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**CITY COUNCIL MEETING AGENDA
OCTOBER 9, 2018**

PLEDGE ALLEGIANCE TO THE FLAG

TIME: _____

ROLL CALL: ALEXANDER, HENRY, HURST, KUMIN, LENTINE, LEWIS, URSU

PRESENT: _____ **ABSENT:** _____

Motion was made by _____ seconded by _____ to excuse _____

ROLL CALL: ALEXANDER, HENRY, HURST, KUMIN LENTINE, LEWIS, URSU

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion, which motion suspends the Council's rules requiring three separate readings of legislation, and there will be no separate discussion of these items when so adopted. If any Councilperson desires discussion, the particular item will be removed from the Consent Agenda and will be considered separately by Council with full discussion and individual action therein.

- 1) Minutes of the City Council Meeting from September 25, 2018.

MOTION

Motion was made by _____ seconded by _____ to accept the Consent Agenda as submitted.

ROLL CALL: ALEXANDER, HENRY, HURST, KUMIN, LENTINE, LEWIS, URSU

REPORTS:

Mayor David H. Roche:

Fire Chief, Marc Neumann:

Police Chief, Gene Rowe:

Building Commissioner, Jim Urankar:

Finance Director, Jim Teknipp:

Recreation Director, Rick Dula:

Economic Development Director, Brian Gleisser:

City Engineer, Lee Courtney:

Service Director, Donald Kerniskey:

Audience:

OLD BUSINESS:

ORDINANCE NO.: 94-2018, INTRODUCED BY MAYOR & COUNCIL, THIRD READING
AN ORDINANCE ADOPTING THE 2018 CITY OF RICHMOND HEIGHTS MASTER PLAN.

PASSAGE: _____
KEPT ON: _____ READING IN _____ COMMITTEE

ORDINANCE NO.: 98-2018, INTRODUCED BY ALEXANDER, THIRD READING
AN ORDINANCE AMENDING SECTION 1325.02, "PERMIT FEES," AND SECTION 1325.06, "CONTRACTOR'S INSURANCE AND CASH BOND DEPOSIT," OF THE CODIFIED ORDINANCES OF THE CITY OF RICHMOND HEIGHTS REGARDING RE-INSPECTION FEES AND COSTS; AND DECLARING AN EMERGENCY.

PASSAGE: _____
KEPT ON: _____ READING IN _____ COMMITTEE

NEW BUSINESS:

ORDINANCE NO.: 107-2018, INTRODUCED BY MAYOR ROCHE, FIRST READING
AN ORDINANCE ADOPTING A JOB CREATION GRANT PROGRAM FOR THE CITY OF RICHMOND HEIGHTS; AND DECLARING AN EMERGENCY.

SUSPENSION: _____
PASSAGE: _____
KEPT ON: _____ READING IN _____ COMMITTEE

RESOLUTION NO.: 108-2018, INTRODUCED BY MAYOR ROCHE, FIRST READING
A RESOLUTION AMENDING RESOLUTION NO. 145-86 TO ALLOW FOR TAX EXEMPTIONS FOR IMPROVEMENTS TO COMMERCIAL AND INDUSTRIAL REAL PROPERTY LOCATED IN EXISTING COMMUNITY REINVESTMENT AREA #1 FOR UP TO FIFTEEN YEARS IN DURATION; AND DECLARING AN EMERGENCY.

SUSPENSION: _____
PASSAGE: _____
KEPT ON: _____ READING IN _____ COMMITTEE

RESOLUTION NO.: 109-2018, INTRODUCED BY ALEXANDER, FIRST READING
A RESOLUTION CONFIRMING THE ACTION OF THE PLANNING COMMISSION TO APPROVE A LOT SPLIT AND CONSOLIDATION PLAT SUBMITTED BY RICHMOND HEIGHTS TOWN SQUARE OWNER, LLC.

SUSPENSION: _____
PASSAGE: _____
KEPT ON: _____ READING IN _____ COMMITTEE

RESOLUTION NO.: 110-2018, INTRODUCED BY KUMIN, FIRST READING

A RESOLUTION ACCEPTING A CERTAIN BID FOR SOLID WASTE COLLECTION AND DISPOSAL AND AUTHORIZING A CONTRACT THEREFOR.

SUSPENSION: _____
PASSAGE: _____
KEPT ON: _____ READING IN _____ COMMITTEE

RESOLUTION NO.: 111-2018, INTRODUCED BY ALEXANDER, FIRST READING

A RESOLUTION CONFIRMING THE ACTION OF THE ZONING BOARD OF APPEALS REGARDING THE DENIAL OF A VARIANCE AT 160 RICHMOND ROAD FOR A GRAVEL DRIVEWAY.

SUSPENSION: _____
PASSAGE: _____
KEPT ON: _____ READING IN _____ COMMITTEE

RESOLUTION NO.: 112-2018, INTRODUCED BY MAYOR ROCHE, FIRST READING

A RESOLUTION AUTHORIZING THE DISPOSAL OF EQUIPMENT THAT IS UNNEEDED, OBSOLETE AND UNFIT FOR CITY PURPOSES.

SUSPENSION: _____
PASSAGE: _____
KEPT ON: _____ READING IN _____ COMMITTEE

RESOLUTION NO.: 113-2018, INTRODUCED BY LENTINE, FIRST READING

A RESOLUTION ACCEPTING AN OHIO BUREAU OF WORKERS COMPENSATION SAFETY INTERVENTION GRANT FOR FIREFIGHTERS' EXPOSURE TO ENVIRONMENTAL ELEMENTS AND AUTHORIZING MATCHING FUNDS FROM THE CITY.

SUSPENSION: _____
PASSAGE: _____
KEPT ON: _____ READING IN _____ COMMITTEE

ADDITIONS:

CORRESPONDENCE:

ADJOURNMENT:

MOTION WAS MADE BY _____ SECONDED BY _____ TO ADJOURN
THIS OCTOBER 9, 2018 CITY COUNCIL MEETING AT _____ P.M.

ORDINANCE NO: 94 -2018
INTRODUCED BY: Mayor and All of Council

AN ORDINANCE ADOPTING THE 2018 CITY OF RICHMOND HEIGHTS MASTER PLAN.

WHEREAS, the City's last Master Plan update occurred in 2007 and it is a best practice for communities to update a master plan every 10 years, more or less;

WHEREAS, in 2016, the City received a grant from the Cuyahoga County Department of Development to update its 2007 Master Plan;

WHEREAS, the County started work on the City's Master Plan in the summer of 2016, including gathering input from city officials, residents, business owners and other stakeholders; accumulating and analyzing data about current conditions; developing the City's vision for the future and goals and action steps to reach that vision; and preparing the final master plan document;

WHEREAS, a master plan is an important planning tool which, while not having the force of law, helps city officials, staff, boards, commission and Council make informed decisions about future land use, zoning and development in the City; and

WHEREAS, this Council desires to adopt the 2018 City of Richmond Heights Master Plan.

NOW, THEREFORE, Be it Ordained by the Council of the City of Richmond Heights, State of Ohio, that:

Section 1. This Council approves and adopts the 2018 City of Richmond Heights Master Plan, a copy of which is on file in the office of the Clerk of Council.

Section 2. The City's 2007 Master Plan is hereby replaced by the 2018 City of Richmond Heights Master Plan adopted in Section 1 of this Ordinance.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance shall be in full force and effect at the earliest time permitted by law.

PASSED: _____

David H. Roche, Mayor

APPROVED: _____

ATTEST: _____

Betsy Traben
Clerk of Council

Eloise Cotton-Henry
President of Council

DRAFT

ORDINANCE NO.: 98-2018
INTRODUCED BY: Alexander

AN ORDINANCE AMENDING SECTION 1325.02, “PERMIT FEES,” AND SECTION 1325.06, “CONTRACTOR’S INSURANCE AND CASH BOND DEPOSIT,” OF THE CODIFIED ORDINANCES OF THE CITY OF RICHMOND HEIGHTS REGARDING RE-INSPECTION FEES AND COSTS; AND DECLARING AN EMERGENCY.

WHEREAS, the Building Commissioner has recommended that the Codified Ordinances of the City of Richmond Heights be amended to establish a re-inspection fee for inspections of work performed to correct Code violations beyond the initial inspection conducted after the issuance of a violation notice and correction order;

WHEREAS, because work performed to correct Code violations may involve inspections and plan reviews by the City Engineer, the Building Commissioner has recommended that code violation inspections, plan reviews and re-inspection costs to the City of the City Engineer’s services be charged to the responsible party at the property which is the subject of the violation and correction order;

WHEREAS, Certain subsections of Section 1325.02, “Permit Fees,” and Section 1325.06, “Contractor’s Insurance and Cash Bond Deposit,” of the Codified Ordinances of the City of Richmond Heights should be amended to clarify language regarding re-inspection fees charged for follow-up inspections of new construction, additions, alterations and/or repairs

WHEREAS, Subsections (a)(6)(N), (b)(4)(R), and (c)(15)(D) of Section 1325.02, “Permit Fees,” of the Codified Ordinances of the City of Richmond Heights must be amended to specify that the additional fees imposed under these provisions apply to inspections of new construction, additions, alterations and/or repairs and include any costs for the City Engineer’s services; and

WHEREAS, this Council desires to amend Section 1325.02, “Permit Fees,” and Section 1325.06, “Contractor’s Insurance and Cash Bond Deposit,” of the Codified Ordinances of the City of Richmond Heights as set forth in this Ordinance finding the amendments to be in the best interest of the City and its inhabitants and in furtherance of the public health, safety and general welfare.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Richmond Heights, State of Ohio, that:

Section 1. Existing subsections (a)(6)(N), (b)(4)(R) and (c)(15)(D) of Section 1325.02, “Permits and Fees”, of the Codified Ordinances of the City of Richmond Heights are amended, subsection (c)(18) thereof is repealed, and new subsection (c)(28) of Section 1325.02, “Permits and Fees”, of the Codified Ordinances of the City of Richmond Heights is enacted to read as follows:

“1325.02 PERMITS AND FEES.

The following permits and fees shall be required:

- (a) Nonresidential and Residential (Multi-family) 4 Family and Larger (as defined by Ohio Building Code).
 - (1) New construction (includes permits for specialty trades for electrical, heating, ventilation and cooling and plumbing and fuel gas):
Base fee \$1,000.00 per structure plus \$20.00 per 100 square feet of gross floor area.
 - (2) Additions: Same as new construction.
 - (3) Major Alterations and Repairs(in excess of 2,000 square feet of gross floor area): Same as new construction.
 - (4) Minor Alterations and Repairs (more than 500 square feet up to 2,000 square feet of gross floor area) and areas of 500 square feet or less which exceed the limitations in items 5A and 5C:
Base fee \$200.00 plus \$10.00 per 100 square feet of affected floor area per specialty trade. The fees for alterations occurring on more than one floor are applicable to each floor separately.
 - (5) Minimal Alteration and Repairs (500 square feet or less of gross floor area) and subject to the following limitations: \$50.00 flat fee per specialty contractor.
 - A. The installation of new conductors, piping or equipment necessary to replace damaged, missing or vandalized electrical conductors; panels or breakers; electrical switches or outlets; water, sewer, vent, or gas piping, valves or fixtures (whether concealed or exposed); and concealed waste or soil traps; (see Section 102.10 of the Ohio Building Code for clarification).
 - B. The installation of 25 lineal feet or less of electrical conductor, and/or the installation of 5 or fewer new electrical devices (light switches, lights, and outlets).
 - C. The installation of 20 lineal feet of exposed or concealed water, sewer, vent or gas piping with up to two new valves;
 - (6) Additional Fees
 - A. Heating, ventilation and air conditioning units: \$100.00 per unit.
 - B. Security, Communication and Sound System wiring: \$100.00 per system.
 - C.
 - 1. New Fire alarm system: \$200.00 per system.
 - 2. Repairs, minor alterations, replacement of existing devices or panels: \$50.00 each.
 - D. Pre Occupancy Inspection: \$100.00 each.
 - E.
 - 1. New Automatic Sprinkler System: Base fee \$200.00 plus \$10.00 per 100 square feet of gross floor area.
 - 2. Minor additions or alterations to existing sprinkler systems: \$25.00 per device.

NOTE: At the discretion of the Building Commissioner, the fee for the relocation of automatic fire sprinkler or fire alarm piping, conductors or devices necessitated by minor remodeling may be charged at the flat rate of \$50 per specialty trade.

- F. Roof replacement and repairs: \$200.00 per structure.
- G. Parking lot resurfacing or replacement: \$200.00 each.
- H. Curb cut: \$100.00 each.
- I. Concrete flatwork: \$50.00 per area.
- J. Above and below ground storage tanks: \$1,000.00 each.
- K. Certificate of Occupancy: \$50.00 each.
- L. Special Inspection at rate of \$100.00 per hour.
- M. Cell Towers and Alterations to Cell Towers:
 - New Tower - \$1,500.00
 - Alterations to Existing Tower - \$500.00
 - Annual Inspection Fee - \$100.00
- N. Additional fees may be charged, as determined by Building Commissioner, for special costs incurred by the City in the plan review and inspection process **related to new construction, additions, alterations and/or repairs, and including the cost of services performed by the City Engineer at the rates set forth in the City Engineer's contract with the City or as may otherwise be adopted by ordinance.**

(b) Residential 1, 2 or 3-Family (as defined by Ohio Building Code).

- (1) New construction (includes permits for specialty trades for electrical, heating, ventilation and cooling and plumbing and fuel gas):
 - Base fee \$1,500.00 per structure plus \$20.00 per 100 square feet of gross floor area.
- (2) Additions: Base fee \$200.00 plus \$5.00 per 100 square feet of affected floor.
- (3) Alterations and repairs: Base fee \$150.00 plus \$5.00 per 100 square feet of affected floor.

The fees for alterations occurring on more than one floor are applicable to each floor separately.

- (4) Additional Fees
 - A. Central Air Conditioning Units: \$100.00 per unit (qualifies for senior citizen exemption).
 - B. Furnace replacement: \$50.00 per unit(qualifies for senior citizen exemption).
 - C. Hot Water Tank Replacement: \$50.00 per unit (qualifies for senior citizen exemption).
 - D. Security, Communication and Sound System wiring: \$50.00 per system.
 - E. Special Inspection at hourly rate of \$100.00.
 - F. Automatic Sprinkler System: Base fee \$50.00 plus \$10.00 per 100 square feet of gross floor area.

- G. Roof replacement and repairs: \$50.00 per structure (qualifies for senior citizen exemption).
- H. Drive and/or apron: \$50.00 per drive (qualifies for senior citizen exemption).
- I. Drive widening: \$25.00 per drive (qualifies for senior citizen exemption).
- J. Sidewalk replacement: \$20.00 per lot (qualifies for senior citizen exemption).
- K. Patio: \$25.00 each.
- L. Curb cut: \$50.00 each.
- M. Swimming pool (includes electrical and plumbing): \$100.00 each.
- N. Siding: \$50.00 each (qualifies for senior citizen exemption).
- O. Window replacement: \$50.00 per job (qualifies for senior citizen exemption).
- P. Gutters and downspouts: \$50.00 each (qualifies for senior citizen exemption).
- Q. Certificate of Occupancy: \$25.00 each.
- R. Additional fees may be charged, as determined by Building Commissioner, for special costs incurred by the City in the plan review and inspection process **related to new construction, additions, alterations and/or repairs, and including the cost of services performed by the City Engineer at the rates set forth in the City Engineer's contract with the City or as may otherwise be adopted by ordinance.**

(c) Miscellaneous Fees

- (1) Garages (detached): \$100.00 each.
- (2) Storage sheds: \$40.00 each.
- (3) Satellite dish antenna (includes electrical): \$70.00 each.
- (4) Deck, gazebo, open porch: \$50.00 each.
- (5) Foundation waterproofing. Exterior and or interior types(includes electrical): \$100.00 each.
- (6) Driveway culvert(includes engineer's plan review): \$50.00 each.
- (7) Lawn sprinkler system: \$50.00 each.
- (8) Fireplace or chimney:
 - A. Masonry type (replacement or new): \$50.00 each.
 - B. Manufactured (replacement or new): \$50.00 each.
- (9) Fence: \$25.00 each.
- (10) Retaining wall: \$100.00 each.
- (11) Signs: Base fee \$50.00 plus \$2.00 per square feet of sign area (excludes electric).
- (12) Tree removal
(When in excess of that permitted by Section 1177.07(b)): \$25.00 per tree.
- (13) Contractor registration: \$100.00 per contractor.
- (14) Committees and Boards:
 - A. Architectural Review Board.

1. Residential
 - a. New construction: \$100.00.
 - b. Additions: \$30.00.
2. Nonresidential and Signs: \$100.00.
- B. Zoning Board of Appeals
 1. Residential (R-1, R-2 and R-3 districts): \$100.00.
 2. Other: \$200.00.
- C. Planning Commission.
 1. Site Plan Application with new infrastructure: \$2,000.00.
 2. Site Plan Application without new infrastructure: \$500.00.
 3. Zoning Amendment: \$1,000.00.
 4. Lot Split/Consolidation: \$500.00.
 5. Conditional Zoning Application: \$500.00.
 6. Residential Subdivision Application: \$2,000.00.
- (15) Plan Review
 - A. Ohio Building Code plans examination: \$100.00 per hour.
 - B. Landscape Architect: \$100.00 per hour.
 - C. House Grade: \$1,000.00 per lot.
 - D. Residential Code plans examination **(new construction, alterations and repairs not subject to a violation notice and correction order):**
 1. **New** one-, two- and three-family homes: \$100.00 each.
 2. Additions/alterations: \$25.00 each.
- (16) Demolition
 - A. Principal structure: \$200.00 each.
 - B. Accessory buildings and structures, including the removal of swimming pools: \$50.00 each.
(Plus a cash deposit [for principal structures only] in the amounts of \$2,000 to be used to pay the cost of damage to public/private property by reason of the demolition or the cost of topsoil, seed and straw if not installed by the demolition contractor).
- (17) House or accessory structure moving fee: Base fee: \$1,000.00 plus a cash deposit of \$5,000.00 to be used to pay the cost of any damage to public/private property by reason of moving.
- ~~(18) Reinspection fee: \$30.00 each.~~
- ~~(19) Temporary event: \$100.00 each.~~
- ~~(20) Street opening permit: \$200.00 each.~~
- ~~(21) Street opening bond: \$1,000.00 (refundable)(other than new construction).~~
- ~~(22) Septic Conversion: \$100.00 each.~~
- ~~(23) Electrical Service:

 1. Residential (including multi-family) - New, permanent, temporary, repairs to service equipment, re-energize existing - \$50.00/service.~~

2. Commercial (non-residential) - New, permanent, temporary, repairs to service equipment, re-energize existing - \$100.00/service.
- (~~24~~23) Exterior sanitary or storm sewer service repair and replacement:
 1. Storm/Sanitary Sewer Repairs involving 10-feet of pipe or less - \$50.00 per job.
 2. Storm/Sanitary Sewer lateral replacement or repairs involving more than 10-feet of pipe - \$126.25 (Project also requires County permit and Inspection).
- (~~25~~24) Right-of-Way Service Provider Construction Building Permit (see Section 901.08 Ordinances) (electrical service permit is separate) - \$200.00 per location.
- (~~26~~25) Attachment of wires, cables or equipment to City-owned utility poles - \$1,000 per pole plus a 1-time \$84 engineering review fee.
- (~~27~~26) Rain Garden Permit: \$25.00 per Garden (No permit fee for rain barrels) plus a 1-time \$45.00 engineering review fee.
- (27) **Re-inspection fee for Code violations:**
 - 1. \$100.00 for each inspection beyond the initial inspection conducted after issuance of a violation notice and correction order (hereinafter the “re-inspection fee”); and**
 - 2. The cost of plan review(s) and inspection services rendered by the City Engineer based on rates set forth in City Engineer’s contract with the City or as otherwise may be adopted by ordinance.**
 - 3. The owner or other person responsible for the violation shall be invoiced for the re-inspection fee by mailing such bill to the owner, by United States certified mail with return receipt requested; by commercial carrier service with signed receipt confirmation; by personally serving the owner or other responsible person with a copy of such bill; or by leaving a copy of such invoice at the usual place of residence or business of the owner or other responsible person.**
 - 5. If the owner or other person responsible for the violation fails to pay the invoice within sixty (60) days after receipt of the invoice, the City shall cause the amount of the re-inspection fee to be levied as an assessment against the property and collected thereby.”**

Section 2. Existing subsections (a)(6)(N), (b)(4)(R), and (c)(15)(D) and (18) only of Section 1325.02, “Permits and Fees”, of the Codified Ordinances of the City of Richmond Heights are hereby repealed.

Section 3. Existing subsection (d) of Section 1325.06, “Contractor’s Insurance and Cash Bond Deposit”, of the Codified Ordinances of the City of Richmond Heights is amended to read as follows:

“1325.06 CONTRACTOR’S INSURANCE AND CASH BOND DEPOSIT.

(d) Re-inspection Charge. When an inspection is requested and is made and the work is found to be incomplete, faulty or not in conformance with the building and/or zoning code, or at variance with the plans or specifications, a notification of rejection (red tag) shall be issued. On completion of work, a charge of ~~twenty-five~~ **fifty** dollars (~~\$25.00~~ **50.00**) shall be assessed against the contractor’s bond deposit for each notification or rejection (red tag) issued during construction when a re-inspection was found necessary.”

Section 4. Existing subsection (d) only of Section 1325.06, “Contractor’s Insurance and Cash Bond Deposit” is hereby repealed.

Section 5. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 6. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the general welfare of the City and for the further reason that it is immediately necessary for the City to perform follow-up inspections of Code violations for the health, safety and general welfare of occupants of properties and the public in general and for the City to recoup its costs when it is required to conduct multiple follow-up inspections or plan reviews for work required to correct Code violations; wherefore, this Ordinance shall be in effect immediately upon its passage and signature by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____

David H. Roche, *Mayor*

APPROVED: _____

ATTEST: _____
Betsy Traben, *Clerk of Council*

Eloise Cotton-Henry, *Council President*

ORDINANCE NO.: 107 - 2018
INTRODUCED BY: Mayor Roche

AN ORDINANCE ADOPTING A JOB CREATION GRANT PROGRAM FOR THE CITY OF RICHMOND HEIGHTS; AND DECLARING AN EMERGENCY

WHEREAS, the retention and creation of jobs and employment opportunities is integral to the continued economic health of the City of Richmond Heights and its citizens;

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 power under Article VIII, Section 13 of the Ohio Constitution;

WHEREAS, Article XVIII, Section 3 of the Ohio Constitution gives municipalities the authority to exercise all powers of local self-government;

WHEREAS, the State of Ohio, through various provisions of the Ohio Revised Code recognizes a municipality's ability to utilize governmental resources to create and retain jobs and to promote economic development in the community;

WHEREAS, the Mayor and Director of Economic Development have proposed a Job Creation Grant Program to incentivize job creation and encourage new business to move into Richmond Heights and to incentivize and encourage existing businesses in Richmond Heights to expand their operations in the City; and

WHEREAS, this Council wishes to adopt the Job Creation Grant Program to encourage economic expansion in the City to improve its real property and income tax base.

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

Section 1. The Job Creation Grant Program, as recommended by the Mayor and Director of Economic Development, and as further outlined in the Program Provisions attached hereto and incorporated herein as Exhibit "A," be adopted.

Section 2. It is found and determined that all formal actions of this Council concerning and related to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees or subcommittees that resulted in such formal action, were in meetings open to the public, in accordance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and for the further reason that it is immediately necessary in order to further job creation and economic development within the City and to incentivize a current business seeking to re-locate its corporate offices into the City and to expand its offices and workforce at the earliest possible time; wherefore, this Ordinance shall be in effect immediately upon its passage and its signature by the Mayor, provided it

receives the affirmative vote of five members of Council; otherwise, it shall be in full force and effect from and after the earliest period allowed by law.

PASSED: _____

David H. Roche, Mayor

APPROVED: _____

ATTEST: _____

Betsy Traben
Clerk of Council

Eloise Cotton-Henry
President of Council

DRAFT

EXHIBIT A

Job Creation Grant Program Provisions

City of Richmond Heights

Program Description

The City of Richmond Heights establishes its Job Creation Grant Program to offer incentives to eligible businesses to establish and/or expand operations in the City of Richmond Heights and to create and retain jobs in the City of Richmond Heights. The City may offer an eligible business an annual grant payment based on a percentage of annual new employee payroll taxes collected by the City of Richmond Heights.

All job creation grant agreements with a recipient must be completed prior to a company's re-location to the City and/or undertaking of a project that will generate new employment opportunities and new payroll taxes in the City. A company will lose its eligibility for the grant program if agreements for land acquisition, construction, leasing or installation of machinery/equipment are finalized prior to completion of a Job Creation Grant Agreement with the City of Richmond Heights. Letters of intent must specify that agreements for land acquisition, construction, leasing, or installation of machinery/equipment are contingent upon execution of a Job Creation Grant Agreement. Re-location of the jobs to the City and/or commencement of a project prior to approval by the City Council is done at the company's risk, unless specifically waived by City Council.

Eligibility

- The program is available to businesses considering a re-location or expansion in any business district in the City of Richmond Heights.
- Retail and restaurant businesses are not eligible.
- A company not already located in Richmond Heights must create within a three (3)-year period a minimum of twenty (20) new jobs to the City of Richmond Heights or a minimum annual payroll of \$250,000.00 new to the City of Richmond Heights.
- A company already located in Richmond Heights and expanding at its current facility or expanding at a new facility in Richmond Heights must create within a three-year period an additional twenty (20) jobs or \$250,000.00 in new annual payroll while maintaining its current employment workforce and payroll. New annual payroll shall not include increased payroll due to annual salary increases, cost of living adjustments, salary schedule adjustments, stock options, etc.

Application Procedure

Application forms are available from the Director of Economic Development. Each grant application shall be reviewed to determine a project's economic impact and specific merits.

Upon submittal of a completed application, the applicant will be contacted to meet with the Director of Economic Development, the Mayor, a representative from City Council, and the

Director of Finance. Meetings shall occur within one month of receipt of a completed application. After meeting with the applicant, the Director of Economic Development or the Mayor may wish to discuss the application for a Job Development Grant with City Council.

After City officials and employees have reviewed the application and considered its merits, a written offer of a Job Creation Grant may be made to the applicant. If, for any reason, City officials or employees determine that the application does not demonstrate that the applicant is entitled to a Job Creation Grant, the City will notify the applicant in writing that its application has been denied.

An applicant must send written correspondence accepting the City's offer to the Mayor. Upon receipt of a letter of acceptance, a draft Job Creation Grant Agreement and legislation authorizing the Mayor to enter into such an Agreement will be prepared for City Council's consideration and potential approval. The job creation and payroll tax projections made by the applicant on the application form will serve as the basis of the company's commitments in the agreement. **Upon placement of an agreement on Council's agenda, information contained in the agreement and the company's application is a public record.**

A non-refundable application fee of \$500.00 in the form of a check, payable to the City of Richmond Heights, is required prior to City Council approval of the agreement. The applicant may begin the project following City Council approval and execution of the agreement.

Guidelines for Grant Offers

The length of the Job Creation Grant and the annual percentage of the grant will be determined on a case-by-case basis by the City based upon the merits of the project. The maximum grant term shall not exceed fifteen (15) years for any project.

- If the company is leasing space, the number of years of the grant may be limited so as not to exceed the lease term.
- The grant agreement will be for a specific facility or project site. However, if a company has multiple locations in the City of Richmond Heights and business considerations require that new employees hired for the Grant project be transferred to other facilities in the City of Richmond Heights, those relocated positions may be included in meeting employment and payroll commitments, as long as the new net payroll increase requirement is met.
- The Job Creation Grant may serve as a local match for a State Job Creation Tax Credit, or other similar incentive offered by the State of Ohio.
- If the Job Creation Grant is to serve as the required local match for any State Tax Credit, the term of the Grant will equal the term of the State Tax Credit, and the amount of the Grant shall be consistent with the amount of the required local match which may be dictated by the guidelines for the State Tax Credit program.

Grant Payments

In order to receive a Job Creation Grant, the company must file a Form 17 Reconciliation of Return of Income Tax Withheld and Transmittal of W-2 Forms (“Form 17”), due each year by February 28 and an annual Job Creation Grant report.

Grant payments will be made by April 15th of each year, based on the previous year’s performance, provided that the company timely files its Form 17 and timely submits its annual Job Creation Grant report. If the company requests an extension to file the Form 17, the City will make payment within three (3) months after the extended filing date. It is the responsibility of the company to inform the Director of Economic Development of an extended filing date.

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 will be considered the first full year of occupancy, and the first grant payment will occur in the year following the first full year of the project.

The amount of the grant will be calculated annually based on the company’s performance in meeting its payroll and employment projections for the previous year.

The company must achieve at least 75% of the job creation and payroll projections for the previous year. If the company fails to achieve at least 75% of its job creation and payroll projections, no grant will be awarded for that year.

If the company exceeds its payroll projections, the new payroll that will be used to determine the annual grant payment in any given year will not exceed 50% above the maximum projection for the term of the grant.

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

Termination of Agreement

The date by which Year 1 projections must be met will be specified in the agreement. If a project start, completion, or occupancy is delayed, the company may send a written request to the City asking for a one-year extension. The extension may be granted by the Mayor. If the project does not proceed as specified in the agreement or within the approved one-year extension period, Council may rescind the agreement. If the project will proceed in the future and a Job Creation Grant is desired, the company must reapply for the Grant.

If a company fails to meet its 75% of its payroll or employment projections in three (3) consecutive years at any time during the term of the agreement, or if the company vacates the facility or project site, terminates its operations at the facility or project site, or moves the new jobs from the facility or project site at any time during the period of the Job Creation Grant Agreement Period or at any time in the next full calendar year following the final year or part year of a job creation period in a Job Creation Grant Agreement, City Council may rescind the agreement; and if the agreement is rescinded, any amounts paid by the City to the grant recipient must be repaid.

Payback Provisions

Pursuant to the foregoing provisions, each agreement shall include a payback provision requiring the company to reimburse the City of Richmond Heights from payments made pursuant to the Job Creation Grant Agreement.

Annual Reporting

Upon the City’s request and on forms provided by the City, grant recipients must submit an annual Job Creation Grant report documenting employment, payroll, and investment performance. This report will be requested annually following the February 28th deadline for submittal of a Form 17.

A Job Creation Grant report will be reviewed by the Director of Economic Development and the Director of Finance to ensure compliance with the terms of the agreement. The Director of Economic Development and Director of Finance will share their findings with City Council.

DRAFT

RESOLUTION NO.: 108 - 2018
INTRODUCED BY: Mayor Roche

A RESOLUTION AMENDING RESOLUTION NO. 145-86 TO ALLOW FOR TAX EXEMPTIONS FOR IMPROVEMENTS TO COMMERCIAL AND INDUSTRIAL REAL PROPERTY LOCATED IN EXISTING COMMUNITY REINVESTMENT AREA #1 FOR UP TO FIFTEEN YEARS IN DURATION; AND DECLARING AN EMERGENCY.

WHEREAS, This Council's Resolution No. 145-86, adopted November 11, 1986, established the criteria and boundaries for Community Reinvestment Area #1 and designated a Housing Officer and Housing Board to administer the program;

WHEREAS, Community Reinvestment Area #1 operates under the legislative authority of Ohio Revised Code Sections 3735.65 to 3735.70 as established prior to the amendments to Ohio Revised Code Sections 3735.65 to 3735.70 enacted in 1994 ("Pre-1994 Community Reinvestment Area legislation");

WHEREAS, Resolution No. 145-86 can only be amended twice after July 1994 and still retain its operation under the Pre-1994 Community Reinvestment Area legislation;

WHEREAS, Resolution No. 145-86 has never previously been amended;

WHEREAS, Resolution No. 145-86 provides that, within Community Reinvestment Area #1, tax exemptions for a period of five (5) years may be granted for certain improvements to real property; and

WHEREAS, Council desires to amend Resolution No. 145-86 to provide that, within Community Reinvestment Area #1, tax exemptions for a period of up to fifteen (15) years may be granted for certain improvements to commercial and industrial real property and the Ohio Revised Code provides for a 100% abatement of real estate taxes based on the value of the eligible improvements only.

NOW, THEREFORE, Be It Resolved by the Council of the City of Richmond Heights, State of Ohio, that:

Section 1: Section 3 of Resolution No. 145-86 is amended to read as follows:

"Within "Community Reinvestment Area #1" tax exemptions for improvements to real property as described in Section 3735.67 of the Ohio Revised Code will be granted for the following periods:

(a) Five (5) years for the remodeling of every dwelling containing not more than two family units upon which the cost of remodeling is at least five thousand dollars in Section 3735.67.

(b) ~~Five (5)~~ Up to fifteen (15) years for the remodeling of every commercial or industrial ~~properties~~property, upon which the cost of remodeling is at least ten thousand dollars as described in division B of Section 3735.67.

(c) ~~Five (5)~~ Up to fifteen (15) years for the construction of every commercial or industrial structure as described in division C of Section 3735.67.

Provided that multi-family housing shall not be considered “commercial” for the purposes of qualifying for abatement authorized by this resolution.”

Section 2: A copy of this Resolution shall be forwarded to the Cuyahoga County Auditor by the Council Clerk for information and reference.

Section 3: This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and for the further reason that it is immediately necessary in order to further job creation and economic development within the City based on a current commercial office user desiring to locate to and expand a building(s) in Community Reinvestment Area #1; wherefore, this Resolution shall be in effect immediately upon its passage and signature by the Mayor, provided it receives the affirmative vote of five members of Council; otherwise, it shall be in full force and effect from and after the earliest period allowed by law.

PASSED: _____
David H. Roche, Mayor

APPROVED: _____

ATTEST: _____
Betsy Traben
Clerk of Council
Eloise Cotton-Henry
President of Council

RESOLUTION NO.: 109 -2018
INTRODUCED BY: Alexander

A RESOLUTION CONFIRMING THE ACTION OF THE PLANNING COMMISSION TO APPROVE A LOT SPLIT AND CONSOLIDATION PLAT SUBMITTED BY RICHMOND HEIGHTS TOWN SQUARE OWNER, LLC.

WHEREAS, at its September 19, 2018 meeting, the Planning Commission has recommended the approval of the application of Richmond Heights Town Square Owner, LLC for a proposed lot split and consolidation plat to consolidate Permanent Parcel Number 662-30-118 with existing Cuyahoga County Permanent Parcel Number 662-27-006 and to split a 3.526 acre portion of Permanent Parcel Number 662-27-008 and consolidate it with Permanent Parcel Number 662-27-006; and

WHEREAS, title to the 3.526 acre portion of Permanent Parcel Number 662-27-008, currently owned by Richmond Town Square Realty Holdings, LLC, shall transfer to Richmond Heights Town Square Owner LLC contemporaneously with the recording of the lot split and consolidation plat; and

WHEREAS, at its October 2, 2018 meeting, Council's Planning and Zoning Committee has recommended that Council confirm the recommendation of the Planning Commission to approve the lot split and consolidation plat.

NOW, THEREFORE, Be It Resolved by the Council of the City of Richmond Heights, State of Ohio, that:

Section 1: This Council confirms the action of the Planning Commission at its meeting held on September 19, 2018, that recommended the approval of the lot split and consolidation plat submitted by Richmond Heights Town Square Owner LLC to consolidate Permanent Parcel Number 662-30-118 with existing Cuyahoga County Permanent Parcel Number 662-27-006 and to split a 3.526 acre portion of Permanent Parcel Number 662-27-008 and consolidate it with Permanent Parcel Number 662-27-006, as set forth in the minutes of the Commission's September 19, 2018 meeting, conditioned upon title to the 3.526 acre portion of Permanent Parcel Number 662-27-008 being transferred to Richmond Heights Town Square Owner LLC contemporaneously with the recording of the lot split and consolidation plat.

Section 2: The Clerk is hereby instructed to mail a copy of this Resolution to the applicant.

Section 3: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____

David H. Roche, Mayor

APPROVED: _____

ATTEST: _____

Betsy Traben
Clerk of Council

Eloise Cotton-Henry
President of Council

RESOLUTION NO.: 110-2018
INTRODUCED BY: Kumin

A RESOLUTION ACCEPTING A CERTAIN BID FOR SOLID WASTE COLLECTION AND DISPOSAL AND AUTHORIZING A CONTRACT THEREFOR.

WHEREAS, pursuant to a legal notice, duly published pursuant to law, sealed bids were received by the City of Richmond Heights for the provision to the City of services for the collection and disposal of solid waste and recyclables in accordance with specifications on file in the office of the Mayor;

WHEREAS, the lowest and best bid received for said services was submitted by Waste Management of Ohio, Inc. on Bid Forms 3 and 4 attached hereto as Exhibit A; and

WHEREAS, Council's Service and Recreation Committee has recommended that Council accept the bid of Waste Management of Ohio, Inc. with the exception of the bid for recycling services which this Council has determined not to be provided by the bidder.

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

Section 1: The bid of Waste Management of Ohio, Inc. in the amounts set forth on Bid Forms 3 and 4 attached hereto and incorporated herein as Exhibit A, being the lowest and best bid received for said services, is accepted and approved, but not including the amounts for recycling services, and the Mayor and Director of Finance of the City are authorized and directed to execute and enter into on behalf of the City a proper contract for said services for a three-year period from January 1, 2019 and through December 31, 2021, with two options for one year each, in accordance with the bid specifications.

Section 2: This Council hereby waives any irregularities and/or formalities, if any, in the bid proposal of Waste Management of Ohio, Inc.

Section 3: The Mayor is authorized and directed to return the checks or bid bonds of unsuccessful bidders.

Section 4: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 5: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____

David H. Roche, Mayor

APPROVED: _____

ATTEST: _____

Betsy Traben
Clerk of Council

Eloise Cotton-Henry
President of Council

EXHIBIT A
BID FORM

2018 City of Richmond Heights - Residential Solid Waste Collection, Disposal and Recycling Services

BID FORM 3
Pricing for Collection, Disposal and Recycling

Indicate prices in dollars and cents for each of the services below.

	Automated Collection Residential Solid Waste and Recyclables (Approx. 3,360 Residential Units)	Automated Collection Residential Solid Waste (Approx. 3,360 Residential Units)	Solid Waste Disposal (Approx. 4,039 tons per year)	Recyclables Collection and Recycling Services Only *(see instructions below) (Approx. minimum of 189 tons per year)
Contract Year	Price per Residential Unit per month to collect Solid Waste and Recyclable Materials (including the costs of providing Wheeled Carts for Solid Waste and Recycling).	Price per Residential Unit per month to collect Solid Waste only (including the cost of providing Wheeled Carts).	Price per ton to dispose of solid waste, including but not limited to all local, county and state fees, and environment fees.	Price per ton to process recyclables (Year 1 only.)
Year 1: 1/1/19 - 12/31/19	\$ 10.89	\$ 8.45	\$ 45.00	\$ 63.00
Year 2: 1/1/20 - 12/31/20	\$ 11.24	\$ 8.72	\$ 46.46	XXX
Year 3: 1/1/21 - 12/31/21	\$ 11.61	\$ 9.01	\$ 47.97	XXX
Option Year 1: 1/1/22 - 12/31/22	\$ 11.99	\$ 9.30	\$ 49.53	XXX
Option Year 2: 1/1/23 - 12/31/23	\$ 12.38	\$ 9.60	\$ 51.14	XXX

*** Recycling Pricing Instructions**

The City recognizes that recycling market conditions are unstable at this time and future market conditions are difficult to predict. Therefore, the City is including a pricing option for recyclables collection and recycling services only. For Year 1 of the contract, bidders are instructed to include a fixed price per ton to be charged the City and must explain how this charge was calculated.

Bidders must attach a sheet to this Bid Form that contains the explanation of this calculation. This calculation will be used to establish the recyclables collection and recycling services price for subsequent contract years and renewal years.

*XXX WASTE MANAGEMENT EXCEPTION XXX
EXTENSION YEARS ARE UPON MUTUAL
CONSENT OF BOTH PARTIES*

BID FORM 4
Price for Additional Cart(s)

Price for Additional Cart Indicate the price to be charged if a resident requests an additional cart per Section II.A of this ITB.	
Recycle Cart	Solid Waste Cart
\$ 3.00 / MONTH	\$ 3.00 MONTH

DRAFT

RESOLUTION NO.: 111 -2018
INTRODUCED BY: Alexander

A RESOLUTION CONFIRMING THE ACTION OF THE ZONING BOARD OF APPEALS REGARDING THE DENIAL OF A VARIANCE AT 160 RICHMOND ROAD FOR A GRAVEL DRIVEWAY.

WHEREAS, Myrle Weems, for property located at 160 Richmond Road in the City of Richmond Heights, filed an application with the Zoning Board of Appeals (Case No. 828) requesting a variance from Zoning Code Section 1175.13 which requires driveways to be constructed of concrete or a similar hard surface, to permit the construction of a gravel driveway;

WHEREAS, the Zoning Board of Appeals recommended at its August 15, 2018 regular meeting that the variance be denied for the reasons set forth in the minutes of the Board's public hearing for Case No. 828; and

WHEREAS, after a thorough review of the facts in Case No. 828, the Planning and Zoning Committee of this Council recommended at its meeting on October 2, 2018 that the variance be denied.

NOW, THEREFORE, Be It Resolved by the Council of the City of Richmond Heights, State of Ohio, that:

Section 1: The actions of the Zoning Board of Appeals of the City in recommending the denial of the variance requested by the applicant, Myrle Weems, at 160 Richmond Road, to Codified Ordinance Section 1175.13 to permit a gravel driveway, based upon the reasons set forth in the August 15, 2018 minutes of said Board is confirmed. Council finds there does not exist a practical difficulty which outweighs the limitations set forth in the Zoning Code and the granting of the variance would be contrary to the public purpose and intent of the Zoning Code due to the large scale of the driveway, its location, the fact that even if properly paved it would not meet Zoning Code requirements, and due to its negative impact on adjacent properties.

Section 2: The Clerk is instructed to cause a copy of this Resolution to be delivered to the applicant and a record kept of its receipt by the applicant.

Section 3: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4: This Resolution shall be in effect and be in force from and after the earliest period allowed by law.

PASSED: _____

David H. Roche, Mayor

APPROVED: _____

ATTEST: _____

Betsy Traben
Clerk of Council

Eloise Cotton-Henry
President of Council

RESOLUTION NO.: 112 -2018
INTRODUCED BY: Mayor Roche

**A RESOLUTION AUTHORIZING THE DISPOSAL OF EQUIPMENT
THAT IS UNNEEDED, OBSOLETE AND UNFIT FOR CITY PURPOSES.**

WHEREAS, the Chief of Fire and the Mayor/Director of Public Safety have recommended the disposal and discarding of City Equipment once used by the Division of Fire as listed in Exhibit A, which is attached hereto and incorporated by reference herein, all of which is unneeded, obsolete and unfit for municipal purposes; and

WHEREAS, Section 721.15 of the Ohio Revised Code provides for the discarding of such equipment by authorization of this City Council;

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

Section 1: The Chief of Fire is authorized to dispose and discard of the equipment set forth in Exhibit A to this Resolution as being unneeded, obsolete and unfit for City purposes.

Section 2: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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

PASSED: _____

David H. Roche, Mayor

APPROVED: _____

ATTEST: _____

Betsy Traben
Clerk of Council

Eloise Cotton-Henry
President of Council

EXHIBIT A

City of Richmond Heights									
Property Accounting									
Tangible Equipment Inventory									
Property for Disposal									
October 6, 2018									
			<u>EXHIBIT A TO RESOLUTION</u>				A C Q		
INVENTOR Y NUMBER	SERI AL	LOC ATIO N	DESCRIPTION	MAKE	MOD EL	D A T E	PO #		
52100	1396 0059	Div. of Fire	Automatic External Defibrillator (AED)	PhysioC ontrol	LifePa k 500	20 01	Un kno wn		
52101	1396 0060	Div. of Fire	Automatic External Defibrillator (AED)	PhysioC ontrol	LifePa k 500	20 01	Un kno wn		
52102	1396 0062	Div. of Fire	Automatic External Defibrillator (AED)	PhysioC ontrol	LifePa k 500	20 01	Un kno wn		
52103	1396 0063	Div. of Fire	Automatic External Defibrillator (AED)	PhysioC ontrol	LifePa k 500	20 01	Un kno wn		
52104	1396 0064	Div. of Fire	Automatic External Defibrillator (AED)	PhysioC ontrol	LifePa k 500	20 01	Un kno wn		
52105	1396 0057	Div. of Fire	Automatic External Defibrillator (AED)	PhysioC ontrol	LifePa k 500	20 01	Un kno wn		
None	1396 0061	Div. of Fire	Automatic External Defibrillator (AED)	PhysioC ontrol	LifePa k 500	20 01	Un kno wn		
None	1396 0058	Div. of Fire	Automatic External Defibrillator (AED)	PhysioC ontrol	LifePa k 500	20 01	Un kno wn		

RESOLUTION NO.: 113 -2018
INTRODUCED BY: Lentine

A RESOLUTION ACCEPTING AN OHIO BUREAU OF WORKERS COMPENSATION SAFETY INTERVENTION GRANT FOR FIREFIGHTERS' EXPOSURE TO ENVIRONMENTAL ELEMENTS AND AUTHORIZING MATCHING FUNDS FROM THE CITY.

WHEREAS, through the efforts of the Division of Fire, the City has been awarded an Ohio Bureau of Workers Compensation Safety Intervention Grant for "Firefighters' Exposure to Environmental Elements" in the amount of \$6,900.00 for the purpose of purchasing 46 FireDex Stadair barrier hoods and 46 pairs of Veridian Armor firefighter gloves for the Division of Fire;

WHEREAS, the Grant requires a match by the City of \$1,380.00 for a total program amount for the specified purchases of \$8,280.00.

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

Section 1: The Mayor is authorized to accept the Grant set forth in the preamble to this Resolution on behalf of the City and is authorized to take all actions necessary to accept the Grant which includes the City's commitment to the required matching amount of \$1,380.00 for this Grant.

Section 3: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____

David H. Roche, Mayor

APPROVED: _____

ATTEST: _____

Betsy Traben
Clerk of Council

Eloise Cotton-Henry
President of Council