

Moved by M.M. Jacobs, seconded by M. Mintz, that the minutes of the Special Council Meeting held on August 24, 2015 be approved.

MOTION ADOPTED

Moved by M.M. Jacobs, seconded by J. Pasch, that the minutes of the Committee of the Whole Meeting held on August 24, 2015 be approved.

MOTION ADOPTED

Moved by M.I. Wachter, seconded by M.M. Jacobs, that the minutes of the Legal and Personnel Committee Executive Session held on August 24, 2015 be approved.

MOTION ADOPTED

Moved by A. Isaacson, seconded by M. Mintz, that the minutes of the Recreation and Community Services Committee Meeting held on August 10, 2015 be approved.

MOTION ADOPTED

MAYOR'S REPORT

Mayor Gorden stated that Honkin' Haulin' was a huge success and everyone had a good time. Mayor Gorden stated that he saw faces there that he had not seen in a long time and this event is also drawing people from other communities. Mayor Gorden stated that the young children also had a great time. Mayor Gorden thanked Mr. Pekarek and the Service Department who worked on Saturday to set-up and they were still breaking everything down today. Mayor Gorden stated that he strongly suggests that anyone who has not attended this event should attend because it is was informative. Mrs. Carmen and her team put little notes around the Service Department depicting the cost of these items because not many people know the actual cost for a tire or a truck and if you took some time and really looked at the facility it was very informative and done very well.

Mayor Gorden stated that Mr. Pekarek has a great team and there was not one person who was not smiling or extending a handshake to greet people. Mayor Gorden stated that speaks to the leadership of Mr. Pekarek. Mayor Gorden also thanked Mrs. Carmen and her department along with the Police and Fire Departments. Mayor Gorden stated that the extra hour that was added to the event flew by.

COUNCILMEMBER REPORTS (NON-AGENDA ITEMS)

Mr. Isaacson stated that his nine year old son enjoyed himself and told him that "it was cool". Mr. Isaacson stated that his son had a great time with the firemen, policemen and the service personnel and they all did their usual fantastic job. Mr. Isaacson stated that it was great event for the community.

Mr. Wachter stated that for those that did not attend the City should consider advertising this for children and adults because the adults were very impressed. Mr. Wachter stated that a couple was there that he knew from Los Angeles and they were absolutely amazed along with residents from Beachwood who were walking around and seeing the equipment and procedures for the very first time. Mr. Wachter thanked Mrs. Carmen, Mr. Pekarek and the Police and Fire Chiefs.

Mr. Jacobs stated that it was very nice when you walked in and were greeted by the staff from the different departments. Mr. Jacobs stated that he thinks a lot of people were shocked to see the amount of equipment needed to run a City. Mr. Jacobs stated that when you look at the equipment, the size and what is needed to keep this City going and it is very educational.

DEPARTMENT DIRECTOR'S

Mrs. Turick stated that on behalf of Mrs. Carmen the City of Beachwood hosted the 16th Annual Honkin' Haulin' Event on Sunday, September 20, 2015. This event was developed by the Community Services Director Karen Carmen and her staff who work tirelessly each year to host this event. There was close to 1,000 people in attendance and the City gave out 500 drivers' licenses for the children. Mrs. Carmen wishes to thank the Police and Fire Departments and especially the Service Department for allowing the City to showcase their vehicles.

CM 2015-275

DEPARTMENT DIRECTOR'S

Mrs. Turick stated that Mrs. Carmen also asked her to comment on the trees that are being wrapped on Fairmount Boulevard which is on the City of Beachwood website and Facebook page. The tree wrappings are to herald the return of artist legend Peter Max in October and the City is adding a little color to the trees on Fairmount Boulevard with brightly colored yarn. The trees extend from the Pepper Pike border to the front of the Fairmount Early Childhood Center. This installation art is part of the City's Centennial celebration and 50 yarned wrapped trees from City Hall to the freeway are on display through November. Peter Max has designed a special commemorative Beech Tree painting that he will give to the City on October 24, 2015 at 5:30 PM in the Community Center. Council has already been informed to hold that day on their calendars.

Mr. Horwitz stated that Shred Day will be held Sunday, September 27, 2015 from 9:00 AM to Noon in the parking lot near the pool.

Mr. Wachter stated that there is a Public Hearing at 7:15 P.M., and when that time arrives he will begin the Public Hearing.

CITIZEN'S REMARKS

1. Dr. Sorin Teich
25467 Halburton Road
Beachwood, Ohio 44122

Dr. Teich stated that he sent an email yesterday to City Council yesterday and he would like to read the email again so it is submitted into the record. "Dear Council Members: We were informed that the new development plan was submitted to the Planning and Zoning Commission in relation to the lot at the corner of Chagrin and Richmond. Dr. Teich stated that it appears that he is facing controversial and manipulative information by the City Planner George Smerigan who wrote in his cover letter dated August 15, 2015 to the Building Commissioner; since no additional variances are required the Planning and Zoning Commission has final authority to grant plan approval. Dr. Teich stated that this statement is unfortunate and plain wrong and it is intended to avoid constant public scrutiny that involves Public Hearings. Mr. Smerigan is misleading the Planning and Zoning Commission by leading them to think that they have jurisdiction to approve the plans without asking for Council approval and without following due process. Dr. Teich stated that he also attached PDF documents that are referred to in the argument. Dr. Teich stated that he can only wonder how many more instances of manipulation by Mr. Smerigan, to the detriment of the public, is Council ready to accept, until meaningful corrective action will be taken. Dr. Teich stated that ample documentation of these actions is available as public records related to the previous Aloft development request for the Beachwood Revitalization Study and mall expansion project. Dr. Teich stated that this repeated and consistent unprofessional pattern is not acceptable for someone who is paid with taxpayers' money. Dr. Teich asked if Council was bothered by the the City Planner making repeated mistakes that always favor the developers and negatively impact the residents. Dr. Teich stated that it is about time to have a serious conversation about these repeated mistakes. Dr. Teich is asking Council to intervene as soon as possible in order to avoid the approval of this project by the Planning and Zoning Commission without following due process through Council.

PLANNING AND ZONING COMMITTEE

1. Planning and Zoning Committee
Ordinance No. 2015-76 - Public Hearing at 7:15 P.M.

An Ordinance rezoning Certain Parcels from U-4A to U-3C.

Placed on First Reading and Referred to the Planning and Zoning Commission on: June 15, 2015.
Referred back from the Planning and Zoning Commission on: July 30, 2015.
Placed on Second Reading on: August 10, 2015.
Set for Public Hearing on: September 21, 2015.
Adopted on: September 21, 2015.

Mr. Wachter stated that it is now 7:15 P.M. and he is opening the Public Hearing. Mr. Wachter stated that there are representatives present this evening if Council has any questions. Mr. Wachter introduced Attorney Mike Sikora from the Sikora Law Firm.

Mr. Sikora stated that he was present on behalf of Covington Realty Partners LLC. Mr. Sikora stated that there are several representatives who flew in today to be here this evening including the CEO, the Director of Development and also the Vice-President of Development who will explain details about the project. Mr. Sikora stated that they will address the rezoning and variance which is subject to the Public Hearing and also removal of the use restriction which is necessary to obtain the financing for the development to go forward. Mr. Sikora introduced Mr. Marc Goldstein, CEO of Covington Realty Partners LLC.

Mr. Wachter stated that the parcel that is under consideration is where Bally's had been and has not been used for some period of time. Mr. Wachter stated that the proposal is to build a high-end apartment complex that will be located on that site which will require rezoning because of the type of use.

Mr. Goldstein thanked Mayor Gorden and City Council for the opportunity to make, what they think, the community better. Mr. Goldstein stated that this is their 100th project and they build high-end quality luxury housing for people across the United States from the ocean in Boston to Denver. Mr. Goldstein stated that they target communities that have diversity in both economics and other commercial uses. Mr. Goldstein stated that they are focused on finding the best communities in any given City. Mr. Goldstein stated that if you look at their projects, you will find that the amenity packages are focused on people of all age demographics from 30-70 years of age who can live together in a high-end community. Mr. Goldstein stated that as CEO, he wanted to thank the people of the City of Beachwood and City Council.

Mr. David Braswell stated that they will be moving forward with preliminary drawings and what you see tonight has already been taken to the next level. Mr. Braswell stated that he anticipates they will have their construction documents completed before the end of the year and will submit them to the City in order to obtain a building permit. Mr. Braswell stated that based on their schedule, they are planning to start in spring of 2016.

Mr. Paul Langdon, Vice-President of Development for Covington Realty Partners, LLC, and he would like to share some of the details of the project with the Mayor and City Council.

PLANNING AND ZONING COMMITTEE(continued)

Mr. Langdon stated that the project is located on Park East Drive and Mr. Langdon had images which he displayed on the overhead screen. Mr. Langdon stated that the building is four stories high and will total 206 units and with the proposed configuration and there will be two levels of parking below the residences totaling 336 parking spaces.

Mr. Langdon showed the elevations from the north and the west which is the sides that will be least visible and the west elevation faces Park East. Mr. Langdon stated that the building is half masonry with brick more than half way in some cases and the ground floor including the parking garage. Mr. Langdon stated that he is not talking about exposed concrete and it is finished with the same building quality that will be throughout the project. Mr. Langdon stated that it is a high level of housing and includes a number of amenities within the 3.1 acres including a dog park; two courtyards within the building; a 24 hour exercise facility; on-site manager; club room; game room; on demand fitness facility; cabanas and barbeques in the courtyards; within each residence stainless steel appliances; quartz countertops in the kitchens and bathrooms; full size washer and dryers; 9 foot ceilings; LED lighting; walk-in closets; television mirrors within the bathrooms; radiant heated bathroom floors; and networking the entire unit including the thermostat.

Mr. Langdon stated the parcel is 3.11 acres and they are requesting approval of that size site versus the 7 acres that is required by the zoning code. Mr. Langdon stated that it will be 20 units over the maximum allowed number of units over the zoning code and there is a total of 57.3% is single bedroom units. Mr. Langdon stated that when they looked at this area there is a number of factors in play, new and large employers such as the hospital and engineering company and other very successful businesses that are doing very well. Mr. Langdon stated that he also believes that it is very good for multi-family housing in that those employees will be new professionals looking to live close to work and not necessarily looking or inclined to buy a home. Mr. Langdon stated that there is a decline in home ownership state-wide and he believes that this is a strong alternative to those professionals.

Mr. Langdon stated that projects such as the Vue have seen their single bedroom units fill faster than any other unit. Mr. Langdon stated that the number of single bedroom units is warranted plus the level of amenities proposed for the units makes these long term investments for people who are moving in understanding that they will have great amenities but will also have rent that will match those amenities which will be close to \$2,000.00 per month. Mr. Langdon stated that these are not dormitory alternatives but rather for established professionals.

Mr. Wachter thanked all three gentlemen who flew in from their St. Louis headquarters to present this evening.

Mr. Wachter stated to clarify for Council there are three variances: 1) 3.11 acres instead of 7. 2) the density being 206 units instead of 186 units; and 3) the mix of units of one bedroom.

Mr. Smerigan stated that all three variances were recommended by the Planning and Zoning Commission.

Mr. Jacobs asked if there will be security in the building such as a doorman.

PLANNING AND ZONING COMMITTEE(continued)

Mr. Langdon stated that the building itself is secure and there is not a doorman but there will be an on-site property manager and each resident will have their own key card to enter the building.

Mr. Jacobs stated that Covington Realty Partners LLC is all over the country from the east coast to Denver and asked if they had any other property in Ohio.

Mr. Goldstein stated that they own a shopping center in Gahanna, Ohio and they have had several properties over the years in Cleveland and Columbus. Mr. Goldstein stated that they were apartment properties that they renovated and sold them 7-10 years later. Mr. Goldstein stated that they have been doing business in Ohio for 20 years.

Mr. Jacobs stated that 57.3% percent will be one bedroom units what will the square footage be.

Mr. Langdon stated that the square footage will be roughly 760 square feet.

Mr. Mintz asked if the scope has changed as far as when you have had properties before or are they similar to this proposed project.

Mr. Goldstein stated that this is a new direction that the company is going in and it is also new for Cleveland but they have been in the multi-family development his entire life. Mr. Goldstein stated that since the last recession they have added high-end amenities so rather than building an A- they are building an A+.

Mr. Mintz asked if the new development project is comparable to the Vue and Four Seasons.

Mr. Goldstein stated that both of those properties are great and are assets to the community and he is of the opinion that his interior amenities are more on the high-end.

Mr. Isaacson asked Mr. Smerigan to walk them through why the zoning code set the percentage for single family units as it did.

Mr. Smerigan stated that at the time they were drafting the U-3C regulation there was discussion about what the appropriate mix would be and at that time there was a little bit of a split regarding those changes. Mr. Smerigan stated that there were some members of Council that felt that they wanted to limit the number of one bedroom units in order to push it toward more substantial units and there were other members who wanted to limit the number of one bedroom

PLANNING AND ZONING COMMITTEE(continued)

units because they felt the larger units would generate additional school age children so there was a push back and forth and the 50% was a compromise as to what was felt to be appropriate at the time. Mr. Smerigan stated that the mix in this instance is slightly heavier on the one bedroom which is partially due to their market study and partially due to the nature of their site.

Mr. Isaacson stated that parking was underneath but as they were showing their slides on the elevation it showed what appeared to be above-ground parking.

Mr. Langdon stated that in the slide, the lowest level of the parking garage is the entrance from the street and it drops down below ground level and circles around in elevation and as it comes around to the end it comes up and there is a half level that is at ground level but it is behind the wall. Mr. Langdon stated that the majority of the parking is below ground and then as it ramps up it begins to come out of the ground and the majority of it is a half level down below.

Mr. Isaacson asked if there is only the one floor of parking.

Mr. Langdon stated there is one and a half floor of parking.

Mr. Mintz asked if there was outdoor parking.

Mr. Langdon stated only guest parking

Mr. Mintz asked how many guest parking spaces will there be.

Mr. Langdon stated there is guest parking in the front.

Mr. Mintz asked how many total parking spaces.

Mr. Langdon stated 336 parking spaces in the garage and 12 guest parking spaces outside.

Mr. Mintz asked if guest would be able to park in the garage since there are only 12 visitor parking spaces outside. Mr. Mintz stated with that many apartment units there will be typically more than 12 people visiting any given resident at one time. Mr. Mintz stated that his question is where will visitors park.

Mr. Langdon stated that he is verifying with Mr. Braswell if the entire garage is gated. Mr. Langdon stated that they can put the gate wherever necessary to bring more guest parking.

Mr. Mintz stated that 12 guest parking spaces is not enough.

Mr. Pasch stated that on top of 12 guest parking spaces not being enough you forgot about the number of units and how many visitors might come at once. Mr. Pasch stated that they also consider young professionals who are still single and do not have a family yet who might have people in their early 30's and six of them decide to throw a gathering for the Super Bowl where do they park.

CM 2015-280

PLANNING AND ZONING COMMITTEE(continued)

Mr. Langdon stated that the parking garage becomes the primary place to park and he would assume that if someone invites guests over they would allow them in but if it is a concern that it be open access we can adjust the control.

Mr. Goldstein stated that there is one and a half parking spaces designated per unit and generally those are not full. Mr. Goldstein stated that apartments are not usually 100% occupied. Mr. Goldstein stated that they could create spots in the garage for guest parking.

Mr. Smerigan stated that the code requirement for parking is 1.5 spaces per dwelling unit. Mr. Smerigan stated that they are required to have 309 parking spaces and they have 346 spaces and they have exceeded the code requirement. Mr. Smerigan stated that the City has used that code requirement for some time and have not had issues.

Mr. Wachter stated that the discussion tonight is about rezoning. Mr. Wachter stated that Council is not reviewing a site plan. Mr. Wachter stated that after the rezoning they will still see a site plan at a later date and if there are adjustments that need to be made they will have to go back to the Planning and Zoning Commission for site plan approval.

PUBLIC HEARING COMMENTS

1. Mr. David Ashpis
25429 Halburton Road
Beachwood, Ohio 444122

Mr. Ashpis stated that it is a real nice plan, an A+ but he is concerned about who is going to rent there and if he was in the market he would not want to rent there because on one side is a cemetery, NTB tire shop is on the other side that opens at 7:00 A.M. and closes at 9:00 P.M. Mr. Ashpis stated that you have noise from a gas station and hotel also and finds it unattractive to a renter. Mr. Ashpis asked why should it be his concern as a Beachwood resident but from a business point he does not think they will be able to get renters in this kind of building and it will deteriorate over time. Mr. Ashpis stated that then it becomes the City's problem.

2. Mr. Michael Silver
25495 Bryden Road
Beachwood, Ohio 44122

Mr. Silver stated that he is excited about the project and was present when they first came to City Council and Planning and Zoning. Mr. Silver stated that he thinks that it is an excellent project and he is very pleased with it. Mr. Silver stated that this might be a case of spot zoning and hopes this does not set a bad precedence such as allowing the auto dealerships in Science Park and the City now looking at changing the whole character of the area. Mr. Silver stated that it is a beautiful project and he likes it but still thinks it is spot zoning.

CM 2015-281

PUBLIC HEARING COMMENTS(continued)

Mr. Smerigan stated that this is not a case of spot zoning and in order for it to be spot zoning the use would have to be totally unrelated to all the uses around it and it would have to only benefit the property owner and not the community. Mr. Smerigan stated that criteria does not exists for this project. Mr. Smerigan stated that mixed use has been previously discussed for this corridor.

Moved by M.I. Wachter, seconded by M.M. Jacobs, that Ordinance No. 2015-76 be adopted.

ROLL CALL	Yes:	M.S. Horwitz, A. Isaacson, M.M. Jacobs, M. Mintz, J. Pasch, M.I. Wachter
	Abstain:	None.
	No:	None.
	Not Voting:	None.
MOTION ADOPTED		

Mr. Wachter closed the Public Hearing at 7:56 P.M.

CITIZEN'S REMARKS(continued)

2. Steve Rosen
2398 Allen Boulevard
Beachwood, Ohio 44122

Mr. Rosen stated that Tri-Mor redid Allen Boulevard and did a very nice job. Mr. Rosen stated that they left out part of a sidewalk extension that was going to take place between Allen and North Woodland and he wanted to make sure the City was not billed for that.

Mr. Rosen invited everyone to the Homecoming Rally starting at 6:00 P.M. on Friday, September 25th at Beachwood High School. Saturday, September 26th at 9:30 A.M. there will be doughnuts and cider before the soccer game. At 11:30 A.M. the 100 Leaves Ceremonial Beech Tree will be planted. At Noon there will be the Homecoming Tailgate Party at 1:00 P.M. the Homecoming Football Game will follow. Mr. Rosen stated that in the evening there will be the Homecoming Dance at 7:30 P.M. and anyone can attend.

Mr. Isaacson asked if there was a parade.

Mr. Rosen stated that there is no parade this year.

PLANNING AND ZONING COMMITTEE(continued)

3. Submitted to Council an Ordinance authorizing the Mayor to execute the appropriate documents to release a Deed Restriction regarding Permanent Parcel No. 742-29-016; and declaring this to be an urgent measure.

PLANNING AND ZONING COMMITTEE(continued)

ORDINANCE NO. 2015-132 – Introduced by Mark I. Wachter
 AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE THE
 APPROPRIATE DOCUMENTS TO RELEASE A DEED RESTRICTION
 REGARDING PERMANENT PARCEL NO. 742-29-016; AND DECLARING
 THIS TO BE AN URGENT MEASURE

Mr. Smerigan stated that back in 1975 when the Back Wall Racquet Club was approved, before Bally's, at that time the property that was to become the Back Wall Racquet Club consisting of three parcels. Mr. Smerigan stated that when the approval for that was granted it raised concerns that it was U-4A retail zoning and in order to control that the City required a restriction on one of the three parcels that could only be used for outside parking and open space for the adjacent recreational use and their intent was that it could not be used for other retail uses. The restriction indicates that the premises cannot be used for any retail use without the permission of the City of Beachwood.

Mr. Smerigan stated that obviously rezoning the property from U-4A to U-3C the City is eliminating the retail use all together and it is now a multi-family residential use so that restriction is no longer applicable and the applicant is asking that City Council release the restriction so there is a clean title relative to obtaining appropriate financing for the project.

Moved by M.I. Wachter, seconded by M.M. Jacobs, that Ordinance No. 2015-132 be placed on first reading.

ROLL CALL	Yes:	M.S. Horwitz, A. Isaacson, M.M. Jacobs, M. Mintz, J. Pasch, M.I. Wachter
	Abstain:	None.
	No:	None.
	Not Voting:	None.
		MOTION ADOPTED-RULES SUSPENDED

Moved by M.I. Wachter, seconded by M.M. Jacobs, that Ordinance No. 2015-132 be adopted.

ROLL CALL	Yes:	M.S. Horwitz, A. Isaacson, M.M. Jacobs, M. Mintz, J. Pasch, M.I. Wachter
	Abstain:	None.
	No:	None.
	Not Voting:	None.
		MOTION ADOPTED

CM 2015-283

FINANCE AND INSURANCE COMMITTEE

1. Submitted to Council an Ordinance for the payment of Certain Claims (Bills).

ORDINANCE NO. 2015-131 – Introduced by Alec Isaacson
AN ORDINANCE FOR THE PAYMENT OF CERTAIN BILLS (BILLS)

Moved by A. Isaacson, seconded by M.S. Horwitz that Ordinance No. 2015-131 be placed on first reading.

ROLL CALL	Yes:	M.S. Horwitz, A. Isaacson, M.M. Jacobs, M. Mintz, J. Pasch, M.I. Wachter
	Abstain:	None.
	No:	None.
	Not Voting:	None.

MOTION ADOPTED-RULES SUSPENDED

Moved by A. Isaacson, seconded by M.S. Horwitz, that Ordinance No. 2015-131 be adopted.

ROLL CALL	Yes:	M.S. Horwitz, A. Isaacson, M.M. Jacobs, M. Mintz, J. Pasch, M.I. Wachter
	Abstain:	None.
	No:	None.
	Not Voting:	None.

MOTION ADOPTED

2. Submitted to Council a Resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary Tax Levies and certifying them to the County Auditor; and declaring this to be an urgent measure.

ORDINANCE NO. 2015-133 – Introduced by James Pasch
A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS
DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING
THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE
COUNTY AUDITOR; AND DECLARING THIS TO BE AN URGENT
MEASURE

Moved by J. Pasch, seconded by M.S. Horwitz, that Ordinance No. 2015-133 be placed on first reading.

ROLL CALL	Yes:	M.S. Horwitz, M.M. Jacobs, A. Isaacson, M. Mintz, J. Pasch, M.I. Wachter
	Abstain:	None.
	No:	None.
	Not Voting:	None.

MOTION ADOPTED-RULES SUSPENDED

FINANCE AND INSURANCE COMMITTEE(continued)

Moved by J. Pasch, seconded by M.S. Horwitz, that Ordinance No. 2015-133 be adopted.

ROLL CALL	Yes:	M.S. Horwitz, M.M. Jacobs, A. Isaacson, M. Mintz, J. Pasch, M.I. Wachter
	Abstain:	None.
	No:	None.
	Not Voting:	None.
MOTION ADOPTED		

3. Submitted to Council an Ordinance requesting the County Auditor to advance Tax Revenues from the proceeds of Tax Levies to Section 321.34 of the Ohio Revised Code; and declaring this to be an urgent measure.

ORDINANCE NO. 2015-134 – Introduced by Mark Mintz
AN ORDINANCE REQUESTING THE COUNTY AUDITOR TO ADVANCE
TAX REVENUES FROM THE PROCEEDS OF TAX LEVIES TO SECTION
321.34 OF THE OHIO REVISED CODE; AND DECLARING THIS TO BE AN
URGENT MEASURE

Moved by M. Mintz, seconded by J. Pasch, that Ordinance No. 2015-134 be placed on first reading.

ROLL CALL	Yes:	M.S. Horwitz, M.M. Jacobs, A. Isaacson, M. Mintz, J. Pasch, M.I. Wachter
	Abstain:	None.
	No:	None.
	Not Voting:	None.
MOTION ADOPTED-RULES SUSPENDED		

Moved by M. Mintz, seconded by J. Pasch, that Ordinance No. 2015-134 be adopted.

ROLL CALL	Yes:	M.S. Horwitz, M.M. Jacobs, A. Isaacson, M. Mintz, J. Pasch, M.I. Wachter
	Abstain:	None.
	No:	None.
	Not Voting:	None.
MOTION ADOPTED		

COMMITTEE OF THE WHOLE

1. Submitted to Council an Ordinance accepting a donation from the Relman Family for the Beachwood Fire Department; and declaring this to be an urgent measure.

CM 2015-285

COMMITTEE OF THE WHOLE(continued)

ORDINANCE NO. 2015-135 – Introduced by Melvin M. Jacobs
 AN ORDINANCE ACCEPTING A DONATION FROM THE RELMAN
 FAMILY FOR THE BEACHWOOD FIRE DEPARTMENT; AND DECLARING
 THIS TO BE AN URGENT MEASURE

Moved by M.M. Jacobs, seconded by M. Mintz, that Ordinance No. 2015-135 be placed on first reading.

ROLL CALL	Yes:	M.S. Horwitz, M.M. Jacobs, A. Isaacson, M. Mintz, J. Pasch, M.I. Wachter
	Abstain:	None.
	No:	None.
	Not Voting:	None.

MOTION ADOPTED-RULES SUSPENDED

Moved by M.M. Jacobs, seconded by M. Mintz, that Ordinance No. 2015-135 be adopted.

ROLL CALL	Yes:	M.S. Horwitz, M.M. Jacobs, A. Isaacson, M. Mintz, J. Pasch, M.I. Wachter
	Abstain:	None.
	No:	None.
	Not Voting:	None.

MOTION ADOPTED

SAFETY AND PUBLIC HEALTH COMMITTEE

1. Submitted to Council an Ordinance authorizing the Mayor to enter into an Agreement for the Beachwood Police Department to aid the City of Cleveland Department of Safety during the 2016 Republican National Convention; and declaring this to be an urgent measure.

ORDINANCE NO. 2015-136 – Introduced by Mark Mintz
 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN
 AGREEMENT FOR THE BEACHWOOD POLICE DEPARTMENT TO AID
 IN THE CITY OF CLEVELAND DEPARTMENT OF SAFETY DURING THE
 2016 REPUBLICAN NATIONAL CONVENTION; AND DECLARING THIS TO
 BE AN URGENT MEASURE

Moved by M. Mintz, seconded by M.M. Jacobs, that Ordinance No. 2015-136 be placed on first reading.

ROLL CALL	Yes:	M.S. Horwitz, A. Isaacson, M.M. Jacobs, M. Mintz, J. Pasch, M.I. Wachter
	Abstain:	None.
	No:	None.
	Not Voting:	None.

MOTION ADOPTED-RULES SUSPENDED

SAFETY AND PUBLIC HEALTH COMMITTEE(continued)

Moved by M. Mintz, seconded by M.M. Jacobs, that Ordinance No. 2015-136 be adopted.

ROLL CALL	Yes:	M.S. Horwitz, A. Isaacson, M.M. Jacobs, M. Mintz, J. Pasch, M.I. Wachter
	Abstain:	None.
	No:	None.
	Not Voting:	None.
		MOTION ADOPTED

2. Submitted to Council an Ordinance authorizing the Mayor to enter into a Contract with GPD Group for Design Services for the Dispatch Center Renovation; and declaring this to be an urgent measure.

ORDINANCE NO. 2015-126 – Introduced by Alec Isaacson
AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A
CONTRACT WITH GPD GROUP FOR DESIGN SERVICES FOR THE
DISPATCH CENTER RENOVATION; AND DECLARING THIS TO BE
AN URGENT MEASURE

Placed on First Reading on: September 8, 2015.
Placed on Second Reading on: September 21, 2015.

Mr. Pasch would like to keep this on second reading so we can gather more information before voting. Mr. Pasch stated that he has some additional questions regarding the Dispatch Center Renovation. Mr. Pasch stated that Chief Winebrenner has graciously given Council updated information and has given them updated information again this morning. Mr. Pasch stated that he has follow-up questions and would like to have a Committee Meeting to discuss this matter further.

Mr. Wachter explained procedurally that it has been moved and seconded and Council does not need to waive rules and Council would place this Ordinance on second reading.

Mr. Jacobs will schedule a Safety and Public Health Committee Meeting.

Moved by Alec Isaacson, seconded by M. Mintz, that Ordinance No. 2015-126 be placed on second reading.

ROLL CALL	Yes:	M.S. Horwitz, A. Isaacson, M.M. Jacobs M. Mintz, J. Pasch, M.I. Wachter
	Abstain:	None.
	No:	None.
	Not Voting:	None.
		MOTION ADOPTED

CM 2015-287

SAFETY AND PUBLIC HEALTH COMMITTEE(continued)

3. A Motion authorizing the Clerk to advertise for bidders for the Dispatch Center Renovation.

Placed on Pending on: September 8, 2015.
Remain on Pending on: September 21, 2015.

LEGAL AND PERSONNEL COMMITTEE

Mr. Pasch recused himself due to a conflict.

Moved by M.I. Wachter, seconded by M. Mintz, to amend the Agenda to add Ordinance No. 2015-137.

ROLL CALL	Yes:	M.S. Horwitz, M.M. Jacobs, A. Isaacson, M. Mintz, J. Pasch, M.I. Wachter
	Abstain:	None.
	No:	None.
	Not Voting:	None.
		MOTION ADOPTED

1. Submitted to Council an Ordinance amending Ordinance No. 2014-98 for the continued retention of Taft Stettinius & Hollister LLP to act as legal counsel for the City of Beachwood pursuant to a Joint Representation Agreement for the Appeal of the Case of Northeast Ohio Regional Sewer District v. Bath Township, Ohio, et al., Slip Opinion No. 2015-Ohio-3705, Court of Appeals Case No. CA 12 098108 and Cuyahoga County Common Pleas Case No. CV 10 714945; and declaring this to be an urgent measure.

Mr. Reali stated that he is requesting up to Four Thousand Dollars (\$4,000.00) to continue the partnership with the neighboring communities regarding the Northeast Ohio Regional Sewer District lawsuit that has been pending for some time. Mr. Reali stated that the City may or may not enter into continued activity but the City would like to be ready if it so chooses.

Moved by M.I. Wachter, seconded by M. Mintz, that Ordinance No. 2015-137 be placed on first reading.

ROLL CALL	Yes:	M.S. Horwitz, M.M. Jacobs, A. Isaacson, M. Mintz, J. Pasch, M.I. Wachter
	Abstain:	None.
	No:	None.
	Not Voting:	None.
		MOTION ADOPTED-RULES SUSPENDED

Moved by M.I. Wachter, seconded by M.Mintz, that Ordinance No. 2015-137 be adopted.

ROLL CALL	Yes:	M.S. Horwitz, M.M. Jacobs, A. Isaacson, M. Mintz, M.I. Wachter
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LEGAL AND PERSONNEL COMMITTEE(continued)

Abstain: None.
No: None.
Not Voting: None.
MOTION ADOPTED

ADJOURNMENT

Moved by M.I. Wachter, seconded by M. Mintz, to adjourn the Regular Council Meeting at 8:18 P.M. to the next regularly scheduled Council Meeting.

ROLL CALL: Yes: M.S. Horwitz, A. Isaacson, M.M. Jacobs,
M. Mintz, J. Pasch, M. I. Wachter
Abstain: None.
No: None.
Not Voting: None.
MOTION ADOPTED

Approved:

Clerk

Mayor