

Lindsey Mayerfield 2428 Debra Drive stated that the ordinance would just allow residents who live on lots of 18,000 square feet or larger to have two chickens in their backyard and that she has been keeping chickens for past 10 years in Beachwood. She also stated she was willing to answer questions for any city council members who are in opposition to the ordinance.

Mr. Pasch clarified that the ordinance does not just restrict chickens to one's backyard but more specifically restricts them to a coop in one's yard, if the yard is a certain acreage. A resident would therefore not be able to have free roaming chickens.

Mr. Jacobs stated that he had an issue when the minimum acreage was only 1.1 acres and now that it has been reduced by half that, it really bothers him. He also stated that he talked to people who don't want chickens in Beachwood.

Ms. Mayerfield stated that she didn't see anyone showing up to council meetings who are opposed to chickens but sees those in support of them attending. She also stated she has a petition with over 200 signatures in support of having chickens in Beachwood.

Mr. Pasch stated that we must not make a decision based on Lindsey's interest but rather the future interests of the city for all residences that move here or want to move here.

Ms. Janovitz stated that the Council's decision wasn't based on whether Lindsey or others would be good chicken owners or whether neighbors would like it or not, rather it is based on her talking to many residents in various community events and her sense being that the most people in the community are not in favor of chickens.

Mayor Gorden stated that he had received a memo from one of Lindsey's neighbors who could not make it to the council meeting which showed support of having chickens and don't find it to be a problem.

Matthew Fieldman of 25716 Hedman Road didn't realize he couldn't own chickens when he moved in. He has a huge yard and feels that Beachwood shouldn't regulate such a thing if they don't bother anyone and only regulate it if there are noise or pollution problems. He stated that whether he can keep two animals, like any other domesticated animals in his backyard, is his business and not the City's.

Sunny Simon stated that from the perspective of a district representative where chicken ordinances had passed in Euclid and South Euclid, one comment she would make is that they really require a lot of care. They must have certain temperatures in the winter and from a humane standpoint she would make sure that ordinances have requirements and standards for keeping chickens. She also stated that the City should consider who will enforce these standards, such as the police or humane officers, etc.

Mayor Gorden stated that the building department has researched this issue and the City has a plan in place if the ordinance passes that addresses how to control and enforce it. However, he did not hear anything addressing HVAC issues.

Mike Burkons of 2466 Richmond Road stated that a couple years ago the county put together a couple million dollars to incentivize communities to form and join regional dispatch centers. Their goal was to have six regional dispatch centers. Each dispatch center would have to serve about 200,000 people. Chagrin Valley dispatch is just about 4200 square feet and has the capability of 15 chairs. The one being formed right now with Cleveland Heights, Shaker, University Heights, and South Euclid just signed a lease for about 5,000 square feet to accommodate the same amount of people. Today on the agenda the Council has asked to spend \$95,000 to approve the architects to draw into the fire station plans a dispatch center which is only 1,500 square feet and isn't large enough. Mr. Burkons cited William Griswold and Dan Grein, both of whom stated that it must be at least 4,000 square feet.

1. Submitted to Council an Ordinance amending BCO Chapter 1155.05 Keeping of Domestic Farm animals and Fowl.

ORDINANCE NO. 2016-76 – Introduced by James Pasch

Moved by J. Pasch, seconded by A. Isaacson, to place Ordinance No. 2016-76 on Third Reading.

ROLL CALL	Yes:	J. Berns, A. Isaacson, B. H. Linick, J. Pasch
	Abstain:	None.
	No:	M.M. Jacobs, B.B. Janovitz
	Not Voting:	M. Horwitz

MOTION ADOPTED

2. Submitted to Council an Ordinance authorizing the Mayor to enter into an amended Development Agreement with Brickhaus Beachwood, Inc.

Ms. Jones stated Brickhaus Beachwood Inc has been working with the Cranberry Court Condominium Association in order for Brickhaus to develop the property on Richmond Road. This ordinance is regarding the development agreement that is required by the City before the developer can develop the property. This development agreement sets forth both the variances that will be required for the developer to develop the property as well as various things like how many units will be on each parcel and how tall the building are. If this ordinance is approved along with the next ordinance, it will be the only way the property can be developed.

Jordan Berns, brother to Councilman Berns and an Attorney for Brickhaus, stated that Brickhaus was assigned with two tasks by Council; one was to look at a revision to the proposed amendment of the zoning of a portion of the subject property. Brickhaus was proposing to amend the zoning to U-3 zoning because in some ways it fit the proposed development. Council expressed a number concerns about the zoning change, primarily relating to the number of units that it would permit notwithstanding the development agreement that would limit the number of units. Brickhaus was tasked with proposing alterations for the development agreement that would account for the variances needed under the U-2A zoning so that Council would be assured that the maximum number of units would be limited under the U-2A zoning and the development of the property would be further limited by the development agreement itself. The other task was to continue Brickhaus' efforts with the Cranberry Court residents and trustees to arrive at a development plan that would unify the drive-way that Cranberry Court uses to access Richmond road directly and that the proposed Brickhaus development would use to access Richmond road. Brickhaus was able to arrive at a plan that would satisfy Council's and Cranberry Court's concerns about how the drive-way would work, function, and be maintained jointly and what other benefits Cranberry Court could derive from the proposed development such as locations within the Brickhaus development where snow could be pushed, and locations where visitor parking could be utilized either jointly with Brickhaus or exclusively to Cranberry Court. Mr. Jordan Berns believes the agreement would be a win-win-win for Brickhaus, Cranberry Court, and the City, whose primary concern was avoiding too many curb cuts onto Richmond road.

Mr. Isaacson asked Mr. Jordan Berns whether he could walk the Council through the construction time table.

Mr. Jordan Berns stated that the construction time table is a function of a number of matters; one being the governmental approval process. They still need to go before the appropriate boards and the building department for construction plans and other approvals. Then the plan is to begin with site work, ideally in the spring, and to begin construction as quickly as possible. It is a market driven project and building would be based on sales. The goal is to sell as many units and have construction going simultaneously so that the units are built and people are living in them as quickly as possible.

Ben, who is overseeing the construction for Brickhaus, added that they expect to build the exterior of all the units at the same time without stopping to wait for them to be sold, however the interiors will be finished as they are sold since they will be customized to the homeowner's preferences.

ORDINANCE NO. 2015-26 – Introduced by James Pasch

Moved by J. Pasch, seconded by M. S. Horwitz, to place Ordinance No. 2015-26 on final reading.

ROLL CALL	Yes:	M. Horwitz, A. Isaacson, M.M. Jacobs, J. Pasch
	Abstain:	None.
	No:	B. H. Linick
	Not Voting:	J. Berns, B.B. Janovitz
MOTION ADOPTED-RULES SUSPENDED		

Moved by J. Berns, seconded by J. Pasch, that Ordinance No. 2015-26 be adopted.

ROLL CALL	Yes:	J. Berns, M. Horwitz, A. Isaacson, M.M. Jacobs, B.B. Janovitz, J. Pasch
	Abstain:	None.
	No:	B. H. Linick
	Not Voting:	J. Berns, B. B. Janovitz
MOTION ADOPTED		

3. Submitted to Council an Amended Ordinance rezoning a certain Parcel from U-1A1 to U-
2A

ORDINANCE NO. 2013-71 – Introduced by James Pasch

Moved by J. Pasch, seconded by M. M. Jacobs, to place Ordinance No. 2013-71 on final reading.

ROLL CALL	Yes:	M. Horwitz, A. Isaacson, M.M. Jacobs, J. Pasch
	Abstain:	None.
	No:	B. H. Linick
	Not Voting:	J. Berns, B.B. Janovitz
MOTION ADOPTED-RULES SUSPENDED		

Moved by J. Berns, seconded by J. Pasch, that Ordinance No. 2015-26 be adopted.

ROLL CALL	Yes:	J. Berns, M. Horwitz, A. Isaacson, M.M. Jacobs, B.B. Janovitz, J. Pasch
	Abstain:	None.
	No:	B. H. Linick
	Not Voting:	J. Berns, B. B. Janovitz
		MOTION ADOPTED

4. A Motion accepting Preliminary Site Plan Approval for a new Synagogue to be located at 2437 South Green Road.

Marco Ciccarelli, principal at studioTechne Architects located at 12210 Euclid Avenue, stated that Green road Synagogue has been located on Green road for about 50 years and the building currently has a number of problems, the largest being accessibility related. Without elevators it's not the main level is not universally accessible, and over the 50 years of it existence it has worn down. The new facility will be a single floor 37,000 square-foot building with 138 parking spaces.

Mr. Isaacson expressed concern over whether the amount of parking was adequate because it will contain less parking spaces than it currently has in order to meet code requirements and potentially cause spill over parking into neighboring parking lots and streets.

Mr. Ciccarelli responded that the large parking isn't required on holidays because they are walking holidays and there are adjacent parking spots and that they will be working with nearby organizations such as Young Israel and Shabbat so they can use their parking lots during certain events.

Mr. Jacobs asked if there will be a basement.

Mr. Ciccarelli responded that the basement will house utility equipment and will not be an occupide space.

Mr. Pasch asked if splitting off the existing land was still part of the plan

Mr. Ciccarelli responded that there was some discussion in the congregation but they decided that they would like to leave the land in case they wanted to expand the education wing.

Mr. Berns asked what will happen with parking during construction since they won't have the existing lot.

Mr. Ciccarelli responded that they will be relying on adjacent organizations and will borrow their lots.

P&Z NO. 2016-21 – Introduced by Barbara Janovitz

Moved by B. B. Janovitz, seconded by J. Berns, to adopt the motion

ROLL CALL	Yes:	J. Berns, M. Horwitz, A. Isaacson, M. M. Jacobs B.B. Janovitz, B. H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.
		MOTION ADOPTED

5. Submitted to Council an Ordinance authorizing the Mayor to enter into an Agreement with SWAGIT Productions, LLC to provide video and audio streaming services for scheduled Council Meetings of the City of Beachwood.

Jim Cunningham, the product support manager of SWAGIT, explained how the cameras will be set up. The cameras will be manned remotely from Dallas and would air live on the web and cable. Breaks and executive sessions are removed and will not air, there will also be remotes that shuts off audio and the video.

Mr. Berns stated that SWAGIT is extremely competent but the only problem he has is the amount being spent isn't worth it because the City already posts audio of Council Meetings on the web and seeing the council members on video does nothing to enhance transparency.

Mr. Isaacson agrees that broadcasting Council meetings to the public is good but feels it could have been done in a less expensive way at the beginning instead of jumping right a way to the more complex solution. However, Mr. Isaacson will support the bill.

Mr. Pasch stated that it's not that complex of an issue to go about it incrementally. To him it is an issue of how you provide a quality product to your residences. There is an added benefit of being able to who is speaking in meetings that helps residents better understand what's happening.

Ms. Janovitz stated they looked at other companies which only would have installed one camera but went with SWAGIT because multiple cameras would capture a better picture of the meetings.

Mr. Jacobs stated that he felt that paying over \$72,000 for installation and about \$18,000 a year for upkeep is too costly when we have other priorities right now. Mr. Jacobs also added that one camera would have been enough and that four cameras is unnecessary.

Mr. Horwitz stated that Beachwood is not an innovator when it comes to this. Many communities have this. Solon has done it for 20 years and Rocky River has done it for 25 years. A lot of communities only need one camera but Beachwood's layout is larger, requiring more cameras. A lot of communities have technical people on staff doing the editing in house. Beachwood is in process of creating an IT department that can take over the equipment and editing so they will not have to continue paying a fee to SWAGIT for taping and editing from Dallas, Texas. Right now our cable access channel shows basically a power point presentation while other communities are using video. He sees it not only as a stepping stone to really improve communications with residents. It is a fair amount of money but so were other offers. This will allow residents to see how Council operates from their computers and televisions.

Mayor Gorden stated that we haven't talked about having the IT department taking over upkeep so it may be a very long time before that occurs.

Mr. Horowitz clarified that he didn't mean to imply that having an IT department take over upkeep was in the works but rather his comment was meant to say that if we went with another vendor we would have to have somebody here controlling all the equipment and editing it. SWAGIT eliminates the need to bring in someone to do this.

Mr. Jacobs asked how much the upkeep costs will go up over the years.

Ms. Turick replied that the cost is locked in for a lifetime and also added that if this is passed it will have to come out of Council's budget and an appropriation change will have to be brought to Council before the next meeting on November 21st.

Mr. Horowitz stated that most schools use professional companies because they can't always get students to do the taping and editing.

ORDINANCE NO. 2015-26 – Introduced by Barbara Janovitz

Moved by B. Janovitz, seconded by J. Pasch, that Ordinance No. 2016-132 be placed on first reading.

ROLL CALL	Yes:	J. Berns, M. Horwitz, A. Isaacson, M. M. Jacobs B.B. Janovitz, B. H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.
		MOTION ADOPTED-RULES SUSPENDED

Moved by A. Isaacson, seconded by J. Berns, that Ordinance No. 2016-132 be adopted.

ROLL CALL	Yes:	A. Isaacson, M.M. Jacobs, B.B. Janovitz, B. H. Linick, J. Pasch
	Abstain:	None.
	No:	J. Berns, M.M. Jacobs,
	Not Voting:	None.
		MOTION ADOPTED

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

ORDINANCE NO. 2016-131 – Introduced by Alec Isaacson

Moved by A. Isaacson, seconded by J. Berns, that Ordinance No. 2016-131 be placed on first reading.

ROLL CALL	Yes:	J. Berns, A. Isaacson, M.M. Jacobs, B.B. Janovitz, B. H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.

MOTION ADOPTED-RULES SUSPENDED

Moved by A. Isaacson, seconded by J. Berns, that Ordinance No. 2016-131 be adopted.

ROLL CALL	Yes:	J. Berns, A. Isaacson, M.M. Jacobs, B.B. Janovitz, B. H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.

MOTION ADOPTED

7. Submitted to Council an Ordinance adopting the 2017 Administrative Salary Ordinance for the City of Beachwood including Administrative Pay Grades and Classifications for Administrative Employees and Appointed Officials and repealing existing BCO Sections 147.01(a)(7) and (8) and 147.01(b) regarding Part-Time Firefighters and Part-Time Paramedics.

Ms. Kaplan explained that about a year ago Council requested a salary study and Archer company was selected to conduct the study. Based on Council's review of the study, they decided on 40% schedule which Archer indicated was the standard range. Using that range all of the City's administrative employees were placed in pay grades they were assigned to. Some seasoned employees are above the maximum step for their pay grades and would not receive future step increases. The administration has worked with council to update the salary ordinance's language to incorporate Council's recommendations.

Mr. Linick inquired about changing the family medical leave portion of the administrative salary ordinance.

Ms. Jones stated that personnel manual follows federal guidelines on the federal family leave act, however the City could amend it and provide for more of a benefit.

Mr. Linick stated he was unclear whether the ordinance would be approved or placed on first reading and referred committee.

Mayor Gorden and Mr. Isaacson both emphasized the importance of passing the ordinance as expeditiously as possible since it is regarding people's salaries.

Council voted yes on the amendments and voted yes to place the ordinance on first reading.

ORDINANCE NO. 2016-133 – Introduced by Barbara Janovitz

Moved by B.B. Janovitz, seconded by A. Isaacson, that Ordinance No. 2016-133 be placed on first reading.

ROLL CALL	Yes:	J. Berns, A. Isaacson, M.M. Jacobs, B.B. Janovitz, B. H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.

MOTION ADOPTED-RULES SUSPENDED

Moved by A. Isaacson, seconded by J. Berns, that Ordinance No. 2016-133 be adopted.

ROLL CALL	Yes:	J. Berns, A. Isaacson, M.M. Jacobs, B.B. Janovitz, B. H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.

MOTION ADOPTED

8. Submitted to Council an Ordinance authorizing the Assistant Finance Director to Purchase one (1) Cisco Core Switch

Mr. Rose explained that the Cisco Core Switch is the switch that's used as the gateway to all the data the City gets to their network. It has reached the end of its life and is no longer supported requiring it to be replaced.

ORDINANCE NO. 2016-134 – Introduced by Brian Linick

Moved by B. Linick, seconded by J. Pasch, that Ordinance No. 2016-134 be placed on first reading.

ROLL CALL	Yes:	J. Berns, A. Isaacson, M.M. Jacobs, B.B. Janovitz, B. H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.

MOTION ADOPTED-RULES SUSPENDED

Moved by B. Linick, seconded by J. Pasch, that Ordinance No. 2016-134 be adopted.

ROLL CALL	Yes:	J. Berns, A. Isaacson, M.M. Jacobs, B.B. Janovitz, B. H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.

MOTION ADOPTED

9. Submitted to Council an Ordinance accepting the proposal of Frank Novak & Sons to paint the Beachwood Family Aquatic Center; and further waiving competitive bidding.

Mr. Jacobs asked Ms. Carmen when the last time the Aquatic Center was painted.

Ms. Carmen explained that the City is scheduled to pain the Aquatic Center every two years.

ORDINANCE NO. 2016-135 – Introduced by Alec Isaacson

Moved by A. Isaacson, seconded by M.M. Jacobs, that Ordinance No. 2016-135 be placed on first reading.

ROLL CALL	Yes:	J. Berns, A. Isaacson, M.M. Jacobs, B.B. Janovitz, B. H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.
		MOTION ADOPTED-RULES SUSPENDED

Moved by B. Linick, seconded by J. Pasch, that Ordinance No. 2016-135 be adopted.

ROLL CALL	Yes:	J. Berns, A. Isaacson, M.M. Jacobs, B.B. Janovitz, B. H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.
		MOTION ADOPTED

10. Submitted to Council an Ordinance authorizing the Mayor to enter into a Contract with Gary Sikon d/b/a Duplicate Bridge Program for the City of Beachwood Recreation Department.

Ms. Carmen explained that this has been done for over 20 years. Every Saturday they have approximately 70 to 100 people that play bridge at the Community Center.

ORDINANCE NO. 2016-136 – Introduced by Melvin M. Jacobs

Moved by M.M. Jacobs, seconded by A. Isaacson, that Ordinance No. 2016-136 be placed on first reading.

ROLL CALL	Yes:	J. Berns, A. Isaacson, M.M. Jacobs, B.B. Janovitz, B. H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.

MOTION ADOPTED-RULES SUSPENDED

Moved by B. Linick, seconded by J. Pasch, that Ordinance No. 2016-136 be adopted.

ROLL CALL	Yes:	J. Berns, A. Isaacson, M.M. Jacobs, B.B. Janovitz, B. H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.

MOTION ADOPTED

11. Submitted to Council an Ordinance authorizing the Mayor to enter into a Contract with Beth Parnin d/b/a Fun with Fitness for the City of Beachwood Recreation Department.

Ms. Carmen explained that Beth Parnin is a vendor that has been with the City for a long time and operates a class for \$4 a session on Monday, Wednesday, and Friday for 9 to 10 o'clock.

ORDINANCE NO. 2016-137 – Introduced by Barbara Janovitz

Moved by, B. B. Janovitz seconded by M.M. Jacobs, that Ordinance No. 2016-137 be placed on first reading.

ROLL CALL	Yes:	J. Berns, A. Isaacson, M.M. Jacobs, B.B. Janovitz, B. H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.

MOTION ADOPTED-RULES SUSPENDED

Moved by B. Linick, seconded by J. Pasch, that Ordinance No. 2016-137 be adopted.

ROLL CALL	Yes:	J. Berns, A. Isaacson, M.M. Jacobs, B.B. Janovitz, B. H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.
		MOTION ADOPTED

1. Submitted to Council an Ordinance authorizing the Mayor to enter into a Contract with Lemay, Erickson, Wilcox Architects for Design Services to prepare Construction Documents and Construction Administration for a New Dispatch Center within proposed Fire Station #2.

Mr. Isaacson asked to compare and contrast the size of the proposed dispatch center in City Hall versus the one that is proposed for the new Fire Station in order to make sure we are sizing it adequately.

Chief Winebrenner explained that the space proposed for the Fire Station holds up to 8 dispatch consoles while the space in City Halls potentially holds up to 12 consoles.

Ms. Janovitz asked if the proposed dispatch stations are sufficient for regional dispatch services.

Chief Winebrenner stated that 8 dispatch consoles were sufficient to support a regional dispatch center.

Mayor Gorden explained that the intent of the dispatch center today is to make improvements and changes to old equipment and build a center that will accommodate our needs immediately and have expansion potential in order to bring other communities in at a later date to further defer our costs. However the City does not know who those communities are going to be or if the county will name the City a regional dispatch center.

ORDINANCE NO. 2016-138 – Introduced by Justin Berns

Moved by J. Berns, seconded by M.M. Jacobs, that Ordinance No. 2016-138 be placed on first reading.

ROLL CALL	Yes:	J. Berns, A. Isaacson, M.M. Jacobs, B.B. Janovitz, B. H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.

MOTION ADOPTED-RULES SUSPENDED

Moved by J. Berns, seconded by M.M. Jacobs, that Ordinance No. 2016-138 be adopted.

ROLL CALL	Yes:	M.S. Horwitz, A. Isaacson, M.M. Jacobs, B.B. Janovitz, B.H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.

MOTION ADOPTED

ADJOURNMENT

November 7, 2016

Moved by A. Isaacson, seconded by J. Berns, to adjourn the Regular Council Meeting at 8:10 P.M. to the next regularly scheduled Council Meeting.

ROLL CALL:	Yes:	J. Berns, A. Isaacson, M.M. Jacobs, B.B. Janovitz, B.H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.
		MOTION ADOPTED

Approved:

Whitney M. Cook
Clerk

Clerk

Merle S. Gaden

Mayor