32550	BW19-09.1 3/10/19	Point East Condominium 27500 Cedar Road, Penthouse 2 Interior Alterations – **2nd submission**	1 hour	$83.50
2019-32823	BW19-21 3/12/19	Hughes Bakery 3365 Richmond Road Demising Wall	45 min.	$62.61
2018-29247	BW19-22 3/13/19	Cleveland Clinic Beachwood FHC 26900 Cedar Road Rooftop HVAC Unit Replacement	2 hours 30 min.	$208.75
2019-32699	BW19-17.1 3/13/19	The Emily Program 3401 Enterprise Parkway Fire Alarm System – **2nd submission**	30 min.	$41.75
2018-32522	BW19-23 3/13/19	Beachwood Apartments 23305 Chagrin Boulevard Modifications to Pool Area	1 hour	$83.50
2019-32884	BW19-24 3/16/19	Sprint – Point East Condominiums 27500 Cedar Road Antenna/Equipment modifications	1 hour	$83.50
2019-32549	BW19-02.3 3/16/19	Beachwood Adult Daycare 23850 Commerce Park Change of Use/Int. Alterations – **4th submission**	1 hour	$83.50
2019-32699	BW19-16.1 3/17/19	The Emily Program 3401 Enterprise Parkway Interior alterations – **2nd submission**	2 hours	$167.00

2019-32945	BW19-25 3/19/19	Point East Condominiums – Unit 203 27500 Cedar Road Fire Sprinkler System alterations	1 hour	$83.50
2019-32975	BW19-26 3/28/19	Point East Condominiums – Unit 203 27500 Cedar Road Interior Alterations	1 hour 30 min.	$125.25
2018-31613	BW18-85.1 3/31/19	Cleveland Clinic FHC Pre/Post Surgery Renovation 26900 Cedar Road Interior Alterations – **Revisions CCD 001**	2 hours	$167.00
Total:				**$2,108.36**

Paul Kowalczyk, MPE #798

Tactical Planning, LLC

P.O. Box 3163
Cuyahoga Falls, Ohio 44223
Ph: 440-725-1886
geosmerigan@gmail.com

INVOICE

City of Beachwood
Accounts Payable
P.O. Box 22659
Beachwood, Ohio 44122

April 4, 2019

FED ID # 46-3453684

P.O. # **2018-03082**

INV # BW-1916

For professional services rendered with regard to **Updating the Planning and Zoning and Building Codes** pursuant to the above referenced Purchase Order:

Coordination with Law Department, Building Department, and Mayor's Office				
G. Smerigan	2.5 Hours	@	$115.00 / hour	$287.50
City Council Public Hearing (4/1/19)				
G. Smerigan	1.5 Hours	@	$115.00 / hour	$172.50
Responding to Questions from Council, Residents, Business Owners				
G. Smerigan	2.0 Hours	@	$115.00 / hour	$230.00

TOTAL DUE THIS INVOICE **$690.00**

Thank you,

George Smerigan
Member

APPROVED FOR PAYMENT
BY: Will Grismer
DATE: 4/8/19
P/O:

Tactical Planning, LLC

P.O. Box 3163
Cuyahoga Falls, Ohio 44223
Ph: 440-725-1886
geosmerigan@gmail.com

INVOICE

City of Beachwood
Accounts Payable
P.O. Box 22659
Beachwood, Ohio 44122

April 4, 2019

FED ID # 46-3453684

P.O. # 2014-00196

INV # BW-1917

For professional services rendered as follows:

Coordination with Police Department, Building Department, and Mayor's Office				
G. Smerigan	1.5 Hours	@	$115.00 / hour	$172.50
Council Committee Meeting Re: Police Station Project (4/1/19)				
G. Smerigan	1.5 Hours	@	$115.00 / hour	$172.50
Coordination with Architect and Construction Manager re: Contract Proposals				
G. Smerigan	1.5 Hours	@	$115.00 / hour	$172.50

TOTAL DUE THIS INVOICE **$517.50**

Thank you,

George Smerigan
Managing Member

APPROVED FOR PAYMENT
BY: William Grossi
DATE: 4/8/19
PO:

MHW

MICHAEL H. WILDERMUTH, AIA, ARCHITECT

APPROVED FOR PAYMENT
BY: Willy Grosvenor
DATE: 4/15/19
P/O:

April 11, 2019

The City of Beachwood
Accounts Payable Department
P.O. Box 22659
Beachwood, Ohio 44122

Re: Building Department
Plan Review Services for March/April 2019

Invoice for professional services rendered for the review of plans for compliance with the Ohio Building Code.

Plan Review for the month of March /April 2019..... Cost Breakdown Sheet Attached	$ 793.25
Total amount due.....	$ 793.25

Respectfully,

Michael H. Wildermuth

Michael H. Wildermuth, AIA
Master Plans Examiner

38255 RIDGE ROAD WILLOUGHBY, OHIO 44094 440-946-1061/ C 440-749-1877
mhwildermuth@oh.rr.com

MHW

MICHAEL H. WILDERMUTH, AIA, ARCHITECT
Beachwood Plan Review

		March/April 2019		
MHW Job No.	Beachwood Receipt No.	Job Name	Time	
CB19-03-01 3-18-19	2019-32795	Menorah Park 27100 Cedar Resident Suite Alterations	3.5 H	$292.25
CB19-04-01 3-18-19	2019-32844	ORG 3201 Enterprise Fitness Center Alterations	4 H	$334.00
CB19-04-01 4-8-19	2019-32644	Shaker Fire Alarm 3201 Enterprise Fire Alarm System	2.0 H	$167.00
		Total	**13.00 H**	**$793.25**

INTRODUCED BY: ORDINANCE NO. 2019-58

AN ORDINANCE AMENDING SCHEDULE F OF THE ADMINISTRATIVE SALARY ORDINANCE; AND DECLARING THIS TO BE AN URGENT MEASURE

WHEREAS, on May 1, 2017, Council adopted Ordinance No. 2017-69, the Administrative Salary Ordinance for the City of Beachwood, Ohio, including Administrative Pay Grades and Classifications for Administrative Employees and Appointed officials; and

WHEREAS, since then the Administrative Salary Ordinance for the City of Beachwood, Ohio has been amended from time to time; and

WHEREAS, at this time, the Community Services Director has requested an increase in wages for seasonal employees; and

WHEREAS, in order to effectuate those increases, it is necessary to amend Schedule F of the Administrative Salary Ordinance.

NOW THEREFORE BE IT ORDAINED by the Council of the City of Beachwood, County of Cuyahoga, and State of Ohio, that:

Section 1: The Mayor is hereby authorized and directed to amend Schedule F to include the same and to authorize the changes outlined and set forth in Schedule F, a copy of which is attached hereto and incorporated herein as Exhibit "A".

Section 2: It is found and determined that all formal actions and deliberations of Council and its committees, relating to the passage of this legislation that resulted in formal action were in meetings open to the public where required by Chapter 105 of the Codified Ordinance of the City.

Section 3: This Ordinance is declared to be an urgent measure which is necessary for the immediate preservation of the public peace, health or safety or the efficient operation of the City; and for the further reason of the immediate necessity of providing an updated seasonal wages in the Administrative Salary Ordinance; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

WHEREFORE, this Ordinance shall take effect and be in force from and after the earliest date permitted by law.

Attest: I hereby certify this legislation was duly adopted on the 6th day of May, 2019, and presented to the Mayor for approval or rejection in accordance with Article III, Section 8 of the Charter on the 7th day of May, 2019.

_____
Clerk

Approval: I have approved this legislation this 7th day of May, 2019 and filed it with the Clerk

_____
Mayor

SCHEDULE F
CITY OF BEACHWOOD - SEASONAL SALARIES RECREATION

JOB CLASSIFICATIONS	POSITION TITLE	SALARY/SESSION - RATE/HOUR
Camp Positions		
	Camp Director(s)	Not to exceed $25.00 per hour (limit 1 per camp)
	Assistant Camp Director(s)	Not to exceed $21.00 per hour (limit 2 per camp)
	Camp Activities Leader(s)	Not to exceed $19.00 per hour
	Senior Camp Counselor(s)	Not to exceed $19.00 per hour
	Camp Secretary/Administrative Assistant(s)	Not to exceed $17.00 per hour (limit 1 per camp)
	Camp Counselor(s)	Not to exceed $12.00 per hour
	Safety Town Director	Not to exceed $25.00 per hour (limit 3 sessions)
	Nurse(s)	Not to exceed $35.00 per hour
General Programs		
	Program Director(s)	Not to exceed $20.00 per hour (limit 1 per program)
	Assistant Program Director(s)	Not to exceed $16.00 per hour (limit 2 per program)
	Program/Building Supervisor(s)	Not to exceed $15.00 per hour
	Program Aide(s)	Not to exceed $12.00 per hour
	Instructor(s)	Not to exceed $27.00 per hour
	Interpreter(s)	Not to exceed $27.00 per hour
Sports Official		
	Basketball/Soccer/Baseball	
	Umpire/Referee (Uncertified)	Not to exceed $14.00 per hour
Aquatic Center Positions		
	Aquatic Center Manager	Not to exceed $25.00 per hour (limit 1)
	Assistant Aquatic Center Manager	Not to exceed $15.00 per hour (limit 3)
	Maintenance Lead	Not to exceed $15.00 per hour (limit 1)
	Learn to Swim Director	Not to exceed $13.00 per hour (limit1)
	Head Lifeguard	Not to exceed $13.00 per hour (limit 1)
	Asst. Learn to Swim Director/Asst. Head Guard	Not to exceed $13.00 per hour
	WSI Certified Lifeguards	Not to exceed $13.00 per hour
	Lifeguard (Certified)	Not to exceed $12.00 per hour
	Aquatic Center Staff	Not to exceed $12.00 per hour
	Private Lessons	$6.00/lesson plus normal rate of pay
	Early Swim Rate	$12.00 per hour for duty 6:00 - 8:30 a.m.

CITY OF Beachwood
MARTIN S. HORWITZ, MAYOR

DEPARTMENT OF FIRE-RESCUE
SHAUN LUTZ, ASSISTANT CHIEF
PHONE (216) 292-1901
FAX (216) 292-1904

TO: Martin Horwitz, Mayor

FROM: Shaun Lutz, Asst. Chief SL

DATE: 4-8-2019

SUBJECT: EMS billing services

Mayor Horwitz:

Katie Rahill from Great Lakes Billing recently met with me, Larry Heiser, Harvey Rose and Therese Ferritto in reference to our current ems billing, its procedures, the amount billed and what can billed. Ms. Rahill pointed out some very important areas that need to be addressed that will help in our billing procedures and funds received. To execute these changes, the current BCO Section 147.10 will need to be modified. The areas that will be affected are as follows:

- Standardize the amount billed from mutual aid and to mutual aid cities. *We are currently one of the last cities in our area that does not do this.*
- Allow for billing of EMS treatment without transport if certain services meet the criteria allowed for billing.
- Allow Great Lakes Billing to provide EMS run reports when public records requests are made. Greats Lakes Billing now offers this service at no charge and has an attorney on staff that reviews all of the reports for HIPPA appropriate dispersal. *By allowing this multiple steps will be removed which currently involves Great Lakes Billing.*
- Engage Ohio Attorney General Debt Collection Service for Local Government for delinquent non-resident debt. *This would require the City of Beachwood to execute a MOU with the OAG, but the entire process of sending out final notices, writing off debt, transferring debt, posting payments and the ongoing reconciliation of accounts would be handled by GLBA.*

If you have any questions concerning this request, please do not hesitate to contact me.

Respectfully Submitted,

APPROVED
SIGNATURE Martin S Horwitz
DATE 4/8/19

2655 RICHMOND ROAD • BEACHWOOD, OHIO • 44122
WWW.BEACHWOODOHIO.COM

INTRODUCED BY: ORDINANCE NO. 2019-59

AN ORDINANCE AMENDING SECTION 147.10, "PROVISION OF EMERGENCY MEDICAL SERVICES; FEES AND CHARGES," OF THE CODIFIED ORDINANCES OF THE CITY OF BEACHWOOD, OHIO; AND DECLARING THIS TO BE AN URGENT MEASURE

WHEREAS, Section 147.10 governs the fee basis upon which emergency medical services are provided by the City's Fire and Rescue Department; and

WHEREAS, the Fire Chief and the City's billing service are recommending certain amendments to Section 147.10 that will update existing language and clarify current billing procedures; and

WHEREAS, this Council desires to adopt the recommended amendments to Section 147.10.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Beachwood, County of Cuyahoga and State of Ohio, that:

Section 1: Existing Section 147.10, "Provision of Emergency Medical Services; Fees and Charges," of the Codified Ordinances of the City of Beachwood, Ohio, be and the same is hereby amended to read and provide, in its entirety, as set forth in Exhibit "A", a copy of which is attached hereto and incorporated herein by reference.

Section 2: Any other Ordinances or parts thereof in conflict herewith be, and the same hereby are, repealed to the extent of the conflict and all Ordinances not amended by this Ordinance shall remain in full force and effect.

Section 3: It is found and determined that all formal actions and deliberations of Council and its committees relating to the passage of this legislation that resulted in formal action were in meetings open to the public where required by Chapter 105 of the Codified Ordinances of the City.

Section 4: This Ordinance is declared to be an urgent measure immediately necessary for the preservation of the public peace, health or safety, or the efficient operation of the City, and for the further reason that it is necessary to implement the updated language at the earliest possible time; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

WHEREFORE, this Ordinance shall be in full force and effect from and after the earliest date permitted by law.

Attest: I hereby certify this legislation was duly adopted on the 6th day of May, 2019, and presented to the Mayor for approval or rejection in accordance with Article III, Section 8 of the Charter on the 7th day of May, 2019.

_____
Clerk

Approval: I have approved this legislation this 7th day of May, 2019, and filed it with the Clerk.

_____
Mayor

EXHIBIT A

147.10 PROVISION OF EMERGENCY MEDICAL SERVICES; FEES AND CHARGES.

(a) Emergency medical services shall be provided by the Fire and Rescue Department on a fee basis in response to any call for such service. Every person using such services, or the guardian of such person, or any other person who is financially responsible for such person, shall be liable for the payment of fees and charges as established by this section.

(b) The Safety Director is hereby authorized to establish fees and charges for the delivery of various levels of emergency medical services by the Fire and Rescue Department and shall file such fees and charges with the Finance Director and the Clerk of Council annually on the first business day of the year.

(c) All billings for fees and charges established by this section shall be made by the Finance Director and all moneys collected shall be deposited into the General Fund of the City.

(d) The Mayor may enter into an agreement(s) on behalf of the City to engage the services of a billing and collection company which shall submit claims on behalf of the City to private insurers and/or the Federal Health Care Program of Medicare and Medicaid and shall issue bills to persons using emergency medical services for such amounts not covered by insurance only to the extent provided herein. Each person who uses emergency medical services provided by the City whether the person is transported or just treated on scene shall assign any insurance proceeds available to such person to the City. The City shall not issue bills to persons using emergency medical services who are residents of or income taxpayers employed in the City for any applicable co-payment or deductibles otherwise due to the City and shall treat income and/or property tax revenues received from such persons as satisfaction and payment of such co-payments or deductibles. The City is authorized to bill and collect from all other individuals such amounts as are not covered by insurance or Medicare or Medicaid.

(e) When emergency medical services are provided by City of Beachwood personnel to persons outside the City limits pursuant to a mutual aid agreement or understanding with another municipality, the City shall bill such person in accordance with the practices of the requesting municipality but based upon the fees and charges established by this section. When emergency medical services are provided within the City of Beachwood by personnel of another municipality pursuant to a mutual aid agreement or understanding, such person shall be billed in accordance with the provisions of this section.

(f) The Mayor, upon the recommendation of the Fire Chief and the City's billing agent, is hereby authorized, on a case-by-case basis, where a catastrophic situation, contested services or financial hardship is demonstrated to accept payment of fees and

charges for the delivery of various emergency medical services by the Fire and Rescue Department in an amount less than the fee schedule.
(Ord. 2010-77. Passed 5-17-10.)

CITY OF BEACHWOOD
INTER-OFFICE MEMORANDUM

Police Department

TO: Mayor Martin S. Horwitz

FROM: Gary Haba, Police Chief

DATE: 10 April 2019

RE: Supervisor Position- Amendment to COB 145.01(a) (4)

As has been discussed previously, and mentioned in your message to council on 9/4/2018, the police department is seeking an additional sergeant position. Prior to February of this year, a supervisor was assigned to the traffic unit and to the SPEAR unit that was created in 2018. Before the SPEAR unit was created, that supervisor position occupied an administrative post that handled court duties, prisoner issues and other administrative tasks. We hired a civilian to complete many of those tasks, so the supervisor could do more traditional police work.

In preparation for transitioning to 12-hour shifts, we knew we eventually would need all current supervisors to be assigned to patrol except for the captains. I had planned for the traffic unit to be handled by a patrol officer and once the SPEAR unit supervisor had the unit up and running, have that unit led by a patrol officer as well. I expected that the SPEAR unit would be effective, but it exceeded all expectations and the workload was beyond what we believe a patrolman should be responsible for. The unit has been so active that patrol supervisors cannot be expected to supervise those personnel while supervising the patrol platoon as well. I respectfully request that you ask city council to approve an additional sergeant position. Please note that this request is not adding an additional officer to the department. It is only adding a supervisory position. The addition would not make our supervisor-to-officer ratio out of line with similar-sized departments. Mr. Heiser indicated that the addition would cost slightly over $10,000 per year and would not affect budget concerns for 2019 and beyond. So far, the transition to 12-hour shifts has made a significant impact on overtime and has resulted in more officers being on-duty on most days. These were two of the main goals of the transition. This minor alteration to the organization would result in appropriate lines of supervision and effective division of supervisory workload.

There is a current eligibility list for sergeant. The preferred scenario is that the position be filled rather soon to allow for appropriate training prior to the newly hired officers integration into the patrol platoons. This would allow for a seamless transition for everyone involved. Mr. Berns has been made familiar with this request and does not believe that a committee meeting is necessary. Upon your approval, please attach this item to the council agenda on 5/6/2019. Please contact me with any questions or concerns.

INTRODUCED BY: ORDINANCE NO. 2019-60

AN ORDINANCE AMENDING SECTION 145.01(A), "DEPARTMENT ESTABLISHED; PERSONNEL" OF THE CODIFIED ORDINANCES OF THE CITY OF BEACHWOOD, OHIO MODIFYING THE MEMBERSHIP OF THE POLICE DEPARTMENT; AND DECLARING THIS TO BE AN URGENT MEASURE

WHEREAS, the Police Chief and the Mayor with the support and recommendation of Council wish to amend BCO Section 145.01 to reflect a change in in the membership of the Police Department to include an additional Sergeant position; and

WHEREAS, the Beachwood Police Department Table of Organization should also be accordingly amended.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Beachwood, County of Cuyahoga, and State of Ohio, that:

Section 1: Existing Section 145.01(a), "Department Established; Personnel," of the Codified Ordinances of the City of Beachwood, Ohio, be and the same is hereby amended to read and provide, as follows (new language in **bold**):

"145.01 DEPARTMENT ESTABLISHED; PERSONNEL.

(a) A Police Department is hereby established. The membership of the Department shall not exceed:

(1) A Police Chief;
(2) One Assistant Chief of Police;
(3) Six Lieutenants;
(4) ~~Four~~ **Five** Sergeants; and
(5) Thirty~~-Eight~~ **Seven** full-time Patrol Officers.
~~(6) One Assistant Clerk of Courts.~~

In the event of a vacancy, the Mayor shall fill the position in accordance with Article VI, Section 3, of the Charter. The Mayor is hereby authorized to employ such number of the following personnel as is necessary to meet the needs of the Department, but not to exceed one Clerk of Courts, one Assistant Clerk of Courts, fifteen Dispatcher Clerks, two Administrative Assistants, one Assistant Jail Administrator, part-time Police Patrol Officers, correction officers and school guards, as required.

* * * "

Section 2: The Beachwood Police Department Table of Organization is hereby amended effective May 7, 2019.

Section 3: Any other Ordinances or parts thereof in conflict herewith be, and the same hereby are, repealed to the extent of the conflict and all Ordinances not amended by this Ordinance shall remain in full force and effect.

Section 4: It is found and determined that all formal actions and deliberations of Council and its committees relating to the passage of this legislation that resulted in formal action were in meetings open to the public where required by Chapter 105 of the Codified Ordinances of the City.

Section 5: This Ordinance is hereby declared to be an urgent measure necessary for the preservation of the public peace, health, or safety or the efficient operation of the City, and for the further reason that the employment provided herein is needed for the proper operation of an essential department of the City government; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

WHEREFORE, this Ordinance shall be in full force and effect from and after the earliest date permitted by law.

Attest: I hereby certify this legislation was duly adopted on the 6th day of May, 2019, and presented to the Mayor for approval or rejection in accordance with Article III, Section 8 of the Charter on the 7th day of May, 2019.

_____
Clerk

Approval: I have approved this legislation this 7th day of May, 2019, and filed it with the Clerk.

_____
Mayor

INTRODUCED BY: ORDINANCE NO. 2019-61

AN ORDINANCE ACCEPTING A DONATION FROM THE JEWISH FEDERATION OF CLEVELAND; AND DECLARING THIS TO BE AN URGENT MEASURE

WHEREAS, the City has received a donation of Fifteen Thousand Dollars and No Cents ($15,000.00) from the Jewish Federation of Cleveland to be used for the care and training of the City's new K-9 Unit.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Beachwood, County of Cuyahoga, and State of Ohio, that:

Section 1: Council accepts the donation of Fifteen Thousand Dollars and No Cents ($15,000.00) from the Jewish Federation of Cleveland on behalf of the City of Beachwood Police Department to be used for the care and training of the City's new K-9 Unit.

Section 2: Council extends its gratitude to the Jewish Federation of Cleveland for this generous donation to the City.

Section 3: It is found and determined that all formal actions and deliberations of Council and its committees relating to the passage of this legislation that resulted in formal action were in meetings open to the public where required by Chapter 105 of the Codified Ordinances of the City.

Section O: This Ordinance is hereby declared to be an urgent measure necessary for the immediate preservation of the public peace, health or safety or the efficient operation of the City, and for the further reason of accepting timely this donation to be used for the benefit of the City of Beachwood Police Department K-9 Unit; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

WHEREFORE, this Ordinance shall be in full force and effect from and after the earliest date permitted by law.

Attest: I hereby certify this legislation was duly adopted on the 6th day of May, 2019, and presented to the Mayor for approval or rejection in accordance with Article III, Section 8 of the Charter on the 7th day of May, 2019.

_____
Clerk

Approval: I have approved this legislation this 7th day of May, 2019, and filed it with the Clerk.

_____
Mayor

From:	Gary Haba
To:	Whitney Crook
Subject:	FW: Check Presentation at Beachwood Council Meeting - May 6th
Date:	Monday, April 29, 2019 12:10:05 PM

From: Hartnett, Jim (x399) <jhartnett@jcfcleve.org>
Sent: Monday, April 29, 2019 12:09 PM
To: Gary Haba <Gary.Haba@beachwoodohio.com>
Subject: Check Presentation at Beachwood Council Meeting - May 6th

Gary,

Just to confirm the Jewish Federation of Cleveland will be presenting a check to the City of Beachwood for the purchase of an explosive canine to assist in making the community safer. Federation Security Committee Chair Bart Bookatz will be presenting the check on behalf of the Cleveland Jewish Federation.

Jim

Jim Hartnett,
Director Community-Wide Security
JFC Security LLC
Jack, Joseph and Morton Mandel Building
25701 Science Park Drive
Cleveland, OH 44122
Ph: (216) 593-2833
Cell: (216) 385-8810
e-mail: jhartnett@jcfcleve.org

If you see something, say something!
Report suspicious activity to Local Law Enforcement and Federation Security.

AMEND SECTION 1111.02 CLASSIFICATION OF USES SUBSECTION (L) CLASS U-7A USES, BY ADDING ITEMS (10) AND (11) TO READ AS FOLLOWS:

(10) **<u>For property on Park East Drive,</u> Restaurants with a Conditional Use Permit approved by the Planning Commission.**

(11) **<u>For property on Park East Drive,</u> Multi-family dwellings with a Conditional Use Permit approved by the Planning Commission.**