



May 15, 2023
Regular Meeting
7:30 PM

Cleveland Heights City Hall
Council Chambers
40 Severance Cir
Cleveland Heights, Ohio

AGENDA - CLEVELAND HEIGHTS CITY COUNCIL MEETING

- 1) Meeting called to order by Council President**
- 2) Roll Call of Council Members**
- 3) Excuse absent members**
- 4) Amendments to the Agenda (if necessary)**
- 5) Approval of minutes from previous meeting(s)**
 - a. April 17, 2023
 - b. April 24, 2023
- 6) Communications from the Mayor**
- 7) Report of the Clerk of Council**

Notify Council that a notice has been received from the Ohio Division of Liquor Control advising that an application has been made by the following:

 - a. Abundance Food & Beverage LLC, 1975 Lee Rd., Cleveland Heights, OH 44118 for a transfer of a D5 permit from RSC 670 LLC, 580-84 N High St & Patio, Columbus, OH 43215
- 8) Public Comment - Legislation on Agenda only**

(Note: Persons wishing to speak must register in advance. A 3-minute time limit applies. Council President reserves the right to reduce time limit based on the volume of business on the agenda. Comments unrelated to the agenda may be made after Committee Reports)
- 9) LEGISLATION**

Note: The title for each piece of legislation contains a parenthetical reference to the Council Committee within which the subject matter of the legislation falls. Council Committees are abbreviated as follows: (AS)-Administrative Services; (COTW)-Committee of the Whole; (CRR)-Community Relations and Recreation; (F)-Finance; (HB)-Housing and Building; (MSES)-Municipal Services and

Environmental Sustainability; (PD)-Planning and Development; (PSH)-Public Safety and Health. See Resolution 97-2022 for a list of Council Committee subject matter areas.

a. First Readings – Consideration of Adoption Requested

RESOLUTION NO. 071-2023(AS): First Reading. A Resolution confirming the Mayor's nomination and appointing Jon Benedict as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

Move for Adoption

RESOLUTION NO. 072-2023(AS): First Reading. A Resolution confirming the Mayor's nomination and appointing Stephanie Morris as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

Move for Adoption

RESOLUTION NO. 073-2023(AS): First Reading. A Resolution confirming the Mayor's nomination and appointing Drew Herzog as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

Move for Adoption

RESOLUTION NO. 066-2023(AS): First Reading. A Resolution appointing Harriet Applegate as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

Move for Adoption

RESOLUTION NO. 067-2023(AS): First Reading. A Resolution appointing Linda Striefsky as a member of the 2023 Charter Review Commission of the

City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

Move for Adoption

RESOLUTION NO. 068-2023(AS): *First Reading.* A Resolution appointing Marty Gelfand as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

Move for Adoption

RESOLUTION NO. 069-2023(AS): *First Reading.* Resolution appointing Guy Thellian as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

Move for Adoption

RESOLUTION NO. 070-2023(AS): *First Reading.* A Resolution appointing Roland Anglin as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

Move for Adoption

RESOLUTION NO. 088-2023(AS): *First Reading.* A Resolution appointing Graig Kluge as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

Move for Adoption

RESOLUTION NO. 089-2023(PSH): *First Reading.* A Resolution authorizing the Mayor to accept a grant from the Ohio Department of Public Safety, Office of Criminal Justice Services (“OCJS”), promulgated through the American Rescue Plan Act of 2021- Community Violence Intervention First Responder Program; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren
Move for Adoption

RESOLUTION NO. 090-2023(PSH): *First Reading*. A Resolution authorizing the Mayor to accept a grant from the Ohio Department of Public Safety's ("ODPS"), Ohio Traffic Safety Office ("OTSO"), *High Visibility Enforcement Grant Program (Summer Holiday Enforcement Program, "SHEP")* to support traffic enforcement efforts; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren
Move for Adoption

ORDINANCE NO. 091-2023(F): *First Reading*. An Ordinance to amend certain subparagraphs of Ordinance No. 168-2022, relating to appropriations and other expenditures of the City of Cleveland Heights, Ohio for the fiscal year ending December 31, 2023, and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren
Move for Adoption

RESOLUTION NO. 092-2023(PD): *First Reading*. A Resolution authorizing the Mayor to enter into an amendment to an agreement with the Home Repair Resource Center, a non-profit corporation, for the use of HOME Funds to administer the City's Down Payment Assistance loan program, to increase the amount of funding for said Program from the Forty-four Thousand Dollars (\$44,000.00) authorized by Resolution No. 2023 to Eighty-eight Thousand Dollars; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren
Move for Adoption

RESOLUTION NO. 093-2023(F): *First Reading*. A Resolution acknowledging receipt from the Cedar-Lee Special Improvement District of a Plan for public services and improvements, and returning said Plan to the Board of Directors without comments or recommendations for changes; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Move for Adoption

b. First Readings Only

RESOLUTION NO. 094-2023(AS): First Reading. A Resolution authorizing an agreement with Technology Install Partners for the update of the City's surveillance systems; authorizing an agreement with Cuyahoga County for the receipt of ARPA funds to contribute to the funding for the security update; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

ORDINANCE NO. 098-2023(PSH): First Reading. An Ordinance amending Chapter 522, "Lead Hazards," of Part Five, General Offenses Code, of the Codified Ordinances of the City of Cleveland Heights; amending Chapter 1347, "Certificate of Occupancy and Lead-Safe Certification" of the Codified Ordinances of the City of Cleveland Heights; and amending Section 1345.99, "Penalty," of Chapter 1345, "Enforcement and Penalty," of Part Thirteen, Building Code, of the Codified Ordinances of the City of Cleveland Heights.

Introduced by Mayor Seren

c. Second Readings

RESOLUTION NO. 077-2023(MSES): Second Reading. A Resolution authorizing the Mayor to enter into an agreement with Greenman-Pedersen, Inc., for professional construction inspection and administration services relating to the Lee Road Resurfacing Project; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Move for Adoption

RESOLUTION NO. 078-2023(CRR): Second Reading. A Resolution supporting a mayor's action call center with all actions necessary, including the expenditure of funds, hiring staff, and/or, if needed, purchasing implementing equipment, and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Councilmembers Russell, Larson, and Cuda

Move for Adoption

d. Consent Agenda

Note: Individual Consent Agenda items are not discussed separately during the Council meeting, unless removed from the Consent Agenda on the request of a member of Council. Once an item is removed from the Consent Agenda, it will be placed on the Regular Agenda. Action upon the Consent Agenda will require two motions: the first to suspend the rules under Chapter 11 of the Codified Ordinance of the City of Cleveland Heights, and a second for approval or adoption of the items within the Consent Agenda. A vote upon adoption of the Consent Agenda operates as to all items on the Consent Agenda at the time the motion to approve or adopt is made.

RESOLUTION 095-2023(CRR): First Reading. A Resolution declaring June 2023 to be LGBTQ+ Pride Month; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

RESOLUTION NO. 096-2023(CRR): First Reading. A Resolution proclaiming June 2, 2023 to be National Gun Violence Awareness Day in the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

RESOLUTION NO. 097-2023(CRR): First Reading. A Resolution recognizing May, 2023 to be Mental Health Awareness Month; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

**Motion to Suspend Rules by Council member/Second
Vote**

**Motion to Adopt by Council member/Second
Vote**

10) Committee Reports

11) Public Comment - General

(Note: Persons wishing to speak must register in advance. A 3-minute time limit applies. Council President reserves the right to reduce time limit based on the volume of business on the agenda.)

12) Old Business

13) New Business

14) Council Member Comments

(Note: Council comments should directly relate to the business of the City of Cleveland Heights, rather than personal reflection or commentary. A maximum 3-minute time limit applies, but the Council President may reduce time limit based on the volume of business on the agenda, the time of evening, or other similar factors.)

15) Council President's Report

16) Adjournment

NEXT MEETING OF COUNCIL: June 5, 2023



April 17, 2023
Regular Meeting
7:30 PM

Cleveland Heights City Hall
Council Chambers
40 Severance Cir
Cleveland Heights, Ohio

MEETING MINUTES

1) Meeting called to order by Council President

Start Time: 7:33pm

2) Roll Call of Council Members

Present: Boyd, Cobb, Cuda, Hart, Larson, Mattox

Excused: Russell

Absent: None

3) Excuse absent members

Councilwoman Russell is excused for tonight's meeting

4) Amendments to the Agenda (if necessary)

Motion to amend agenda to remove RES 065-073 from tonight's agenda:

Craig Cobb

Seconded: Anthony Mattox Jr.

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr.

No: None

Motion to amend the agenda to include RES 074-2023 to first readings

only: Craig Cobb

Seconded: Gail Larson

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr.

No: None

5) Poet Laureate

Siaara Freeman

Rachel Bernstein from Heights Arts spoke a little about Heights Arts' Poet Laureate program. Recognized previous Poet Laureate and introduced the new Poet Laureate.

Ray Bernstein read a poem and introduced the new Poet Laureate

Siaara Freeman read a poem as the new Cleveland Heights-University Heights Poet Laureate

6) Proclamations for the Lutheran East Basketball Team

Presented by Mayor Seren and County Council Vice-President Cheryl Stephens

Proclamations were presented to Lutheran East Basketball team from both Mayor Seren and County Council Vice President Cheryl Stephens

7) Communications from the Mayor

Request permission to bid project #23-06—SSO Control of CH-35, CH-45 and CH-49 (Fairmount and Coventry)

Motion to approve: Craig Cobb

Seconded: Anthony Mattox Jr.

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr.

No: None

8) Report of the Clerk of Council

Nothing to report

9) Public Comment - Agenda Items only

(Note: Persons wishing to speak must register in advance. A 3-minute time limit applies. Council President reserves the right to reduce time limit based on the volume of business on the agenda. Comments unrelated to the agenda may be made after Committee Reports)

No agenda item comments

10) LEGISLATION

Note: The title for each piece of legislation contains a parenthetical reference to the Council Committee within which the subject matter of the legislation falls. Council Committees are abbreviated as follows: (AS)-Administrative Services; (COTW)-Committee of the Whole; (CRR)-Community Relations and Recreation; (F)-Finance; (HB)-Housing and Building; (MSES)-Municipal Services and Environmental Sustainability; (PD)-Planning and Development; (PSH)-Public Safety and Health. See Resolution 97-2022 for a list of Council Committee subject matter areas.

a. First Readings – Consideration of Adoption Requested

ORDINANCE NO. 058-2023(F): *First Reading*. An Ordinance amending Section 177.02, “Current Funds”, of Chapter 177 – Accounting Funds - Part One, Administrative Code, of the Codified Ordinances of the City of Cleveland Heights to establish a “NOPEC Fund” within the Special Revenue Funds; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Melody Joy Hart

Seconded: Gail Larson

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr.

No: None

LEGISLATION PASSED

ORDINANCE NO. 059-2023(MSES): *First Reading*. An Ordinance authorizing all actions necessary to accept Northeast Ohio Public Energy Council (NOPEC) 2023 Energized Community Grant; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Janine Boyd

Seconded: Anthony Mattox Jr.

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr.

No: None

LEGISLATION PASSED

ORDINANCE NO. 060-2023(PD): *First Reading*. An Ordinance authorizing the Mayor to convey an easement to the City of Cleveland for the installation of a water line between Cedarbrook Road and Tullamore Road as part of the Cedar Lee Meadowbrook Development; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Anthony Mattox Jr.

Seconded: Janine Boyd

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr.

No: None

RESOLUTION NO. 061-2023(COTW): *First Reading.* A Resolution appointing Councilmember Janine Boyd to the Doan Brook Watershed Partnership Board of Trustees; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by President Hart

Motion to adopt: Melody Joy Hart

Seconded: Gail Larson

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr.

No: None

b. First Readings Only

RESOLUTION 062-2023(MSES): *First Reading.* A Resolution authorizing the Mayor to enter into an agreement with Wade Trim, Inc. of Ohio, for construction administration and resident observation services relating to control of sanitary sewer overflows CH-12, CH-17, CH-26 and CH-28; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

READ INTO THE RECORD

RESOLUTION NO. 063-2023(MSES): *First Reading.* A Resolution authorizing the Mayor to enter into an agreement with Wade Trim, Inc. of Ohio, for professional design engineering services relating to control of sanitary sewer overflows CH-27 and CH-51 along Quilliams Road and Atherstone Road; and declaring the necessity that this legislation become

immediately effective as an emergency measure.

Introduced by Mayor Seren

READ INTO THE RECORD

RESOLUTION NO. 064-2023(MSES): First Reading. A Resolution authorizing the Mayor to enter into an agreement with R₂O for professional design services relating to control of sanitary sewer overflows CH-36 and CH-37 along North Park Boulevard; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

READ INTO THE RECORD

ORDINANCE NO. 074-2023(COTW): First Reading. An Ordinance authorizing the Mayor to enter into an agreement with Tempest Inc. for the Recreation Center - North Ice Rink Reconstruction Project, and declaring the necessity that this Ordinance take effect immediately as an emergency measure.

Introduced by Mayor Seren

READ INTO THE RECORD
SENT TO COMMITTEE (COTW)

c. Second Readings

RESOLUTION NO. 049-2023(PD): Second Reading. A Resolution authorizing the Mayor to enter into an agreement with Cuyahoga County for funding through the HOME Program for the City's affordable housing programs through April 30, 2025; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to adopt: Anthony Mattox Jr.

Seconded: Gail Larson

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr.

No: None

LEGISLATION PASSED

RESOLUTION NO. 050-2023(PD): Second Reading. A Resolution authorizing the Mayor to submit the Community Development Block Grant entitlement application for the year beginning January 1, 2023; and

declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to adopt: Anthony Mattox Jr.

Seconded: Janine Boyd

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr.

No: None

LEGISLATION PASSED

ORDINANCE NO. 051-2023(F): Second Reading. An Ordinance amending Section 177.02, "Current Funds", of Chapter 177 – Accounting Funds - Part One, *Administrative Code*, of the Codified Ordinances of the City of Cleveland Heights to establish an "Indigent Drivers Interlock and Alcohol Monitoring Fund" within the Special Revenue Funds; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to adopt: Melody Joy Hart

Seconded: Gail Larson

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr.

No: None

LEGISLATION PASSED

RESOLUTION NO. 052-2023(MSES): Second Reading. A Resolution authorizing participation in the ODOT Cooperative Purchasing Program for road salt for the 2023-24 winter season; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to adopt: Janine Boyd

Seconded: Craig Cobb

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr.

No: None

LEGISLATION PASSED

RESOLUTION NO. 054-2023(HB): Second Reading. A Resolution expressing this Council's support of Ohio Senate Bill 36 which requires

that prospective owner-occupants and specified non-profit housing organizations be permitted to match winning bids at Sheriff's Sales for the purchase of one- to four-unit foreclosed residential properties; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Discussion: Brief explanation of SB 36 from Councilmember Cuda.

Motion to adopt: Tony Cuda

Seconded: Craig Cobb

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr.

No: None

LEGISLATION PASSED

11) Committee Reports

Public Safety and Health Committee: Update from meeting 4/17.

12) Public Comment - General

(Note: Persons wishing to speak must register in advance. A 3-minute time limit applies. Council President reserves the right to reduce time limit based on the volume of business on the agenda.)

Speakers

Paul Volpe	Citizen	SAG and Severance Center
Harriet Applegate	Citizen	Severance Center
Robert Brown	Citizen	Severance Center

13) Old Business

None

14) New Business

None

15) Council Member Comments

Note: Council comments should directly relate to the business of the City of Cleveland Heights, rather than personal reflection or commentary. A maximum 3-minute time limit applies, but the Council President may reduce time limit based on the volume of business on the agenda, the time of evening, or other similar factors.)

Gail Larson: Community events update; Earth week events update

16) Council President's Report

17) Adjournment

8:36pm

NEXT MEETING OF COUNCIL: MAY 1, 2023



April 24, 2023
Regular Meeting
5:30 PM

Cleveland Heights City Hall
Council Chambers
40 Severance Cir
Cleveland Heights, Ohio

Meeting Minutes

1) Meeting called to order by Council President

2) Roll Call of Council Members

3) Excuse absent members

Councilmember Russell excused

4) LEGISLATION

Note: The title for each piece of legislation contains a parenthetical reference to the Council Committee within which the subject matter of the legislation falls. Council Committees are abbreviated as follows: (AS)-Administrative Services; (COTW)-Committee of the Whole; (CRR)-Community Relations and Recreation; (F)-Finance; (HB)-Housing and Building; (MSES)-Municipal Services and Environmental Sustainability; (PD)-Planning and Development; (PSH)-Public Safety and Health. See Resolution 97-2022 for a list of Council Committee subject matter areas.

a. Second Readings

ORDINANCE NO. 074-2023(COTW): Second Reading. An Ordinance authorizing the Mayor to enter into an agreement with Tempest Inc. for the Recreation Center - North Ice Rink Reconstruction Project, and declaring the necessity that this Ordinance take effect immediately as an emergency measure.

Introduced by Mayor Seren

Discussion:

Larson said we have not had a discussion about the rationale of the \$1.8Million set aside previously on council approval. Has this project (renovation of the North Rink) been approved by Guidehouse as appropriate spending of ARPA funds? Mayor answered yes, it has.

Cuda would like the Mayor to advise Council of the status of the project as it goes along. The Mayor said it was always his plan, on a project of such importance, to give regular updates.

Cuda would like to know if there is a maintenance budget for the rink in 2023? Director Unetic said that there is money set aside for maintenance as a whole for all Parks and Rec facilities, not a specific line item for this.

Cuda asked if the Council has approved ARPA funds for this project? The Mayor responded that Council did give budgetary authority to the Mayor to set aside these ARPA dollars previously. This is the second step in order to grant contractual authority, using those previously authorized funds.

Cuda would like to know if specifying these funds come from ARPA monies within the legislation. Director Hanna says there is not a legal requirement for that.

Council Cuda would like to know why there isn't a stipulation within the contract of inspecting the work prior to making final payment, and furthermore, who from the administration will be monitoring the work. Director Ledbetter will be the point person for the project, and will be working with the contractor day to day.

Cuda would like to know if the City has authority to withhold payment if the city administration is not happy with the work? Director Hanna pointed out Section 12 and Section 14. All of these are well thought out in the contract.

Boyd recalls that this work is done by very specialized and qualified contractors, and wants to confirm this. The Mayor confirmed that this is very specified work, even sub-contractors are specialists.

Larson asks if the October 15 deadline is realistic? Michael Kaminski from Tempest says yes, that is why he wants to get started by May 1.

Cuda asked what sorts of unforeseen problems could potentially be brought up? Tempest says water saturation in the soil may be unanticipated, where drainage is not properly installed or has collapsed. Saturation of sand in

the sub-floor, which would mean removal of the old sand and new sand being brought in. They will be replacing all the piping and headers so there shouldn't be issues with that. Council member Cuda followed up and asked if those unexpected issues were factored into the cost. Mike from Tempest says no those are above and beyond the scope of the contract.

Council member Cuda asked about what they would be doing to the South Rink ? They will be replacing the dasher boards.

President Hart asked what the early maintenance costs may be moving forward? Tempest says most of the maintenance will be with the refrigeration system, which Tempest services already. The floor should last 20-30 years. President Hart followed up asking what was the difference between the old floor and the new floor? Tempest explains that the previous system was installed incorrectly and the mechanism used for tying the pipes wore a hole in the pipe. There will be a whole new sub-floor and rink floor system, and a whole new cement floor with new poly-tube piping, headers etc.

Motion to adopt: Melody Joy Hart

Seconded: None

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr.

No: None

Abstain: None

LEGISLATION PASSED

5) Adjournment

NEXT MEETING OF COUNCIL: MAY 1, 2023

Proposed: 5/15/2023

RESOLUTION NO. 071-2023(AS): *First Reading*

By Vice President Cobb

A Resolution confirming the Mayor's nomination and appointing Jon Benedict as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, Article XV of the Charter of the City of Cleveland Heights provides that at least once during each ten-year period, by ordinance or resolution, Council shall determine whether to appoint a Charter Review Commission; and

WHEREAS, Council last appointed a Charter Review Commission in 2017; and

WHEREAS, on December 16, 2022 City Council adopted Resolution No. 176-2022 establishing a Charter Review Commission and determining the number of members and method of appointment and charging said Commission; and

WHEREAS, pursuant to Resolution 176-2022 it is necessary for City Council to appoint six (6) electors of the City to the Charter Review Commission, and for the Mayor to nominate three (3) electors for Council's confirmation and appointment to the Charter Review Commission; and

WHEREAS, the Mayor has reviewed the applications submitted by electors interested in serving on the Charter Review Commission and has nominated Jon Benedict for Council's confirmation and appointment to the Charter Review Commission.

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

SECTION 1. That the Council of the City of Cleveland Heights, Ohio confirms the Mayor's nomination of Jon Benedict to the Charter Review Commission and hereby appoints Mr. Benedict to serve as a member of the Charter Review Commission being convened in 2023.

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken 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.

RESOLUTION NO. 071-2023(AS)

SECTION 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights

SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to appoint members to the Charter Review Commission in order that it can begin its work at the earliest possible time. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor

Proposed: 5/15/2023

RESOLUTION NO. 072-2023(AS): *First Reading*

By Vice President Cobb

A Resolution confirming the Mayor's nomination and appointing Stephanie Morris as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, Article XV of the Charter of the City of Cleveland Heights provides that at least once during each ten-year period, by ordinance or resolution, Council shall determine whether to appoint a Charter Review Commission; and

WHEREAS, Council last appointed a Charter Review Commission in 2017; and

WHEREAS, on December 16, 2022 City Council adopted Resolution No. 176-2022 establishing a Charter Review Commission and determining the number of members and method of appointment and charging said Commission; and

WHEREAS, pursuant to Resolution 176-2022 it is necessary for City Council to appoint six (6) electors of the City to the Charter Review Commission, and for the Mayor to nominate three (3) electors for Council's confirmation and appointment to the Charter Review Commission; and

WHEREAS, the Mayor has reviewed the applications submitted by electors interested in serving on the Charter Review Commission and has nominated Stephanie Morris for Council's confirmation and appointment to the Charter Review Commission.

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

SECTION 1. That the Council of the City of Cleveland Heights, Ohio confirms the Mayor's nomination of Stephanie Morris to the Charter Review Commission and hereby appoints Ms. Morris to serve as a member of the Charter Review Commission being convened in 2023.

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken 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.

RESOLUTION NO. 072-2023(AS)

SECTION 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights

SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to appoint members to the Charter Review Commission in order that it can begin its work at the earliest possible time. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor

Proposed: 5/1/2023

RESOLUTION NO. 073-2023(AS): *First
Reading*

By Vice President Cobb

A Resolution confirming the Mayor's nomination and appointing Drew Herzig as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, Article XV of the Charter of the City of Cleveland Heights provides that at least once during each ten-year period, by ordinance or resolution, Council shall determine whether to appoint a Charter Review Commission; and

WHEREAS, Council last appointed a Charter Review Commission in 2017; and

WHEREAS, on December 16, 2022 City Council adopted Resolution No. 176-2022 establishing a Charter Review Commission and determining the number of members and method of appointment and charging said Commission; and

WHEREAS, pursuant to Resolution 176-2022 it is necessary for City Council to appoint six (6) electors of the City to the Charter Review Commission, and for the Mayor to nominate three (3) electors for Council's confirmation and appointment to the Charter Review Commission; and

WHEREAS, the Mayor has reviewed the applications submitted by electors interested in serving on the Charter Review Commission and has nominated Drew Herzig for Council's approval and appointment to the Charter Review Commission.

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

SECTION 1. That the Council of the City of Cleveland Heights, Ohio confirms the Mayor's nomination of Drew Herzig to the Charter Review Commission and hereby appoints Mr. Herzig to serve as a member of the Charter Review Commission being convened in 2023.

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken 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.

RESOLUTION NO. 073-2023(AS)

SECTION 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights

SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to appoint members to the Charter Review Commission in order that it can begin its work at the earliest possible time. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor

Proposed: 5/15/2023

RESOLUTION NO. 066-2023(AS): *First Reading*

By Vice President Cobb

A Resolution appointing Harriet Applegate as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, Article XV of the Charter of the City of Cleveland Heights provides that at least once during each ten-year period, by ordinance or resolution, Council shall determine whether to appoint a Charter Review Commission; and

WHEREAS, Council last appointed a Charter Review Commission in 2017; and

WHEREAS, on December 16, 2022 City Council adopted Ordinance No. 176-2022 establishing a Charter Review Commission and determining the number of members and method of appointment and charging said Commission; and

WHEREAS, pursuant to Ordinance No. 176-2022 it is necessary for City Council to appoint six (6) electors of the City to the Charter Review Commission, and for the Mayor to nominate three (3) electors for Council's confirmation and appointment to the Charter Review Commission; and

WHEREAS, Council has reviewed and considered applications submitted by electors interested in serving on the Charter Review Commission and wishes to appoint Harriet Applegate to the Charter Review Commission at this time.

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

SECTION 1. That the Council of the City of Cleveland Heights, Ohio does hereby appoint Harriet Applegate to serve as a member of the Charter Review Commission which is being convened in 2023.

RESOLUTION NO. 066-2023(AS)

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken 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 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights

SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to appoint members to the Charter Review Commission in order that it can begin its work at the earliest possible time. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor

Proposed: 5/15/2023

RESOLUTION NO. 067-2023(AS): *First Reading*

By Vice President Cobb

A Resolution appointing Linda Striefsky as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, Article XV of the Charter of the City of Cleveland Heights provides that at least once during each ten-year period, by ordinance or resolution, Council shall determine whether to appoint a Charter Review Commission; and

WHEREAS, Council last appointed a Charter Review Commission in 2017; and

WHEREAS, on December 16, 2022 City Council adopted Ordinance No. 176-2022 establishing a Charter Review Commission and determining the number of members and method of appointment and charging said Commission; and

WHEREAS, pursuant to Ordinance No. 176-2022 it is necessary for City Council to appoint six (6) electors of the City to the Charter Review Commission, and for the Mayor to nominate three (3) electors for Council's confirmation and appointment to the Charter Review Commission; and

WHEREAS, Council has reviewed and considered applications submitted by electors interested in serving on the Charter Review Commission and wishes to appoint Linda Striefsky to the Charter Review Commission at this time.

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

SECTION 1. That the Council of the City of Cleveland Heights, Ohio does hereby appoint Linda Striefsky to serve as a member of the Charter Review Commission which is being convened in 2023.

RESOLUTION NO. 067-2023(AS)

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken 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 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights

SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to appoint members to the Charter Review Commission in order that it can begin its work at the earliest possible time. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor

Proposed: 5/15/2023

RESOLUTION NO. 068-2023(AS): *First Reading*

By Vice President Cobb

A Resolution appointing Marty Gelfand as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, Article XV of the Charter of the City of Cleveland Heights provides that at least once during each ten-year period, by ordinance or resolution, Council shall determine whether to appoint a Charter Review Commission; and

WHEREAS, Council last appointed a Charter Review Commission in 2017; and

WHEREAS, on December 16, 2022 City Council adopted Ordinance No. 176-2022 establishing a Charter Review Commission and determining the number of members and method of appointment and charging said Commission; and

WHEREAS, pursuant to Ordinance No. 176-2022 it is necessary for City Council to appoint six (6) electors of the City to the Charter Review Commission, and for the Mayor to nominate three (3) electors for Council's confirmation and appointment to the Charter Review Commission; and

WHEREAS, Council has reviewed and considered applications submitted by electors interested in serving on the Charter Review Commission and wishes to appoint Marty Gelfand to the Charter Review Commission at this time.

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

SECTION 1. That the Council of the City of Cleveland Heights, Ohio does hereby appoint Marty Gelfand to serve as a member of the Charter Review Commission which is being convened in 2023.

RESOLUTION NO. 068-2023(AS)

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken 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 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights

SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to appoint members to the Charter Review Commission in order that it can begin its work at the earliest possible time. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor

Proposed: 5/15/2023

RESOLUTION NO. 069-2023(AS): *First Reading*

By Vice President Cobb

A Resolution appointing Guy Thellian as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, Article XV of the Charter of the City of Cleveland Heights provides that at least once during each ten-year period, by ordinance or resolution, Council shall determine whether to appoint a Charter Review Commission; and

WHEREAS, Council last appointed a Charter Review Commission in 2017; and

WHEREAS, on December 16, 2022 City Council adopted Ordinance No. 176-2022 establishing a Charter Review Commission and determining the number of members and method of appointment and charging said Commission; and

WHEREAS, pursuant to Ordinance No. 176-2022 it is necessary for City Council to appoint six (6) electors of the City to the Charter Review Commission, and for the Mayor to nominate three (3) electors for Council's confirmation and appointment to the Charter Review Commission; and

WHEREAS, Council has reviewed and considered applications submitted by electors interested in serving on the Charter Review Commission and wishes to appoint Guy Thellian to the Charter Review Commission at this time.

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

SECTION 1. That the Council of the City of Cleveland Heights, Ohio does hereby appoint Guy Thellian to serve as a member of the Charter Review Commission which is being convened in 2023.

RESOLUTION NO. 069-2023(AS)

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken 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 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights

SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to appoint members to the Charter Review Commission in order that it can begin its work at the earliest possible time. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor

Proposed: 5/15/2023

RESOLUTION NO. 070-2023(AS): *First Reading*

By Vice President Cobb

A Resolution appointing Roland Anglin as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, Article XV of the Charter of the City of Cleveland Heights provides that at least once during each ten-year period, by ordinance or resolution, Council shall determine whether to appoint a Charter Review Commission; and

WHEREAS, Council last appointed a Charter Review Commission in 2017; and

WHEREAS, on December 16, 2022 City Council adopted Ordinance No. 176-2022 establishing a Charter Review Commission and determining the number of members and method of appointment and charging said Commission; and

WHEREAS, pursuant to Ordinance No. 176-2022 it is necessary for City Council to appoint six (6) electors of the City to the Charter Review Commission, and for the Mayor to nominate three (3) electors for Council's confirmation and appointment to the Charter Review Commission; and

WHEREAS, Council has reviewed and considered applications submitted by electors interested in serving on the Charter Review Commission and wishes to appoint Roland Anglin to the Charter Review Commission at this time.

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

SECTION 1. That the Council of the City of Cleveland Heights, Ohio does hereby appoint Roland Anglin to serve as a member of the Charter Review Commission which is being convened in 2023.

RESOLUTION NO. 070-2023(AS)

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken 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 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights

SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to appoint members to the Charter Review Commission in order that it can begin its work at the earliest possible time. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor

Proposed: 5/15/2023

RESOLUTION NO. 088-2023(AS): *First Reading*

By Vice President Cobb

A Resolution appointing Graig Kluge as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, Article XV of the Charter of the City of Cleveland Heights provides that at least once during each ten-year period, by ordinance or resolution, Council shall determine whether to appoint a Charter Review Commission; and

WHEREAS, Council last appointed a Charter Review Commission in 2017; and

WHEREAS, on December 16, 2022 City Council adopted Ordinance No. 176-2022 establishing a Charter Review Commission and determining the number of members and method of appointment and charging said Commission; and

WHEREAS, pursuant to Ordinance No. 176-2022 it is necessary for City Council to appoint six (6) electors of the City to the Charter Review Commission, and for the Mayor to nominate three (3) electors for Council's confirmation and appointment to the Charter Review Commission; and

WHEREAS, Council has reviewed and considered applications submitted by electors interested in serving on the Charter Review Commission and wishes to appoint Graig Kluge to the Charter Review Commission at this time.

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

SECTION 1. That the Council of the City of Cleveland Heights, Ohio does hereby appoint Graig Kluge to serve as a member of the Charter Review Commission which is being convened in 2023.

RESOLUTION NO. 088-2023(AS)

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken 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 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights

SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to appoint members to the Charter Review Commission in order that it can begin its work at the earliest possible time. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor

Proposed: 5/15/2023

RESOLUTION NO. 089-2023(PSH), *First Reading*

By Mayor Seren

A Resolution authorizing the Mayor to accept a grant from the Ohio Department of Public Safety, Office of Criminal Justice Services ("OCJS"), promulgated through the American Rescue Plan Act of 2021- Community Violence Intervention First Responder Program; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, the Ohio Department of Public Safety, Office of Criminal Justice Services ("OCJS") has awarded a grant to the City of Cleveland Heights Police Department, under the *FY 2022 Community Violence Intervention- First Responder Program of the Am. Sub. H.B. No. 169 of the 134th Ohio General Assembly (enacted Dec. 23, 2021)*, in a maximum sum of Six Hundred Fifty-Eight Thousand One Hundred Ninety-Seven and 17/100 Dollars (\$658,197.17) to retain current police staffing levels through this program's retention incentives, and for the purchase of technology and equipment to help reduce violent crime and violence related to drug trafficking; and

WHEREAS, the terms of the *Program* require the City to distribute received officer retention funds as described therein, which will equal Six Hundred Five Thousand Two Hundred Dollars (\$605,200.00); and

WHEREAS, the federal guidelines of the *Program* specify procedures for obtaining bids on the desired technology and equipment products, and the Police Chief has obtained such bids at or below State Term Pricing and made recommendations for award; and

WHEREAS, the City intends to purchase Crime Analytics Software, Mobile Surveillance Cameras, and assorted computer hardware equipment needed for operation in an amount not to exceed Fifty-Two Thousand Nine Hundred Ninety-Seven and 17/100 Dollars (\$52,997.17); and

WHEREAS, the equipment purchases include surveillance cameras will be purchased from Drellishak & Drellishak, Inc., which submitted the lowest bid for these items in the sum of Twenty-six Thousand, One Hundred Dollars; and

WHEREAS, the remaining equipment will be purchased from CDW-Government, Inc. for the sum of Twenty-six Thousand, Eight Hundred Ninety-seven and 17/100 Dollars (\$26,897.17) pursuant to the Ohio Department of Administrative Services Purchasing Schedule; and

RESOLUTION NO. 089-2023(PSH)

WHEREAS, acceptance of the grant will enhance the retention of current officers and allow for updated crime reduction technologies, being of benefit to the City and its residents.

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

SECTION 1. The Mayor be, and he is hereby authorized to execute an agreement with the Ohio Department of Public Safety, Office of Criminal Justice Services ("OCJS") on behalf of the Cleveland Heights Police Department for acceptance of a grant in a sum not to exceed Six Hundred Fifty-Eight Thousand One Hundred Ninety-Seven and 17/100 Dollars (\$658,197.17) and to take all actions required to for the acceptance of the grant including without limitation the provision of pension payments.

SECTION 2. The Mayor is hereby authorized to take all actions necessary to authorize the Director of Finance to distribute officer retention funds as described within the grant application, equaling Six Hundred Five Thousand Two Hundred Dollars (\$605,200.00).

SECTION 3. The Mayor is hereby authorized to take all actions necessary to purchase Crime Analytics Software, Mobile Surveillance Cameras, and assorted computer hardware equipment needed for operation in an amount not to exceed Fifty-Two Thousand Nine Hundred Ninety-Seven and 17/100 Dollars (\$52,997.17). All contracts hereunder shall be in a form approved by the Director of Law.

SECTION 4. Notice of the passage of this Resolution shall be given by publishing the title and abstract of contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 5. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being to permit immediate acceptance of the grant award and meet vendor deadlines. Wherefore, provided it receives the affirmative vote of five or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

RESOLUTION NO. 089-2023(PSH)

MELODY JOY HART
President of the Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor

Proposed: 5/15/2023

RESOLUTION NO. 092-2023(PD), *First Reading*

By Mayor Seren

A Resolution authorizing the Mayor to execute an amendment to an agreement with the Home Repair Resource Center, a non-profit corporation, for the use of HOME Funds to administer the City's Down Payment Assistance loan program, to increase the amount of funding for said Program from the Forty-four Thousand Dollars (\$44,000.00) authorized by Resolution No. 27-2023 to Eighty-eight Thousand Dollars (\$88,000.00); and declaring the necessity that this Resolution become immediately effective as an emergency measure.

WHEREAS, the City previously entered into an agreement with the Home Repair Resource Center ("HRRCC") to administer the City's Down Payment Assistance loan program, wherein Cleveland Heights residents who met certain criteria would receive up to a ten-thousand-dollar (\$10,000) loan consisting of HOME funds issued by U.S. Department of Housing and Urban Development ("HUD") via Cuyahoga County; and

WHEREAS, this Council has previously determined that it would be in the City's best interest to continue the down payment assistance program for its citizens with HRRCC's administration and under the City's oversight; and

WHEREAS, due to increased demand the City desires to add additional funding to the Program so as to aid more additional low- and moderate-income homebuyers.

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

SECTION 1. The Mayor be, and he is hereby, authorized to execute an amendment to an existing agreement with the Home Repair Resource Center ("HRRCC") for the administration of the City's Down Payment Assistance Program. The amendment shall provide additional funding in the amount of Forty-four Thousand Dollars (\$44,000.00), with total funding for the year 2023 to equal the sum of Eighty-eight Thousand Dollars (\$88,000.00).

SECTION 2. Resolution No. 27-2023 shall be and hereby is amended to increase the amount of funding as provided in Section (1).

SECTION 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health

RESOLUTION NO. 092-2023(PD)

and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to allow the City's Down Payment Assistance Program to continue without interruption. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor

Memo

To: Mayor Kahlil Seren

From: Andy Unetic, Finance Director

Date: May 10, 2023

Re: May 15, 2023 Budget Adjustment



For the May 15, 2023 Council Meeting, I am requesting a total budget increase of \$1,711,289. The vast majority of this increase has offsetting grant revenues. Here is a summary of the budget adjustments:

- Fund 206 – Law Enforcement Fund has a total budget increase request of \$521,904. The police department received a retention grant for the police officers and this increase has offsetting grant revenues.
- Fund 208 – CDBG Resourced Fund has a total budget increase request of \$1,022,934. This is to make the CDBG grant match the grant budget and this increase has offsetting grant revenues.
- Fund 211 – Home Program Fund has a total budget increase request of \$32,447. This is to make the Home Program grant match the grant budget and this increase has offsetting grant revenues.
- Fund 228 – CDBG -COVID Fund has a total budget increase request of \$4. This is to make the grant match the grant budget and this increase has offsetting grant revenues.
- Fund 232 – Police Pension Fund has a total budget increase request of \$64,000. This is the City's share of the Police Retention Grant.
- Fund 244 – NOPEC Fund has a total budget increase request of \$70,000. This is to do certain energy efficiency projects and this increase has offsetting grant revenues.
- Fund 402- Finance Capital Projects Fund has zero impact on the budget. This is just reclassifying a capital project from Planning to Service Administration.

Attached to this document is more detail about this budget adjustment request.

In order to maintain operations and not delay any projects, I am requesting that this adjustment be passed as an emergency on the first reading.

**2023 Budget Adjustments
Ordinance #0XX-2023
Cash Supplement**

<u>Fund #</u>	<u>Fund Description</u>	<u>Department</u>	<u>Description</u>	<u>Amount</u>	<u>Budget Adjustment Notes</u>
206 Law Enforcement Fund	7201 - Police Administration		Personal Services	457,713.00	The Police Department received a grant for Police retention. Has offsetting grant revenues
	7201 - Police Administration	O.T.P.S.		11,193.00	Police Department received a grant for equipment. Has offsetting grant revenues
	7201 - Police Administration	Capital		52,998.00	Police Department received a grant for equipment. Has offsetting grant revenues
			Total	<u><u>\$ 521,904.00</u></u>	
208 CDBG Resources	5203 - CDBG Admin Contract	O.T.P.S.		230,953.00	To make adjustments to the CDBG Grant to match the grant budget. Has offsetting grant revenues
	5211 - CDBG Comm. Area Improve.	Capital		(118,736.00)	To make adjustments to the CDBG grant to match the grant budget
	5222 - Economic Development	O.T.P.S.		(45,091.00)	To make adjustments to the CDBG grant to match the grant budget
	5222 - Economic Development	Capital		(1,200.00)	To make adjustments to the CDBG grant to match the grant budget
	5224 - CDBG Admin	O.T.P.S.		(12,742.00)	To make adjustments to the CDBG grant to match the grant budget
	5228 - Public Works	O.T.P.S.		(200,000.00)	To make adjustments to the CDBG grant to match the grant budget

**2023 Budget Adjustments
Ordinance #0XX-2023
Cash Supplement**

<u>Fund #</u>	<u>Fund Description</u>	<u>Department</u>	<u>Description</u>	<u>Amount</u>	<u>Budget Adjustment Notes</u>
52228 - Public Works	Capital			564,653.00	To make adjustments to the CDBG grant to match the grant budget. Capital is being moved from one department to another
5301 - CDBG Home Repair Resource	O.T.P.S.			151,531.00	To make adjustments to the CDBG grant to match the grant budget
5303 - CDBG Houring Pres Office	O.T.P.S.			455,013.00	To make adjustments to the CDBG grant to match the grant budget
5309 - GIS	O.T.P.S.			(4,100.00)	To make adjustments to the CDBG grant to match the grant budget
8407 - Child Care	O.T.P.S.			2,653.00	To make adjustments to the CDBG grant to match the grant budget
			Total	<u><u>1,022,934.00</u></u>	
211 HOME Program	5505 - Home Program Income	O.T.P.S.		32,447.00	To make adjustment to the Home Program Grant. Has offsetting grant revenues
				Total \$ <u><u>32,447.00</u></u>	
228 C.D.B.G. - COVID	5203 - CDBG Admin Contracts	O.T.P.S.		4.00	To make adjustment to the grant. Has offsetting grant revenues
				Total \$ <u><u>4.00</u></u>	

2023 Budget Adjustments Ordinance #0XX-2023 Cash Supplement

Proposed: 5/15/2023

ORDINANCE NO. 091-2023(F), *First
Reading*

By Mayor Seren

An Ordinance to amend certain subparagraphs of Ordinance No. 168-2022, relating to appropriations and other expenditures of the City of Cleveland Heights, Ohio for the fiscal year ending December 31, 2023, and declaring the necessity that this legislation become immediately effective as an emergency measure.

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

SECTION 1. Certain subparagraphs of Ordinance No. 168-2022 relating to appropriations for the current expenses and other expenditures of the City of Cleveland Heights, Ohio for the fiscal year ending December 31, 2023 be, and the same hereby are increased, decreased, and/or transferred in the amounts set forth in Exhibit 1.

SECTION 2. All expenditures of the City of Cleveland Heights within the fiscal year ending December 31, 2023, shall be made within appropriations herein provided. "Appropriation" as used herein means the total amount appropriated for the individual fund. Notwithstanding the financial detail herein presented within an individual fund, the Mayor is authorized to transfer budgeted amounts within each fund, so long as the total amount appropriated for each individual fund is not exceeded.

SECTION 3. Notice of the passage of this Ordinance shall be given by publishing the title and abstract of contents, prepared by the Director of Law, once in one paper of general circulation in the City of Cleveland Heights.

SECTION 4. It is necessary that this Ordinance become immediately effective as an emergency necessary for the preservation of public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the ongoing and continuous need to preserve the faith and credit of the City. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Ordinance shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of the Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____

Approved by Mayor: _____

KAHLIL SEREN
Mayor

ORDINANCE NO.
AN ORDINANCE AMENDING APPROPRIATIONS FOR THE
CURRENT EXPENSES AND OTHER EXPENDITURES OF THE
CITY OF CLEVELAND HEIGHTS, OHIO
FOR THE FISCAL YEAR ENDING DECEMBER 31, 2023

<u>Department</u>	<u>Object</u>	<u>Original</u>	<u>April's Budget as of 04-02-2023 Ord. # 047-2023</u>	<u>May's Budget Adjustment Ord. #</u>	<u>Amended Budget</u>
That there be appropriated from the <u>GENERAL FUND, FUND NO. 101</u>					
1101- City Council					
	Personal Services	\$ 138,097.00	\$ 138,097.00		\$ 138,097.00
	O.T.P.S	\$ 53,460.00	\$ 53,460.00		\$ 53,460.00
	Capital	\$ 12,340.00	\$ 12,340.00		\$ 12,340.00
	Total - 1101 City Council	\$ 203,897.00	\$ 203,897.00		\$ 203,897.00
2101 - Mayor's Office					
	Personal Services	\$ 576,210.00	\$ 580,829.00		\$ 580,829.00
	O.T.P.S	\$ 37,550.00	\$ 37,550.00		\$ 37,550.00
	Total - 2101 Mayor's Office	\$ 613,760.00	\$ 618,379.00		\$ 618,379.00
2106- Civil Service					
	Personal Services	\$ 2,439.00	\$ 2,439.00		\$ 2,439.00
	O.T.P.S	\$ 33,500.00	\$ 33,500.00		\$ 33,500.00
	Total - 2106 Civil Service	\$ 35,939.00	\$ 35,939.00		\$ 35,939.00
2107 - Landmark Commission					
	O.T.P.S	\$ 19,750.00	\$ 64,750.00		\$ 64,750.00
	Capital	\$ 7,333.00	\$ 7,333.00		\$ 7,333.00
	Total - 2107 Landmark Commission	\$ 27,083.00	\$ 72,083.00		\$ 72,083.00
2108- General Operations					
	Personal Services	\$ 6,565,065.00	\$ 6,565,065.00		\$ 6,565,065.00
	O.T.P.S	\$ 1,512,350.00	\$ 1,512,350.00		\$ 1,512,350.00
	Total - 2108 General Operations	\$ 8,077,415.00	\$ 8,077,415.00		\$ 8,077,415.00
2201 - M.I.S.					
	Personal Services	\$ 277,199.00	\$ 277,199.00		\$ 277,199.00
	O.T.P.S	\$ 256,395.00	\$ 256,395.00		\$ 256,395.00
	Total - 2201 MIS	\$ 533,594.00	\$ 533,594.00		\$ 533,594.00
2501- Community Relations					
	O.T.P.S	\$ 10,000.00	\$ 10,000.00		\$ 10,000.00
	Total - 2501 Community Relations	\$ 10,000.00	\$ 10,000.00		\$ 10,000.00
2502 - Public Relations					
	Personal Services	\$ 331,596.00	\$ 331,596.00		\$ 331,596.00
	O.T.P.S	\$ 91,900.00	\$ 91,900.00		\$ 91,900.00
	Total - 2502 Public Relations	\$ 423,496.00	\$ 423,496.00		\$ 423,496.00
3101 - Finance					
	Personal Services	\$ 768,236.00	\$ 768,236.00		\$ 768,236.00
	O.T.P.S	\$ 211,245.00	\$ 211,245.00		\$ 211,245.00
	Other Financing Uses	\$ 200.00	\$ 200.00		\$ 200.00
	Total - 3101 Finance	\$ 979,681.00	\$ 979,681.00		\$ 979,681.00
3103 - County Auditors Deductions					
	O.T.P.S	\$ 250,000.00	\$ 250,000.00		\$ 250,000.00
	Total - 3103 County Auditors Deduction:	\$ 250,000.00	\$ 250,000.00		\$ 250,000.00
310Z - Operating Transfers					
	Other Financing Uses	\$ 2,470,000.00	\$ 2,470,000.00		\$ 2,470,000.00
	Total - 310Z Operating Transfers	\$ 2,470,000.00	\$ 2,470,000.00		\$ 2,470,000.00
3201 - Income Tax					
	O.T.P.S	\$ 1,215,000.00	\$ 1,215,000.00		\$ 1,215,000.00
	Total - 3201 Income Tax	\$ 1,215,000.00	\$ 1,215,000.00		\$ 1,215,000.00
4101 - Law					
	Personal Services	\$ 741,020.00	\$ 741,020.00		\$ 741,020.00
	O.T.P.S	\$ 479,750.00	\$ 479,750.00		\$ 479,750.00
	Total - 4101 Law	\$ 1,220,770.00	\$ 1,220,770.00		\$ 1,220,770.00
5101 - Planning					
	Personal Services	\$ 1,509,513.00	\$ 1,528,112.00		\$ 1,528,112.00
	O.T.P.S	\$ 169,385.00	\$ 169,385.00		\$ 169,385.00
	Capital	\$ 16,533.00	\$ 16,533.00		\$ 16,533.00
	Total - 5101 Planning	\$ 1,695,431.00	\$ 1,714,030.00		\$ 1,714,030.00
5102- Planning Commission					
	Personal Services	\$ 8,139.00	\$ 8,139.00		\$ 8,139.00
	Capital	\$ 7,334.00	\$ 7,334.00		\$ 7,334.00
	Total - 5101 Planning Commission	\$ 15,473.00	\$ 15,473.00		\$ 15,473.00
5103 - Board of Zoning Appeals					
	Personal Services	\$ 5,899.00	\$ 5,899.00		\$ 5,899.00
	Capital	\$ 7,334.00	\$ 7,334.00		\$ 7,334.00

ORDINANCE NO.
AN ORDINANCE AMENDING APPROPRIATIONS FOR THE
CURRENT EXPENSES AND OTHER EXPENDITURES OF THE
CITY OF CLEVELAND HEIGHTS, OHIO
FOR THE FISCAL YEAR ENDING DECEMBER 31, 2023

Department	Object	Original	April's Budget as of 04-02-2023	May's Budget Adjustment Ord. #	Amended Budget
			Ord. # 047-2023		
	Total - 5103 Bd. Of Zoning Appeals	\$ 13,233.00	\$ 13,233.00		\$ 13,233.00
5104 - Special Improvement District					
	O.T.P.S	\$ 386,372.00	\$ 386,372.00		\$ 386,372.00
	Total - 5104 SID	\$ 386,372.00	\$ 386,372.00		\$ 386,372.00
5106 - Architect Bd of Review					
	Personal Services	\$ 11,796.00	\$ 11,796.00		\$ 11,796.00
	Capital	\$ 7,334.00	\$ 7,334.00		\$ 7,334.00
	Total - 5106 Arch Bd. Of Review	\$ 19,130.00	\$ 19,130.00		\$ 19,130.00
5602 - SBA Grants					
	O.T.P.S	\$ 164,750.00	\$ 164,750.00		\$ 164,750.00
	Total - 5602 SBA Grants	\$ 164,750.00	\$ 164,750.00		\$ 164,750.00
6201 - Service Administration					
	Personal Services	\$ 364,580.00	\$ 372,149.00		\$ 372,149.00
	O.T.P.S	\$ 7,590.00	\$ 7,590.00		\$ 7,590.00
	Capital	\$ 310.00	\$ 310.00		\$ 310.00
	Total - 6201 Service Admin	\$ 372,480.00	\$ 380,049.00		\$ 380,049.00
6202 Capital Projects Admin					
	O.T.P.S	\$ 23,000.00	\$ 23,000.00		\$ 23,000.00
	Total - 6202 Cap Proj Admin	\$ 23,000.00	\$ 23,000.00		\$ 23,000.00
6207 - Vehicle Maintenance					
	Personal Services	\$ 918,884.00	\$ 918,884.00		\$ 918,884.00
	O.T.P.S	\$ 1,593,196.00	\$ 1,593,196.00		\$ 1,593,196.00
	Capital	\$ 20,240.00	\$ 20,240.00		\$ 20,240.00
	Total - 6207 Vehicle Maintenance	\$ 2,532,320.00	\$ 2,532,320.00		\$ 2,532,320.00
6208 - Sewer Maintenance					
	Personal Services	\$ 1,445,806.00	\$ 1,445,806.00		\$ 1,445,806.00
	O.T.P.S	\$ 343,985.00	\$ 343,985.00		\$ 343,985.00
	Capital	\$ 4,200.00	\$ 4,200.00		\$ 4,200.00
	Total - 6208 Sewer Maintenance	\$ 1,793,991.00	\$ 1,793,991.00		\$ 1,793,991.00
6211 - Traffic Signs & Signals					
	Personal Services	\$ 65,689.00	\$ 65,689.00		\$ 65,689.00
	O.T.P.S	\$ 149,815.00	\$ 149,815.00		\$ 149,815.00
	Total - 6211 Traffics Signs Signals	\$ 215,504.00	\$ 215,504.00		\$ 215,504.00
7201 - Police Administration					
	Personal Services	\$ 9,405,357.00	\$ 9,405,357.00		\$ 9,405,357.00
	O.T.P.S	\$ 731,650.00	\$ 731,650.00		\$ 731,650.00
	Capital	\$ 24,750.00	\$ 24,750.00		\$ 24,750.00
	Other Financing Uses	\$ 1,250,000.00	\$ 1,250,000.00		\$ 1,250,000.00
	Total - 3101 Finance	\$ 11,411,757.00	\$ 11,411,757.00		\$ 11,411,757.00
7202 - Police Academy					
	Personal Services	\$ 92,428.00	\$ 92,428.00		\$ 92,428.00
	O.T.P.S	\$ 69,175.00	\$ 69,175.00		\$ 69,175.00
	Total - 7202 Police Academy	\$ 161,603.00	\$ 161,603.00		\$ 161,603.00
7301 - Fire Administration					
	Personal Services	\$ 7,192,587.00	\$ 7,192,587.00		\$ 7,192,587.00
	O.T.P.S	\$ 312,842.00	\$ 312,842.00		\$ 312,842.00
	Other Financing Uses	\$ 1,525,000.00	\$ 1,525,000.00		\$ 1,525,000.00
	Total - 7301 Fire Admin	\$ 9,030,429.00	\$ 9,030,429.00		\$ 9,030,429.00
7302 - Joint Dispatch					
	O.T.P.S	\$ 1,676,668.00	\$ 1,676,668.00		\$ 1,676,668.00
	Total - 7302 Joint Dispatch	\$ 1,676,668.00	\$ 1,676,668.00		\$ 1,676,668.00
7303 - Fire Prevention					
	Personal Services	\$ 101,556.00	\$ 101,556.00		\$ 101,556.00
	O.T.P.S	\$ 21,949.00	\$ 21,949.00		\$ 21,949.00
	Capital	\$ 1,000.00	\$ 1,000.00		\$ 1,000.00
	Total - 7303 Fire Prevention	\$ 124,505.00	\$ 124,505.00		\$ 124,505.00
7401 - Building Services					
	O.T.P.S	\$ 1,012,000.00	\$ 1,012,000.00		\$ 1,012,000.00
	Total - 7401 Building Services	\$ 1,012,000.00	\$ 1,012,000.00		\$ 1,012,000.00
7402 - Housing Inspections					
	Personal Services	\$ 12,278.00	\$ 12,278.00		\$ 12,278.00
	O.T.P.S	\$ 117,025.00	\$ 117,025.00		\$ 117,025.00
	Capital	\$ 2,500.00	\$ 2,500.00		\$ 2,500.00
	Total - 7402 Housing Inspections	\$ 131,803.00	\$ 131,803.00		\$ 131,803.00

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CITY OF CLEVELAND HEIGHTS, OHIO
FOR THE FISCAL YEAR ENDING DECEMBER 31, 2023

<u>Department</u>	<u>Object</u>	<u>Original</u>	<u>April's Budget as of 04-02-2023 Ord. # 047-2023</u>	<u>May's Budget Adjustment Ord. #</u>	<u>Amended Budget</u>
8101 - Community Services Admin					
O.T.P.S		\$ 4,620.00	\$ 4,620.00		\$ 4,620.00
Total - 8101 Comm Serv Admin		\$ 4,620.00	\$ 4,620.00		\$ 4,620.00
8201 - Public Prop/Park Maint					
Personal Services		\$ 1,138,204.00	\$ 1,138,204.00		\$ 1,138,204.00
O.T.P.S		\$ 1,000,990.00	\$ 1,000,990.00		\$ 1,000,990.00
Total - 8201 Public Prop Maint		\$ 2,139,194.00	\$ 2,139,194.00		\$ 2,139,194.00
8401 - Parks & Rec Admin					
Personal Services		\$ 329,921.00	\$ 355,727.00		\$ 355,727.00
O.T.P.S		\$ 31,185.00	\$ 40,185.00		\$ 40,185.00
Total - 8401 Parks & Rec Admin		\$ 361,106.00	\$ 395,912.00		\$ 395,912.00
8403 - Swimming Pools					
Personal Services		\$ 250,540.00	\$ 250,540.00		\$ 250,540.00
O.T.P.S		\$ 168,139.00	\$ 168,139.00		\$ 168,139.00
Total - 8403 Swimming Pools		\$ 418,679.00	\$ 418,679.00		\$ 418,679.00
8405 - Ice Programs					
Personal Services		\$ 173,175.00	\$ 173,175.00		\$ 173,175.00
O.T.P.S		\$ 20,702.00	\$ 20,702.00		\$ 20,702.00
Total - 8405 Ice Programs		\$ 193,877.00	\$ 193,877.00		\$ 193,877.00
8406 - General Recreation Prog					
Personal Services		\$ 118,337.00	\$ 118,337.00		\$ 118,337.00
O.T.P.S		\$ 49,760.00	\$ 49,760.00		\$ 49,760.00
Capital		\$ 200.00	\$ 200.00		\$ 200.00
Total - 8406 General Rec Prog		\$ 168,297.00	\$ 168,297.00		\$ 168,297.00
8409 - Sports Programs					
Personal Services		\$ 126,995.00	\$ 126,995.00		\$ 126,995.00
O.T.P.S		\$ 70,571.00	\$ 70,571.00		\$ 70,571.00
Other Financing Uses		\$ 200.00	\$ 200.00		\$ 200.00
Total - 8409 Sports Programs		\$ 197,766.00	\$ 197,766.00		\$ 197,766.00
8411 - Comm Center Admin					
Personal Services		\$ 662,325.00	\$ 673,873.00		\$ 673,873.00
O.T.P.S		\$ 351,311.00	\$ 351,311.00		\$ 351,311.00
Other Financing Uses		\$ 1,400.00	\$ 1,400.00		\$ 1,400.00
Total - 8411 Comm Center Admin		\$ 1,015,036.00	\$ 1,026,584.00		\$ 1,026,584.00
8501 - Office on Aging Admin					
Personal Services		\$ 134,377.00	\$ 134,377.00		\$ 134,377.00
O.T.P.S		\$ 20,287.00	\$ 20,287.00		\$ 20,287.00
Other Financing Uses		\$ 210.00	\$ 210.00		\$ 210.00
Total - 8501 Office on Aging		\$ 154,874.00	\$ 154,874.00		\$ 154,874.00
8601 - Public Health Admin					
O.T.P.S		\$ 300,000.00	\$ 300,000.00		\$ 300,000.00
Total - 8601 Public Health Admin		\$ 300,000.00	\$ 300,000.00		\$ 300,000.00
8701 - Animal Protection					
O.T.P.S		\$ 28,526.00	\$ 28,526.00		\$ 28,526.00
Total - 8701 Animal Protection		\$ 28,526.00	\$ 28,526.00		\$ 28,526.00
9101 - Municipal Court					
Personal Services		\$ 1,082,261.00	\$ 1,082,261.00		\$ 1,082,261.00
O.T.P.S		\$ 172,550.00	\$ 172,550.00		\$ 172,550.00
Total - 9101 Municipal Court		\$ 1,254,811.00	\$ 1,254,811.00		\$ 1,254,811.00
Total Fund 101 - General Fund Budget		\$ 53,077,870.00	\$ 53,200,011.00		\$ 53,200,011.00

That there be appropriated from the **SCM&R FUND, FUND NO. 201**

6201 - Service Administration			\$ -	\$ -
Personal Services		\$ 55,777.00	\$ 58,553.00	\$ 58,553.00
Total - 6201 Service Admin		\$ 55,777.00	\$ 58,553.00	\$ 58,553.00
6208 - Sewer Maintenance			\$ -	\$ -
Personal Services		\$ 128,103.00	\$ 128,103.00	\$ 128,103.00
Total - 6208 Sewer Maintenance		\$ 128,103.00	\$ 128,103.00	\$ 128,103.00
6213 - Monticello Blvd			\$ -	\$ -
O.T.P.S		\$ 37,802.00	\$ 37,802.00	\$ 37,802.00
Total - 6211 Traffics Signs Signals		\$ 37,802.00	\$ 37,802.00	\$ 37,802.00
6215 - Road Repaving			\$ -	\$ -

ORDINANCE NO.
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CURRENT EXPENSES AND OTHER EXPENDITURES OF THE
CITY OF CLEVELAND HEIGHTS, OHIO
FOR THE FISCAL YEAR ENDING DECEMBER 31, 2023

Department	Object	Original	April's Budget as of 04-02-2023 Ord. # 047-2023	May's Budget Adjustment Ord. #	Amended Budget
	O.T.P.S	\$ 20,480.00	\$ 20,480.00		\$ 20,480.00
	Total - 6215 Road Repaving	\$ 20,480.00	\$ 20,480.00		\$ 20,480.00
6220 - Taylor Road			\$ -		\$ -
	O.T.P.S	\$ 63,799.00	\$ 63,799.00		\$ 63,799.00
	Total - 6220 Taylor Road	\$ 63,799.00	\$ 63,799.00		\$ 63,799.00
6236 - Annual Street Surface			\$ -		\$ -
	Capital	\$ 2,300,000.00	\$ 2,300,000.00		\$ 2,300,000.00
	Total - 6236 Street Surface	\$ 2,300,000.00	\$ 2,300,000.00		\$ 2,300,000.00
6312 - Meadowbrook Blvd. Rehab			\$ -		\$ -
	O.T.P.S	\$ 118,922.00	\$ 118,922.00		\$ 118,922.00
	Total - 6220 Taylor Road	\$ 118,922.00	\$ 118,922.00		\$ 118,922.00
Total Fund 201 - SCM&R Budget		\$ 2,724,883.00	\$ 2,727,659.00		\$ 2,727,659.00

That there be appropriated from the **LAW ENFORCEMENT FUND, FUND NO. 206**

7205 - Law Enforcement		\$ -		\$ -
	O.T.P.S	\$ 88,800.00	\$ 88,800.00	\$ 88,800.00
	Total - 7205 Law Enforcement	\$ 88,800.00	\$ 88,800.00	\$ 88,800.00
7210 - Law Enforcement Grant				\$ -
	Personal Services		\$ 457,713.00	\$ 457,713.00
	O.T.P.S		\$ 11,193.00	\$ 11,193.00
	Capital		\$ 52,998.00	\$ 52,998.00
	Total - 7210 Law Enforcement Grant	\$ -	\$ -	\$ 521,904.00
Total Fund 206 - Law Enforcement Budget		\$ 88,800.00	\$ 88,800.00	\$ 521,904.00
				\$ 610,704.00

That there be appropriated from the **DRUG LAW ENFORCEMENT FUND, FUND NO. 207**

7206 - Drug Law Enforcement		\$ -		\$ -
	Personal Services	\$ 65,943.00	\$ 65,943.00	\$ 65,943.00
	O.T.P.S	\$ 98,750.00	\$ 98,750.00	\$ 98,750.00
	Total - 7206 Drug Law Enforcement	\$ 164,693.00	\$ 164,693.00	\$ 164,693.00
Total Fund 207 - Drug Law Enforcement Budget		\$ 164,693.00	\$ 164,693.00	\$ 164,693.00

That there be appropriated from the **C.D.B.G RESOURCES FUND, FUND NO. 208**

5201 - CDBG Financial Admin		\$ -		\$ -
	Personal Services	\$ 13,852.00	\$ 13,852.00	\$ 13,852.00
	Total - 5201 CDBG Financial Admin	\$ 13,852.00	\$ 13,852.00	\$ 13,852.00
5203 - CDBG Admin Contracts				
	O.T.P.S	\$ 404,075.00	\$ 404,075.00	\$ 230,953.00
	Total - 5203 CDBG Admin Contracts	\$ 404,075.00	\$ 404,075.00	\$ 635,028.00
5211 - CDBG Comm. Area Improve.				
	Capital	\$ 181,531.00	\$ 181,531.00	\$ (118,736.00)
	Total - 5211 Comm. Area Improve.	\$ 181,531.00	\$ 181,531.00	\$ 62,795.00
5220 - CDBG Office on Aging				
	Personal Services	\$ 39,143.00	\$ 39,143.00	\$ 39,143.00
	Total - 5201 CDBG Admin	\$ 39,143.00	\$ 39,143.00	\$ 39,143.00
5222 - Economic Development				
	Personal Services	\$ 67,619.00	\$ 67,619.00	\$ 67,619.00
	O.T.P.S	\$ 1,352,000.00	\$ 1,352,000.00	\$ (45,091.00)
	Capital	\$ 1,200.00	\$ 1,200.00	\$ (1,200.00)
	Total - 5222 Economic Development	\$ 1,420,819.00	\$ 1,420,819.00	\$ 1,374,528.00

5224 - CDBG Admin		\$ -		\$ -
	Personal Services	\$ 128,170.00	\$ 129,574.00	\$ 129,574.00
	O.T.P.S	\$ 124,900.00	\$ 124,900.00	\$ (12,742.00)
	Capital	\$ 4,500.00	\$ 4,500.00	\$ 4,500.00
	Total - 5224 CDBG Admin	\$ 257,570.00	\$ 258,974.00	\$ 246,232.00
5228 - CDBG Public Works				
	O.T.P.S	\$ 200,000.00	\$ 200,000.00	\$ (200,000.00)
	Capital	\$ -	\$ -	\$ 564,653.00
	Total - 5228 - Public Works	\$ 200,000.00	\$ 200,000.00	\$ 564,653.00
5301 - CDBG Home Repair Resource				
	Personal Services	\$ -	\$ -	\$ -
	O.T.P.S	\$ 207,845.00	\$ 207,845.00	\$ 151,531.00
	Total - 5301 CDBG Home Repair	\$ 207,845.00	\$ 207,845.00	\$ 359,376.00

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Department	Object	Original	April's Budget as of 04-02-2023 Ord. # 047-2023	May's Budget Adjustment Ord. #	Amended Budget
5303 - CDBG Housing Pres Office	Personal Services	\$ 417,923.00	\$ 417,923.00		\$ 417,923.00
	O.T.P.S	\$ 305,000.00	\$ 305,000.00	\$ 455,013.00	\$ 760,013.00
	Capital	\$ 2,000.00	\$ 2,000.00		\$ 2,000.00
	Total - 5303 CDBG Housing Pres Office	\$ 724,923.00	\$ 724,923.00		\$ 1,179,936.00
5304 - CDBG Code Enforce	Personal Services	\$ 69,513.00	\$ 69,513.00		\$ 69,513.00
	O.T.P.S	\$ -	\$ -		\$ -
	Total - 5304 CDBG Code Enforce	\$ 69,513.00	\$ 69,513.00		\$ 69,513.00
5309 - GIS	Personal Services	\$ 98,165.00	\$ 98,165.00		\$ 98,165.00
	O.T.P.S	\$ 5,000.00	\$ 5,000.00	\$ (4,100.00)	\$ 900.00
	Capital	\$ 6,500.00	\$ 6,500.00		\$ 6,500.00
	Total - 5309 GIS	\$ 109,665.00	\$ 109,665.00		\$ 105,565.00
8407 - Child Care	O.T.P.S	\$ 15,000.00	\$ 15,000.00	\$ 2,653.00	\$ 17,653.00
	Total - 8407 Child Care	\$ 15,000.00	\$ 15,000.00		\$ 17,653.00
Total Fund 208 - CDBG Budget		\$ 3,643,936.00	\$ 3,645,340.00	\$ 1,022,934.00	\$ 4,668,274.00

That there be appropriated from the HOME PROGRAM FUND, FUND NO. 211

5503 - Home Admin	O.T.P.S	\$ 400,000.00	\$ 400,000.00	\$ 400,000.00
	Total - 5503 Home Admin	\$ 400,000.00	\$ 400,000.00	\$ 400,000.00
5505 - Home Program Income	O.T.P.S	\$ 122,000.00	\$ 122,000.00	\$ 32,447.00
	Total - 5505 Home Program Income	\$ 122,000.00	\$ 122,000.00	\$ 154,447.00
Total Fund 211 - Home Program Budget		\$ 522,000.00	\$ 522,000.00	\$ 32,447.00
				\$ 554,447.00

That there be appropriated from the POLICE FACILITY IMPR. FUND, FUND NO. 213

7201 - Police Admin	O.T.P.S	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00
	Total - 7201 Police Admin	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00
Total Fund 213 - Police Facility Budget		\$ 25,000.00	\$ 25,000.00	\$ 25,000.00

That there be appropriated from the LOCAL PROGRAMMING FUND, FUND NO. 214

2108 - General Operations	O.T.P.S	\$ 74,086.00	\$ 74,086.00	\$ 74,086.00
	Total - 2108 General Operations	\$ 74,086.00	\$ 74,086.00	\$ 74,086.00
2201 - MIS	Capital	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00
	Total - 2201 MIS	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00
2502 - Public Relations	Personal Services	\$ 149,157.00	\$ 149,157.00	\$ 149,157.00
	Total - 2502 Public Relations	\$ 149,157.00	\$ 149,157.00	\$ 149,157.00
2601 - Cable TV Admin	Personal Services	\$ 27,000.00	\$ 27,000.00	\$ 27,000.00
	O.T.P.S	\$ 182,400.00	\$ 182,400.00	\$ 182,400.00
	Capital	\$ 70,000.00	\$ 70,000.00	\$ 70,000.00
	Total - 2601 Cable TV Admin	\$ 279,400.00	\$ 279,400.00	\$ 279,400.00
Total Fund 214 - Local Programming Budget		\$ 527,643.00	\$ 527,643.00	\$ 527,643.00

That there be appropriated from the CAIN PARK OPERATING FUND, FUND NO. 215

8901 - Cain Park Admin	Personal Services	\$ 248,126.00	\$ 248,126.00	\$ 248,126.00
	O.T.P.S	\$ 1,079,450.00	\$ 1,079,450.00	\$ 1,079,450.00
	Total - 8901 Cain Park Admin	\$ 1,327,576.00	\$ 1,327,576.00	\$ 1,327,576.00
8905 - Arts Festival	O.T.P.S	\$ 27,600.00	\$ 27,600.00	\$ 27,600.00
	Total - 8905 Arts Festival	\$ 27,600.00	\$ 27,600.00	\$ 27,600.00
8906 - Theater	O.T.P.S	\$ 151,295.00	\$ 151,295.00	\$ 151,295.00
	Total - 8906 Theater	\$ 151,295.00	\$ 151,295.00	\$ 151,295.00

ORDINANCE NO.
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Department	Object	Original	April's Budget as of 04-02-2023 Ord. # 047-2023	May's Budget Adjustment Ord. #	Amended Budget
Total Fund 215 - Cain Park Budget		\$ 1,506,471.00	\$ 1,506,471.00		\$ 1,506,471.00

That there be appropriated from the REC FACILITY IMPR. FUND, FUND NO. 216

3101 - Finance					
Other Financing Sources		\$ 23,295.00	\$ 23,295.00		\$ 23,295.00
Total - 3101 - Finance		\$ 23,295.00	\$ 23,295.00		\$ 23,295.00
8301 - Park Maint. Admin					
O.T.P.S		\$ 167,000.00	\$ 167,000.00		\$ 167,000.00
Capital		\$ 685,000.00	\$ 685,000.00		\$ 685,000.00
Total - 8301 Park Maint. Admin		\$ 852,000.00	\$ 852,000.00		\$ 852,000.00
Total Fund 216 - Rec Facility Budget		\$ 875,295.00	\$ 875,295.00		\$ 875,295.00

That there be appropriated from the INDIGENT DUI TREATMENT FUND, FUND NO. 221

9101 - Municipal Court					
O.T.P.S		\$ 40,000.00	\$ 40,000.00		\$ 40,000.00
Total - 9101 - Municipal Court		\$ 40,000.00	\$ 40,000.00		\$ 40,000.00
Total Fund 221 - Indigent DUI Treatment		\$ 40,000.00	\$ 40,000.00		\$ 40,000.00

That there be appropriated from the MUNI COURT - COMPUTERIZATION FUND, FUND NO. 222

9101 - Municipal Court					
Personal Services		\$ 10,191.00	\$ 10,191.00		\$ 10,191.00
O.T.P.S		\$ 30,000.00	\$ 30,000.00		\$ 30,000.00
Capital		\$ 20,000.00	\$ 20,000.00		\$ 20,000.00
Total - 9101 - Municipal Court		\$ 60,191.00	\$ 60,191.00		\$ 60,191.00
Total Fund 222 - Muni Ct - Computerization		\$ 60,191.00	\$ 60,191.00		\$ 60,191.00

That there be appropriated from the MUNI COURT SPECIAL PROJECTS FUND, FUND NO. 225

9101 - Municipal Court					
Personal Services		\$ 14,008.00	\$ 14,008.00		\$ 14,008.00
O.T.P.S		\$ 35,500.00	\$ 35,500.00		\$ 35,500.00
Capital		\$ 75,000.00	\$ 75,000.00		\$ 75,000.00
Total - 9101 - Municipal Court		\$ 124,508.00	\$ 124,508.00		\$ 124,508.00
Total Fund 225 - Muni Ct Special Projects		\$ 124,508.00	\$ 124,508.00		\$ 124,508.00

That there be appropriated from the LEAD SAFE CUYAHOGA FUND, FUND NO. 226

5303 - CDBG Pres Office					
O.T.P.S		\$ 789,585.00	\$ 789,585.00		\$ 789,585.00
Total - 5303 CDBG Housing Pres Office		\$ 789,585.00	\$ 789,585.00		\$ 789,585.00
Total Fund 226 - Lead Safe Cuyahoga Budget		\$ 789,585.00	\$ 789,585.00		\$ 789,585.00

That there be appropriated from the C.D.B.G. - COVID FUND, FUND NO. 228

5203- CDBG Admin Contracts					
O.T.P.S.		\$ 193,035.00	\$ 193,035.00	\$ 4.00	\$ 193,039.00
Total - 5203 Admin Contract		\$ 193,035.00	\$ 193,035.00		\$ 193,039.00
5220 - CDBG Office on Aging					
O.T.P.S.		\$ 50,000.00	\$ 50,000.00		\$ 50,000.00
Total - 5220 CDBG Office on Aging		\$ 50,000.00	\$ 50,000.00		\$ 50,000.00
5222 - Economic Development					
O.T.P.S.		\$ 290,000.00	\$ 290,000.00		\$ 290,000.00
Total - 5222 Economic Development		\$ 290,000.00	\$ 290,000.00		\$ 290,000.00
5224- - CDBG Admin					
O.T.P.S		\$ 29,000.00	\$ 29,000.00		\$ 29,000.00
Total - 5224 CDBG Admin		\$ 29,000.00	\$ 29,000.00		\$ 29,000.00
Total Fund 228 - CDBG Covid Budget		\$ 562,035.00	\$ 562,035.00	\$ 4.00	\$ 562,039.00

That there be appropriated from the STREET LIGHTING FUND, FUND NO. 230

3101 - Finance					
O.T.P.S		\$ 10,500.00	\$ 10,500.00		\$ 10,500.00
Total - 3101 Finance		\$ 10,500.00	\$ 10,500.00		\$ 10,500.00
6211 - Traffic Signals & Lights					
O.T.P.S		\$ 681,000.00	\$ 681,000.00		\$ 681,000.00
Total - 8301 Park Maint. Admin		\$ 681,000.00	\$ 681,000.00		\$ 681,000.00

ORDINANCE NO.
AN ORDINANCE AMENDING APPROPRIATIONS FOR THE
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Department	Object	Original	April's Budget as of 04-02-2023 Ord. # 047-2023	May's Budget Adjustment Ord. #	Amended Budget
Total Fund 230 - Street Lighting Budget		\$ 691,500.00	\$ 691,500.00		\$ 691,500.00

That there be appropriated from the **TREE FUND, FUND NO. 231**

310Z - Operating Transfers					
Other Financing Uses	\$ 17,455.00	\$ 17,455.00			\$ 17,455.00
Total - 8301 Park Maint. Admin	\$ 17,455.00	\$ 17,455.00			\$ 17,455.00
8801 - Forestry					
Personal Services	\$ 825,792.00	\$ 825,792.00			\$ 825,792.00
O.T.P.S	\$ 375,554.00	\$ 375,554.00			\$ 375,554.00
Capital	\$ 2,000.00	\$ 2,000.00			\$ 2,000.00
Total - 8801 Forestry	\$ 1,203,346.00	\$ 1,203,346.00			\$ 1,203,346.00
Total Fund 231 - Tree Budget	\$ 1,220,801.00	\$ 1,220,801.00			\$ 1,220,801.00

That there be appropriated from the **POLICE PENSION FUND, FUND NO. 232**

7201 - Police Pension					
Personal Services	\$ 1,512,244.00	\$ 1,512,244.00	\$ 64,000.00		\$ 1,576,244.00
Total 7201 - Police Pension	\$ 1,512,244.00	\$ 1,512,244.00			\$ 1,576,244.00
Total Fund 232 - Police Pension Budget	\$ 1,512,244.00	\$ 1,512,244.00	\$ 64,000.00		\$ 1,576,244.00

That there be appropriated from the **FIRE PENSION FUND, FUND NO. 233**

7301 - Fire Pension					
Personal Services	\$ 1,764,663.00	\$ 1,764,663.00			\$ 1,764,663.00
Total 7301 - Fire Pension	\$ 1,764,663.00	\$ 1,764,663.00			\$ 1,764,663.00
Total Fund 233 - Fire Pension Budget	\$ 1,764,663.00	\$ 1,764,663.00			\$ 1,764,663.00

That there be appropriated from the **EARNED BENEFITS FUND, FUND NO. 234**

2108 - General Operations					
Personal Services	\$ 400,000.00	\$ 400,000.00			\$ 400,000.00
Total 7301 - Fire Pension	\$ 400,000.00	\$ 400,000.00			\$ 400,000.00
Total Fund 234 - Earned Benefits Budget	\$ 400,000.00	\$ 400,000.00			\$ 400,000.00

That there be appropriated from the **FEDERAL MISCELLANEOUS GRANT FUND, FUND NO. 240**

5101 - Planning					
O.T.P.S.	\$ 200,000.00	\$ 200,000.00			\$ 200,000.00
Total - 5101 Planning	\$ 200,000.00	\$ 200,000.00			\$ 200,000.00
Total Fund 240 - Fed Misc Grants	\$ 200,000.00	\$ 200,000.00			\$ 200,000.00

That there be appropriated from the **LOCAL FISCAL RECOVERY FUND, FUND NO. 241**

2108 - General Operations					
O.T.P.S	\$ 19,000,000.00	\$ 17,200,000.00			\$ 17,200,000.00
Total - 2108 - General Operations	\$ 19,000,000.00	\$ 17,200,000.00			\$ 17,200,000.00
2201 - MIS					
Capital	\$ 400,000.00	\$ 400,000.00			\$ 400,000.00
Total - 2201 MIS	\$ 400,000.00	\$ 400,000.00			\$ 400,000.00
6205 - Sewer Maint					
Capital	\$ 6,800,000.00	\$ 6,800,000.00			\$ 6,800,000.00
Total - 6205 Sewer Maint	\$ 6,800,000.00	\$ 6,800,000.00			\$ 6,800,000.00
7201 - Police Admin					
Capital	\$ 200,000.00	\$ 200,000.00			\$ 200,000.00
Total - 7201 Police Admin	\$ 200,000.00	\$ 200,000.00			\$ 200,000.00
7301 - Fire Admin					
Capital	\$ 340,000.00	\$ 340,000.00			\$ 340,000.00
Total 7301 Fire Ad,in	\$ 340,000.00	\$ 340,000.00			\$ 340,000.00
8411 - Comm Center Admin					
Capital	\$ -	\$ 1,800,000.00			\$ 1,800,000.00
Total - 8411 Comm Center Admin	\$ -	\$ 1,800,000.00			\$ 1,800,000.00
Total Fund 241 - Local Fiscal Recovery Budget	\$ 26,740,000.00	\$ 26,740,000.00			\$ 26,740,000.00

That there be appropriated from the **NOPEC FUND, FUND NO. 244**

2108 - General Operations

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Department	Object	Original	April's Budget as of 04-02-2023 Ord. # 047-2023	May's Budget Adjustment Ord. #	Amended Budget
	O.T.P.S	\$ -	\$ -	\$ 25,000.00	\$ 25,000.00
	Total - 2108 - General Operations	\$ -	\$ -		\$ 25,000.00
7301 - Fire Admin	Capital	\$ -	\$ -	\$ 45,000.00	\$ 45,000.00
	Total 7301 Fire Ad,in	\$ -	\$ -		\$ 45,000.00
Total Fund 241 - Local Fiscal Recovery Budget		\$ -	\$ -	\$ 70,000.00	\$ 70,000.00

That there be appropriated from the **CEDAR LEE & MEADOWBROOK TIF FUND, FUND NO. 261**

3101 - Finance	O.T.P.S.	\$ -	\$ 10,182,969.00	\$ 10,182,969.00
	Total - 3101 Finance	\$ -	\$ 10,182,969.00	\$ 10,182,969.00
Total Fund 261 - Cedar Lee & Meadowbrook TIF Budget		\$ -	\$ 10,182,969.00	\$ 10,182,969.00

That there be appropriated from the **G.O. BOND RETIREMENT FUND, FUND NO. 301**

3101 - Finance	O.T.P.S.	\$ 1,580,114.00	\$ 1,580,114.00	\$ 1,580,114.00
	Total - 3101 Finance	\$ 1,580,114.00	\$ 1,580,114.00	\$ 1,580,114.00
Total Fund 301 - GO Bond Retirement Budget		\$ 1,580,114.00	\$ 1,580,114.00	\$ 1,580,114.00

That there be appropriated from the **FINANCED CAPITAL PROJECTS FUND, FUND NO. 402**

2201 - Management Info Serv.	Capital	\$ 522,000.00	\$ 522,000.00	\$ 522,000.00
	Total - 2201 Management Info Services	\$ 522,000.00	\$ 522,000.00	\$ 522,000.00
5101 - Planning	Capital	\$ 350,000.00	\$ 350,000.00	\$ (100,000.00) \$ 250,000.00
	Total 5101 Planning	\$ 350,000.00	\$ 350,000.00	\$ 250,000.00
6201 - DPW	Capital	\$ 420,000.00	\$ 420,000.00	\$ 100,000.00 \$ 520,000.00
	Total - 6201 DPW	\$ 420,000.00	\$ 420,000.00	\$ 520,000.00
7201 - Police Admin	Capital	\$ 40,000.00	\$ 40,000.00	\$ 40,000.00
	Total 7201 Police Admin	\$ 40,000.00	\$ 40,000.00	\$ 40,000.00
8201 - Public Property	Capital	\$ 235,000.00	\$ 235,000.00	\$ 235,000.00
	Total - 8201 Public Property	\$ 235,000.00	\$ 235,000.00	\$ 235,000.00
Total Fund 402 - Finance Capital Projects Budget		\$ 1,567,000.00	\$ 1,567,000.00	\$ -

That there be appropriated from the **ECONOMIC DEVELOPMENT FUND, FUND NO. 411**

5101 - Planning	O.T.P.S.	\$ 312,000.00	\$ 312,000.00	\$ 312,000.00
	Capital	\$ 7,334.00	\$ 7,334.00	\$ 7,334.00
	Total - 5101 Planning	\$ 319,334.00	\$ 319,334.00	\$ 319,334.00
Total Fund 411 - Economic Development Budget		\$ 319,334.00	\$ 319,334.00	\$ 319,334.00

That there be appropriated from the **CITY HALL MAINT. & REPAIR FUND, FUND NO. 412**

2102 - City Hall Maint Repair	O.T.P.S.	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
	Total - 2102 City Hall Maint	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
Total Fund 412 - City Hall Maint & Repair Budget		\$ 15,000.00	\$ 15,000.00	\$ 15,000.00

That there be appropriated from the **REFUSE CAPITAL FUND, FUND NO. 416**

6203 - Refuse Collect	Capital	\$ 380,000.00	\$ 380,000.00	\$ 380,000.00
	Total - 6203 Refuse Collect	\$ 380,000.00	\$ 380,000.00	\$ 380,000.00
Total Fund 416 - Refuse Capital Budget		\$ 380,000.00	\$ 380,000.00	\$ 380,000.00

That there be appropriated from the **WATER ADMINISTRATION FUND, FUND NO. 601**

6301 - Water Admin	O.T.P.S.	\$ 500.00	\$ 500.00	\$ 500.00
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Department	Object	Original	April's Budget as of 04-02-2023 Ord. # 047-2023	May's Budget Adjustment Ord. #	Amended Budget
		\$ 500.00	\$ 500.00		\$ 500.00
6302 - Water Distribution	Total - 6301 - Water Admin	\$ 500.00	\$ 500.00		\$ 500.00
	O.T.P.S.	\$ -	\$ -		\$ -
	Capital	\$ 1,305,500.00	\$ 1,305,500.00		\$ 1,305,500.00
	Total - 6302 - Water Distrib	\$ 1,305,500.00	\$ 1,305,500.00		\$ 1,305,500.00
6314 - Runnymede	O.T.P.S.	\$ 20,207.00	\$ 20,207.00		\$ 20,207.00
	Total - 6314 - Runnymede	\$ 20,207.00	\$ 20,207.00		\$ 20,207.00
6326 - Cedar Water	O.T.P.S.	\$ 47,044.00	\$ 47,044.00		\$ 47,044.00
	Total - 6326 Cedar Water	\$ 47,044.00	\$ 47,044.00		\$ 47,044.00
Total Fund 601 - Water Administration Budget		\$ 1,373,251.00	\$ 1,373,251.00		\$ 1,373,251.00

That there be appropriated from the SEWERAGE FUND, FUND NO. 602

6205 - Sewer Maint	Personal Services	\$ 1,498,645.00	\$ 1,499,402.00	\$ 1,499,402.00
	O.T.P.S.	\$ 946,150.00	\$ 946,150.00	\$ 946,150.00
	Capital	\$ 5,151,041.00	\$ 5,151,041.00	\$ 5,151,041.00
	Other Financing Sources	\$ 12,000.00	\$ 12,000.00	\$ 12,000.00
	Total - 6205 - Sewer Maint	\$ 7,607,836.00	\$ 7,608,593.00	\$ 7,608,593.00
6301 - Water Admin	O.T.P.S.	\$ 8,000.00	\$ 8,000.00	\$ 8,000.00
	Total - 6301 - Water Admin	\$ 8,000.00	\$ 8,000.00	\$ 8,000.00
6312 - Meadowbrook	O.T.P.S.	\$ 8,522.00	\$ 8,522.00	\$ 8,522.00
	Total - 6312 - Meadowbrook	\$ 8,522.00	\$ 8,522.00	\$ 8,522.00
6326 - Cedar Water	O.T.P.S.	\$ 4,267.00	\$ 4,267.00	\$ 4,267.00
	Total - 6326 Cedar Water	\$ 4,267.00	\$ 4,267.00	\$ 4,267.00
6327 - Demmington Sewer	O.T.P.S.	\$ 38,240.00	\$ 38,240.00	\$ 38,240.00
	Total - 6327 Demmington	\$ 38,240.00	\$ 38,240.00	\$ 38,240.00
Total Fund 602 - Sewer Budget		\$ 7,666,865.00	\$ 7,667,622.00	\$ 7,667,622.00

That there be appropriated from the PARKING FUND, FUND NO. 603

6210 - Parking Dept	O.T.P.S.	\$ 1,011,525.00	\$ 1,011,525.00	\$ 1,011,525.00
	Total - 6210 Parking Dept	\$ 1,011,525.00	\$ 1,011,525.00	\$ 1,011,525.00
Total Fund 603 - Parking Budget		\$ 1,011,525.00	\$ 1,011,525.00	\$ 1,011,525.00

That there be appropriated from the REFUSE FUND, FUND NO. 605

6203 - Refuse Collect	Personal Services	\$ 2,565,458.00	\$ 2,565,458.00	\$ 2,565,458.00
	O.T.P.S.	\$ 1,329,218.00	\$ 1,329,218.00	\$ 1,329,218.00
	Capital	\$ 33,000.00	\$ 33,000.00	\$ 33,000.00
	Total - 6203 Refuse Collect	\$ 3,927,676.00	\$ 3,927,676.00	\$ 3,927,676.00
Total Fund 605 - Refuse Budget		\$ 3,927,676.00	\$ 3,927,676.00	\$ 3,927,676.00

That there be appropriated from the ALS AMBULANCE SERVICES FUND, FUND NO. 606

7304 - Ambulance Services	Personal Services	\$ 434,487.00	\$ 434,487.00	\$ 434,487.00
	O.T.P.S.	\$ 355,150.00	\$ 355,150.00	\$ 355,150.00
	Capital	\$ 296,600.00	\$ 296,600.00	\$ 296,600.00
	Total - 7304 Ambulance Services	\$ 1,086,237.00	\$ 1,086,237.00	\$ 1,086,237.00
Total Fund 606 - ALS Ambulance Services Budget		\$ 1,086,237.00	\$ 1,086,237.00	\$ 1,086,237.00

That there be appropriated from the HOSPITALIZATION SELF-INS FUND, FUND NO. 701

3101 - Finance	Personal Services	\$ 7,000,000.00	\$ 7,000,000.00	\$ 7,000,000.00
	Total - 3101 Finance	\$ 7,000,000.00	\$ 7,000,000.00	\$ 7,000,000.00
Total Fund 701 Hospitalization Budget		\$ 7,000,000.00	\$ 7,000,000.00	\$ 7,000,000.00

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Department	Object	Original	April's Budget as of 04-02-2023 Ord. # 047-2023	May's Budget Adjustment Ord. #	Amended Budget
That there be appropriated from the <u>OFFICE ON AGING FUND, FUND NO. 804</u>					
8501 - Off On Aging Admin					
O.T.P.S.		\$ 7,430.00	\$ 7,430.00		\$ 7,430.00
Total - 8501 - Off On Agin Admin		\$ 7,430.00	\$ 7,430.00		\$ 7,430.00
8502 - Off On Aging Computer					
O.T.P.S.		\$ 5,000.00	\$ 5,000.00		\$ 5,000.00
Capital		\$ 3,000.00	\$ 3,000.00		\$ 3,000.00
Total - 8501 - Off On Agin Computer		\$ 8,000.00	\$ 8,000.00		\$ 8,000.00
Total Fund 804 Office on Aging Budget		\$ 15,430.00	\$ 15,430.00		\$ 15,430.00
That there be appropriated from the <u>YOUTH RECREATION FUND, FUND NO. 808</u>					
8101 - Community Services Admin					
Other Financing Uses		\$ 5,000.00	\$ 5,000.00		\$ 5,000.00
Total - 89101 Community Services Admi		\$ 5,000.00	\$ 5,000.00		\$ 5,000.00
Total Fund 808 Youth RecreationsBudget		\$ 5,000.00	\$ 5,000.00		\$ 5,000.00
That there be appropriated from the <u>JUVENILE DIVERSION PROG FUND, FUND NO. 811</u>					
7209 - Junenile Diversion					
O.T.P.S.		\$ 10,000.00	\$ 10,000.00		\$ 10,000.00
Total - 7209 Juvenile Diversion		\$ 10,000.00	\$ 10,000.00		\$ 10,000.00
Total Fund 811 Juvenile Diversion		\$ 10,000.00	\$ 10,000.00		\$ 10,000.00
That there be appropriated from the <u>SALES TAX FUND, FUND NO. 857</u>					
3101 - Finance					
Other Financing Uses		\$ 250.00	\$ 250.00		\$ 250.00
Total - 3101 Finance		\$ 250.00	\$ 250.00		\$ 250.00
Total Fund 857 Sales Tax Budget		\$ 250.00	\$ 250.00		\$ 250.00
That there be appropriated from the <u>MISCELLANEOUS AGENCY FUND, FUND NO. 858</u>					
3105 - Unclaimed Money					
Other Financing Uses		\$ 20,000.00	\$ 20,000.00		\$ 20,000.00
Total - 3105 Unclaimed Money		\$ 20,000.00	\$ 20,000.00		\$ 20,000.00
7201 - Police Admin					
O.T.P.S.		\$ 60,000.00	\$ 60,000.00		\$ 60,000.00
Total - 7201 Police Admin		\$ 60,000.00	\$ 60,000.00		\$ 60,000.00
7401 - Building Services					
Other Financing Uses		\$ 12,000.00	\$ 12,000.00		\$ 12,000.00
Total - 7401 Building Services		\$ 12,000.00	\$ 12,000.00		\$ 12,000.00
7402 - Housing Inspections					
Other Financing Uses		\$ 350,000.00	\$ 350,000.00		\$ 350,000.00
Total - 7201 Police Admin		\$ 350,000.00	\$ 350,000.00		\$ 350,000.00
Total Fund 858 Misc. Agency Budget		\$ 442,000.00	\$ 442,000.00		\$ 442,000.00
Total 2023 Budget		\$ 123,661,800.00	\$ 133,971,847.00	\$ 1,711,289.00	\$ 135,683,136.00

Proposed: 5/15/2023

RESOLUTION NO. 092-2023(PD), *First Reading*

By Mayor Seren

A Resolution authorizing the Mayor to enter into an amendment to an agreement with the Home Repair Resource Center, a non-profit corporation, for the use of HOME Funds to administer the City's Down Payment Assistance loan program, to increase the amount of funding for said Program from the Forty-four Thousand Dollars (\$44,000.00) authorized by Resolution No. 27-2023 to Eighty-eight Thousand Dollars (\$88,000.00); and declaring the necessity that this Resolution become immediately effective as an emergency measure.

WHEREAS, the City previously entered into an agreement with the Home Repair Resource Center ("HRRCC") to administer the City's Down Payment Assistance loan program, wherein Cleveland Heights residents who met certain criteria would receive up to a ten-thousand-dollar (\$10,000) loan consisting of HOME funds issued by U.S. Department of Housing and Urban Development ("HUD") via Cuyahoga County; and

WHEREAS, this Council has previously determined that it would be in the City's best interest to continue the down payment assistance program for its citizens with HRRCC's administration and under the City's oversight; and

WHEREAS, due to increased demand the City desires to add additional funding to the Program so as to aid more additional low- and moderate-income homebuyers.

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

SECTION 1. The Mayor be, and he is hereby, authorized to enter into an amendment to an existing agreement with the Home Repair Resource Center ("HRRCC") for the administration of the City's Down Payment Assistance Program. The amendment shall provide additional funding in the amount of Forty-four Thousand Dollars (\$44,000.00),, with total funding for the year 2023 to equal the sum of Eighty-eight Thousand Dollars (\$88,000.00).

SECTION 2. Resolution No. 27-2023 shall be and hereby is amended to increase the amount of funding as provided in Section (1).

SECTION 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health

RESOLUTION NO. 092-2023(PD)

and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to allow the City's Down Payment Assistance Program to continue without interruption. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor

Proposed: 5/15/2023

RESOLUTION NO. 093-2023(F), *First Reading*

By Mayor Seren

A Resolution acknowledging receipt from the Cedar-Lee Special Improvement District of a Plan for public services and improvements, and returning said Plan to the Board of Directors without comments or recommendations for changes; and declaring the necessity that this legislation become immediately effective as an emergency.

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

WHEREAS, this Council has previously approved and levied assessments for five-year public services/improvements plans for the SID; and

WHEREAS, the most recently approved Plan and assessments have expired; and

WHEREAS, the Board of Directors of the Cedar-Lee SID have adopted a proposed public services improvements Plan for the next five (5) years and submitted it to this Council and the Mayor for their comments and recommendations pursuant to Ohio Revised Code Section 1710.06; and

WHEREAS, this Council and the Mayor have reviewed said Plan and have no comments or recommendations for changes regarding same.

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

SECTION 1. This Council hereby acknowledges receipt, on its behalf and on behalf of the Mayor, of the proposed five-year public services and improvements plan for the Cedar-Lee Special Improvement District, as adopted by the Board of Directors of the Cedar-Lee SID (a copy of which is attached hereto as Exhibit "A" and incorporated herein by reference). Said Plan is hereby returned to the Cedar-Lee SID, pursuant to Ohio Revised Code Section 1710.06, without comments or recommendations for changes.

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

SECTION 3. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace,

RESOLUTION NO. 093-2023(F)

health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to permit the services of the Cedar-Lee SID to continue without interruption and to meet statutory deadlines. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

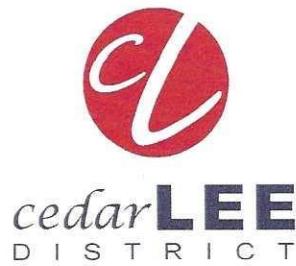
ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor:

Approved: _____

KAHLIL SEREN
Mayor



May 9, 2023

Melody J. Hart
Council President
City of Cleveland Heights
40 Severance Circle
Cleveland Hts., OH 44118

Dear Council President Hart:

Per Ohio Revised Code, the Cedar Lee Special Improvement District Plan of Services is being submitted to initiate our renewal process. This document also includes a district map and budget for the five-year term, which would commence in October of this year, pending approval of property owners who represent 60% of the frontage within our service area.

Should you, or other members of Council have questions, please contact us at:
cedarleesid@sbcglobal.net

Respectfully,

A handwritten signature in black ink, appearing to read 'Kelley Robinson'.

Kelley Robinson
Executive Director

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

Forward

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

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

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

The Services

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

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

Marketing Objectives

Marketing efforts will target NE Ohio

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

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

Work in partnership with the City of Cleveland Heights to implement, promote and maintain a Designated Outdoor Refreshment Area

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

Keep merchants abreast of area-wide marketing and promotional opportunities

Beautification and Maintenance

Coordinate the delivery of maintenance services by independent contractors

Oversee seasonal plantings, watering, and landscape maintenance

Seasonal snow removal service

Sidewalk sweeping and litter removal; weekly scheduled services

Supplemental Security

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

Keep merchants, property owners, residents, and customers abreast of traffic advisories, route and parking changes related to the construction of the CLM project

Provide crime advisories to the merchants

Physical Improvements

Plan and implement updated pedestrian and/or bicycle amenities and wayfinding signage

Cost

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

Area to be Served:

- *Lee Road, on the west side from Superior Road to and including Parcel No. 686-13-049*
- *Lee Road, on the east side from Dellwood Road to Cedar Road*
- *Lee Road, on the east side from Washington to Superior Road*
- *Silsby Road, on the north side Parcel No. 687-08-012*
- *Silsby Road, on the south side from Lee Rd. to and including Parcel No. 687-08-080*
- *Cedar Road, on the north side Parcel Nos. 684-22-019 and 684-22-020*
- *Cedar Road, on the south side from Edgewood to Kildare*

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

Method of Assessment

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

The assessment will be collected semi-annually.

Term of the Plan

The term of the Plan of Services shall be for **five (5) years** from **October 2023 through September of 2028**. Services will be provided during the same term. The commencement date may be adjusted by the Board of Directors by up to six (6) months later as necessary to give flexibility in meeting all requirements as provided in Chapter 1710 of the Ohio Revised Code and/or as necessary to provide for funds collection and cash flow to commence operations.

Period of Assessment

The term of assessment levied by the district shall be for five years from October 2023 – September of 2028. It may also be adjusted by the Board of Directors as stated above under the Term of Plan.

Annual and 990 Report

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

Cedar Lee Special Improvement District

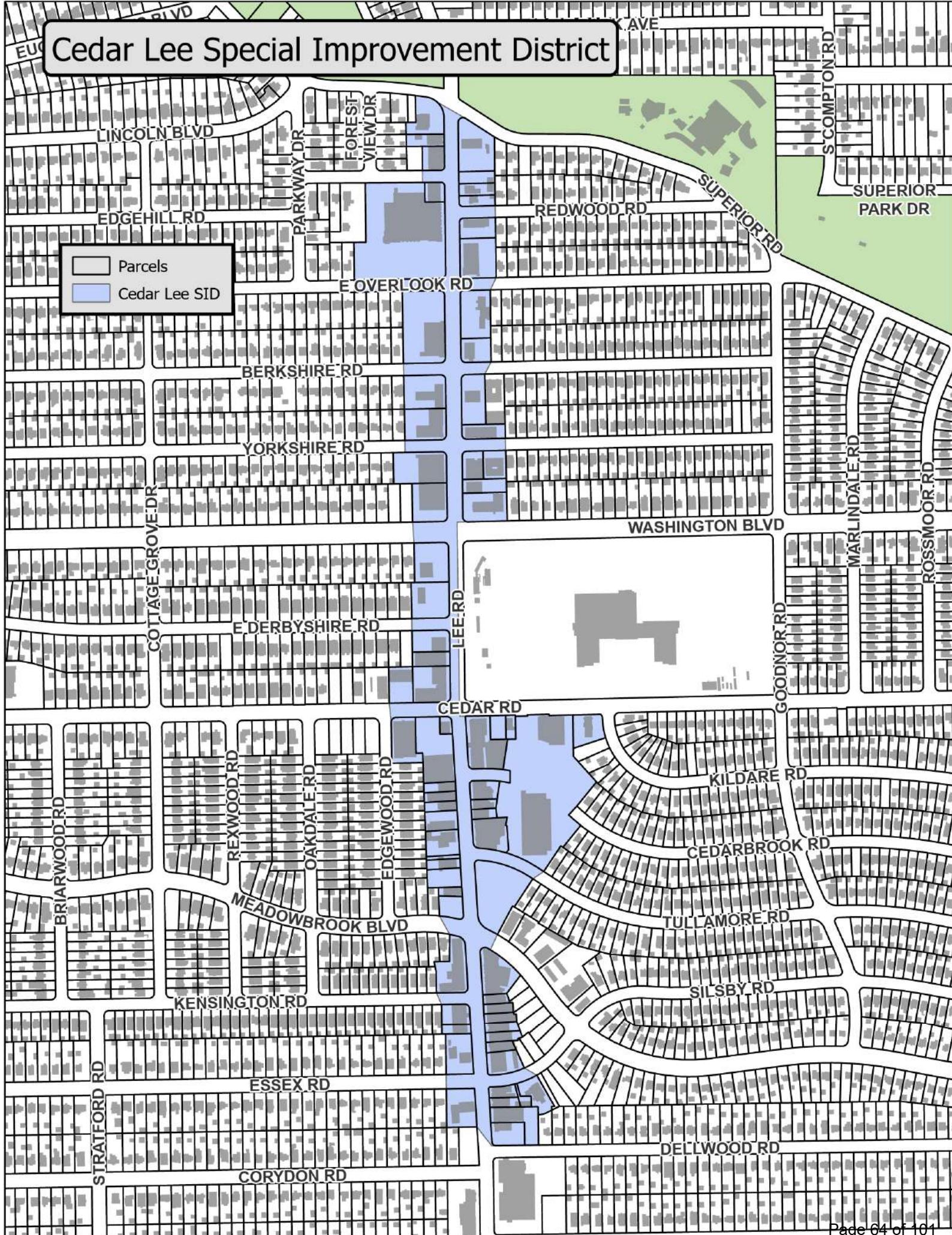


EXHIBIT A

Exhibit B

CLSID Renewal Budget 2023-2028

	2024	2025	2026	2027	2028
Projected expenses					
Maintenance					
Administrative-Maintenance	13,550	13550	13550	13550	13550
Seasonal plants & bed maintenance	20,000	20,000	25,000	25,000	25,000
Snow Removal	11,000	11,000	12,000	12,500	13,000
Street Cleaning	19,200	19,200	21600	21600	21600
Watering	13,000	13,000	14000	14000	15000
Supplies	1,000	2,500	4000	4000	5000
Total Maintenance	77,750	79250	90,150	90,650	93,150
Administrative					
Accountants	4000	4000	4500	5000	5500
Administrative - General	4700	4700	4700	4700	4700
Bookkeeping Service	6000	6000	6500	6500	7000
Bank Charges	50	50	100	100	100
BOD Liability Insurance	2500	2500	3000	3000	3500
Donations	1000	1000	1000	1500	1500
Legal	1500	1500	2000	2000	2500
Meetings	500	500	500	500	1000
Postage and Supplies	600	600	750	750	750
Tax Filing Fees	300	350	350	400	400
Training	1000	500	500	0	0
Total Administration	22150	21700	23900	24450	26950
Marketing					
Administrative - Marketing	27390	27390	29000	29000	29000
Advertising	3000	3000	4000	4000	4500
Web page	1000	2500	2500	3000	3000
DORA Cups and wristbands	2500	2500	3000	3000	3000
Total Marketing	33890	35390	38500	39000	39500
Promotional Events					
Fall Promos	2000	2000	2500	2500	2500
Summer Promos	3500	3500	4000	4000	4000
Winter Promos	2000	2000	2500	2500	2500
Total Promos	7500	7500	9000	9000	9000

EXHIBIT A

Administrative Security	1500	1500	1500	1500	1500
Security	2500	2500	3500	3500	3500
Total Security	4000	4000	5000	5000	5000
Physical Improvements					
Administrative - Physical Improvements	5000	5000	5000	5000	5000
Master Plan Implementation	4315	4315	4315	N/A	N/A
	15,000				
Total Physical Improvements	9315	9315	9315		
				N/A= City Reimbursement ends	
ANNUAL TOTALS	154605	157155	175865	173100	177600

To: Cleveland Heights Council

From: Director Prosser

Date: 5/9/2023

Re: Citywide Surveillance Program

The City of Cleveland Heights operates a complex surveillance network in frequently visited areas, including business districts, city buildings, and local parks. This system encourages a safe and equitable experience in busy areas for our residents and visitors alike.

Several miles of cable, dozens of wireless antennas, storage devices, and fiber switches support approximately 200 cameras providing 24/7 live feeds and 30 days of recording retention. As of today, about half of the system components are obsolete and failing.

A Request for Proposals was published in the fourth quarter of 2022 and several solutions were received. A selection committee made up of technical and public safety City employees performed a review, followed up with references and conducted interviews with the respondents that aligned with the needs of the City. The committee selected Technology Install Partners as the best solution.

The chosen proposal elevates the City's surveillance platform, built heavily on a reliable and scalable fiber optic infrastructure, and providing for access to the latest in camera and surveillance technologies. An ongoing monitoring and maintenance program will complement the implementation of this new system to support the City's public safety goals for the foreseeable future.

Upon approval, the project is slated to begin Summer 2023 and continue through 2024 over the course of two phases. The first phase will cover new surveillance systems at City Hall and throughout our business districts. The second phase completes the surveillance project by encompassing our parks and outdoor pool. All existing equipment will be phased out and removed by the vendor. The costs of the first phase for 2023 will be \$901,873.26. The second phase, in year 2024 is projected to cost \$189,986.60.

Ongoing and ancillary costs include rental agreements for the utility poles that will secure the cameras and cabling, as well as utility costs to power the equipment. The rental agreements for the poles include 286 utility poles at an annual cost of \$7,150. The electrical utility costs will be \$25,000 annually to provide for the unmetered power to each of the 21 poles which will be added to the existing group of powered poles.

The total projected costs for the project in 2023 will be \$916,583.26 including all costs for labor and materials, rental agreements and power usage for the remainder of the 2022 year, dependent on a start date of September. The project cost will be partially funded by the County in the amount of \$500,000. I've attached the County legislation in regard to the awarded funds.

The IT Department appreciates the consideration to this matter and we are looking forward to discussing this piece in its entirety.

Best Regards,

Ryan Prosser - IT Director

Proposed: 5/15/2023

RESOLUTION NO. 094-2023(AS), *First Reading*

By Mayor Seren

A Resolution authorizing an agreement with Technology Install Partners for the update of the City's surveillance systems; authorizing an agreement with Cuyahoga County for the receipt of ARPA funds to contribute to the funding for the security update; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, the City currently operates a complex surveillance system in frequently visited areas, including business districts, city buildings and parks; and

WHEREAS, there have been issues with the system due to the age of components and failing and obsolete equipment; and

WHEREAS, the City published a Request for Proposals in the fall of 2022 for the update of the system; and

WHEREAS, after review of the proposals and interviews, a selection committee consisting of technical and public safety City employees and officials determined that the proposal of Technology Install Partners best aligned with the City's needs; and

WHEREAS, the City has applied for and received partial funding for the updated system from Cuyahoga County's distribution of federal ARPA funds.

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

SECTION 1. The Mayor be, and he is hereby, authorized to enter into an agreement with Technology Install Partners for an upgrade of the City's surveillance network. The agreement shall provide for the work to be completed in two Phases, commencing in 2023 and anticipated to be completed in 2024, with for total compensation for design, equipment and installation in a sum not to exceed Nine Hundred One Thousand, Eight Hundred Seventy-three and 26/100 Dollars (\$901,873.26) for Phase I and One Hundred and Eighty-nine Thousand, Nine Hundred Eighty-six and 60/100 Dollars (\$189,986.60) for Phase II. This agreement shall be approved as to form by the Director of Law.

SECTION 2. The Mayor be, and he is hereby, authorized to enter into a project award agreement with Cuyahoga County for the receipt of up to Five Hundred Thousand Dollars (\$500,000.00) in federal funding under the American Rescue Plan Act ("ARPA"), which funding will be used as partial payment of the surveillance network upgrade. The

RESOLUTION NO. 094-2023(AS)

project award agreement and all related documents, including, but not limited to, pole lease agreements, shall be approved as to form by the Director of Law.

SECTION 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to meet ARPA and County deadlines. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor

Proposed: 5/15/2023

ORDINANCE NO. 098-2023(PSH),
First Reading

By Mayor Seren

An Ordinance amending Chapter 522, "Lead Hazards," of Part Five, General Offenses Code, of the Codified Ordinances of the City of Cleveland Heights; amending Chapter 1347, "Certificate of Occupancy and Lead-Safe Certification" of the Codified Ordinances of the City of Cleveland Heights; and amending Section 1345.99, "Penalty," of Chapter 1345, "Enforcement and Penalty," of Part Thirteen, Building Code, of the Codified Ordinances of the City of Cleveland Heights.

WHEREAS, lead poisoning is a serious threat to the health of children which can cause learning disabilities, language delays, hearing problems, and behavioral problems; and

WHEREAS, children living in residential rental units built before 1978 are disproportionately at risk for unsafe levels of lead exposure from lead-based-paint hazards; and

WHEREAS, this Council had previously determined that requiring all residential rental units constructed before January 1, 1978 to have lead-safe certification will help to decrease the occurrence of lead poisoning in the children of Cleveland Heights; and

WHEREAS, in 2022, Council adopted regulations related lead hazards, to require rental units to be certified lead-safe as condition of obtaining a rental occupancy permit, and to authorize the Cleveland Heights Building Commissioner to administer and enforce this requirement (herein referred to as the "LeadSafe Program"); and

WHEREAS, in order to allow for the timely and proper implementation of the LeadSafe Program the original legislation needs to be amended.

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

SECTION 1. Chapter 522, "Lead Hazards," of Part Five, General Offenses Code, of the Codified Ordinances of the City of Cleveland Heights shall be and hereby is enacted and adopted to read in total as set forth in Exhibit A hereto.

SECTION 2. Chapter 1347, "Certificate of Occupancy and Lead-Safe Certification," of Part Thirteen, Building Code, of the Codified Ordinances of the

ORDINANCE NO. 098-2023(PSH)

City of Cleveland Heights, shall be and hereby is enacted and adopted to read in total as set forth in Exhibit B hereto.

SECTION 3. Section 1345.99, "Penalty," of Chapter 1345, "Enforcement and Penalty," of the Codified Ordinances of the City of Cleveland Heights shall be and hereby is amended to read as follows:

1345.99 PENALTY.

(a) A violation of Sections 1351.14, 1347.02, 1347.04(a) and (b), 1347.05(a) and (b), 1347.07(a) and (b), and 1347.08(b) is hereby classified as a minor misdemeanor. Every day such violation occurs or continues shall constitute a separate offense.

SECTION 4. Notice of the passage of this Ordinance shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 5. This Ordinance shall take effect and be in force at the earliest time possible permitted by law.

MELODY JOY HART
President of the Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor

Exhibit A

CHAPTER 522
Lead Hazards

- 522.01 Definitions
- 522.02 Lead Hazards Are A Nuisance
- 522.03 Prohibitions
- 522.04 Lead Abatement and Lead Hazard Control
- 522.05 Disclosures in Sale or Lease of Target Housing Regarding Lead Hazards
- 522.06 Residential Property Renovation; Paint Outlet Information Rule
- 522.07 Notice Requirements
- 522.08 Enforcement
- 522.99 Penalties

522.01 Definitions

As used in this chapter:

- (a) “Clearance examination” means an examination, performed by a clearance technician, lead inspector, or lead risk assessor, to determine whether lead hazards in a residential unit, child day-care facility, or school have been sufficiently controlled. A clearance examination includes a visual assessment, collection and analysis of environmental samples.
- (b) “Clearance technician” means a person, other than a licensed lead inspector or lead risk assessor, who is licensed under RC Chapter 3742 to perform a clearance examination.
- (c) “Commissioner” means the Cleveland Heights Building Commissioner unless otherwise specified.
- (d) “Division” means the Division of Building and Inspectional Services in the Department of Public Safety unless otherwise specified.
- (e) “Interim controls” means a set of measures designed to temporarily reduce human exposure or likely exposure to lead-based paint hazards, including specialized cleaning, repairs, maintenance, painting, temporary containment, ongoing lead hazard maintenance activities, and the establishment and operation of management and resident education programs.
- (f) “Landlord” has the same meaning as in division (e) of Section 1347.01.
- (g) “Lead Abatement” means a measure or a set of measures, designed for the single purpose of permanently eliminating lead hazards. “Lead abatement” includes all of the following:
 - (1) Removal of lead-based paint and lead- contaminated dust;
 - (2) Permanent enclosure or encapsulation of lead-based paint;
 - (3) Replacement of surfaces or fixtures painted with lead-based paint;
 - (4) Removal or permanent covering of lead- contaminated soil;
 - (5) Preparation, cleanup, and disposal activities associated with lead abatement. “Lead abatement” does not include any of the following:

ORDINANCE NO. 098-2023(PSH)

- (1) Residential rental unit lead-safe maintenance practices performed pursuant to RC 3742.41 and 3742.42;
- (2) Implementation of interim controls;
- (3) Activities performed by a property owner on a residential unit to which both of the following apply:
 - A. It is a freestanding single-family home used as the property owner's private residence;
 - B. No child under six (6) years of age who has lead poisoning resides in the unit.
- (4) Renovation, remodeling, landscaping or other activities, when the activities are not designed to permanently eliminate lead-based paint hazards, but, instead, are designed to repair, restore, or remodel a given structure or dwelling, even though these activities may incidentally result in a reduction or elimination of lead-based paint hazards. Abatement does not include operations and maintenance activities or other measures and activities designed to temporarily, but not permanently, reduce lead-based paint hazards. This definition shall not be interpreted to exempt any person from any requirement under State or federal law regarding lead abatement, including lead hazard control orders or requirements for full abatement of lead-based paint in certain federally-funded projects.

(h) “Lead-based paint” means any paint or other similar surface-coating substance containing lead at or in excess of the level that is hazardous to human health as set forth in Rule 3701-32-19 of the Ohio Administrative Code (OAC) as it may be hereafter amended.

(i) “Lead hazard” means material that is likely to cause lead exposure and endanger an individual's health as set forth in OAC Rule 3701-32-19. Lead hazard includes lead-based paint, lead-contaminated dust, lead-contaminated soil and lead-contaminated water pipes.

(j) “Lead hazard control” means measures taken to reduce or eliminate a lead hazard, which includes, but is not limited to, lead abatement, interim controls, or both, as appropriate.

(k) “Lead Poisoning” means a confirmed venous blood lead test level of lead in human blood of five micrograms per deciliter or greater.

(l) “Permanent” means an expected design life of at least twenty (20) years.

(m) “Rental agreement” has the same meaning described in division (m) of Section 1347.01 of the Codified Ordinances.

(n) “Target housing” means any housing constructed prior to 1978, except housing for the elderly or persons with disabilities (unless any one or more children age six (6) years or under resides or is expected to reside in such housing) or any zero (0) bedroom dwelling.

(o) “Tenant” has the meaning described in division (o) of Section 1347.01 of the Codified Ordinances.

(p) “Zero (0) bedroom dwelling” means any residential dwelling in which the living areas are not separated from the sleeping area. The term includes efficiencies, studio apartments, dormitory or single room occupancy housing, military barracks, and rentals of individual rooms in residential dwellings.

522.02 Lead Hazards Are A Nuisance

ORDINANCE NO. 098-2023(PSH)

- (a) This Council finds that lead hazards constitute a nuisance.
- (b) The Commissioner may determine that a nuisance is required to be immediately controlled under this section if, in the Commissioner's opinion, failure to immediately control the hazard may cause a serious risk to the health of the occupants of the property. In such a case, the Commissioner may require the owner or manager of the property to immediately control the nuisance or the Commissioner may, by his or her authorized representative, immediately control such nuisance.

522.03 Prohibitions

- (a) No person shall do any of the following:
 - (1) Violate any provision of RC Chapter 3742, as may be applicable, or the rules adopted pursuant to it;
 - (2) Apply or cause to be applied any lead-based paint on or inside a residential unit, child day-care facility, or school, unless the Ohio director of health has determined by rule under RC 3742.45 that no suitable substitute exists;
 - (3) Interfere with an investigation conducted in accordance with this chapter or RC 3742.35 or by the Commissioner or the Commissioner's designee, any lead inspector or risk assessor.
- (b) No person shall knowingly authorize or employ an individual to perform lead abatement on a residential unit, child day-care facility, or school unless the individual who will perform the lead abatement holds a valid license issued under RC 3742.05.
- (c) No person shall do any of the following when a residential unit, child day-care facility, or school is involved:
 - (1) Perform a lead inspection without a valid lead inspector license issued under RC 3742.05;
 - (2) Perform a lead risk assessment without a valid lead risk assessor license issued under RC 3742.05, or provide professional advice regarding lead abatement without a valid lead risk assessor, lead abatement contractor, or lead abatement project designer license issued under RC 3742.05;
 - (3) Act as a lead abatement contractor without a valid lead abatement contractor's license issued under RC 3742.05;
 - (4) Act as a lead abatement project designer without a valid lead abatement project designer license issued under RC 3742.05;
 - (5) Perform lead abatement without a valid lead abatement worker license issued under RC 3742.05;
 - (6) Perform a clearance examination without a valid clearance technician license issued under RC 3742.05, unless the person holds a valid lead inspector license or valid lead risk assessor license issued under that section;
 - (7) Perform lead training for the licensing purposes of RC Chapter 3742 without a valid approval from the director of health under RC 3742.08.
 - (8) Perform interim controls without complying with 24 C.F.R. Part 35.
 - (9) Perform lead-safe maintenance practices without complying with RC 3742.41 and 3742.42.
- (d) No person shall manufacture, sell or hold for sale toys and other articles intended for use

ORDINANCE NO. 098-2023(PSH)

by children as defined in 16 C.F.R. 1303.2, or furniture as defined in 16 C.F.R. 1303.2, that bears paint containing lead in excess of 0.009 percent by weight of the total nonvolatile content of the paint or the weight of the dried paint film.

- (e) No person shall sell or lease target housing in the City unless the owner, lessor, or agent of the target housing meets all applicable requirements of Section 522.06 regarding disclosures of lead hazards.
- (f) No person renovating target housing in the City shall fail to comply with Section 522.07.
- (g) No owner or manager of a retail or wholesale outlet of paint and paint-removal products shall violate division (b) of Section 522.07 by failing to provide an EPA-approved lead hazard information pamphlet.
- (h) All power-assisted methods of lead-based paint removal are hereby prohibited, unless the standards and methods set forth in OAC Chapters 3701-30 or 3701-32, as applicable, are followed. Open flame burning is prohibited under any circumstances.

522.04 Lead Abatement and Lead Hazard Control

- (a) The Commissioner is authorized to issue a stop work or cease and desist order to any person performing work in violation of RC Chapter 3742 or this chapter.
- (b) No person shall fail to immediately stop lead abatement or control activities when ordered to do so under division (a) of this section. No person shall resume lead abatement or control activities except in conformance with all applicable standards and methods prescribed in RC Chapter 3742.

522.05 Disclosures in Sale or Lease of Target Housing Regarding Lead Hazards

- (a) Disclosure in Purchase or Lease of Target Housing.
 - (1) A seller or lessor of target housing must disclose information concerning lead upon the transfer of any target housing pursuant to the Residential Lead-Based Paint Hazard Reduction Act of 1992, 42 U.S.C. 4852d, and shall adhere to all rules and regulations promulgated under the Act, as may be amended from time to time. Before a purchaser or tenant is obligated under a contract to purchase target housing or a rental agreement to lease target housing, the seller or lessor shall perform the activities and provide the disclosures described in this section:
 - A. Provide the purchaser or tenant with an EPA-approved lead hazard information pamphlet;
 - B. Disclose to the purchaser in writing in the sales contract, or to the tenant, in writing in the rental agreement: (i) the presence of any known lead-based paint, or any known lead-based paint hazards, in the housing; (ii) any additional information available concerning the known lead-based paint and/or lead-based paint hazards, such as the basis for the determination that lead-based paint and/or lead-based paint hazards exist, the location of the lead-based paint and/or lead-based paint hazards, and the condition of the painted surfaces; and (iii) whether the property or unit is under a lead hazard control order;
 - C. Disclose to the tenant a copy of the most recent clearance examination or lead risk assessment and, if applicable, the lead-safe certification;
 - D. Provide to the purchaser or tenant any records or reports (including notices or

ORDINANCE NO. 098-2023(PSH)

letters of violation) available pertaining to lead-based paint or lead-based paint hazards in the target housing, including regarding common areas, and regarding other residential dwellings in multi-family target housing, provided that the information is part of an evaluation or reduction of lead-based paint and/or lead-based paint hazards in the target housing;

- E. Permit the purchaser a ten (10) day period (unless the parties mutually agree in writing to a different period of time or to waive this requirement) to conduct a lead risk assessment or lead inspection for the presence of lead-based paint and/or lead-based paint hazards;
- F. Include in the sale or rental agreement the Lead Warning Statement prescribed in 40 C.F.R. 745.113;
- G. Include in the sale or rental agreement acknowledgments that the pamphlet, disclosures, ten (10) day period (if required) and warning required were provided.

(2) Discovery of Lead Hazards or Presumed Lead Hazards. If the owner of a residential unit learns of the presence of lead-based paint and/or lead-based paint hazards the owner shall notify each tenant of the presence of lead-based paint and/or lead-based paint hazards within ten (10) days of discovering its presence. In addition, the owner shall notify prospective tenants of presumed lead-based paint and shall provide each tenant with a Lead Warning Statement and the lead hazard information pamphlet, as prescribed by 42 U.S.C. 4852d(3)Compliance Assurance. Whenever a seller or lessor has entered into a contract with an agent for the purpose of selling or leasing a unit of target housing, the agent, on behalf of the seller or lessor, shall ensure compliance with the requirements of this section and 40C.F.R. 745 Subpart F; . An agent means any party who enters into a contract with a seller or lessor, including any party who enters into a contract with a representative of the seller or lessor, for the purpose of selling or leasing target housing. The term "agent" does not apply to purchasers or any purchaser's representative who receives all compensation from the purchaser. For the purposes of this subsection "ensure compliance" shall have the same meaning as provided in §745.115(a) of Subpart F of 40 CFR Part 745, and an agent who has fulfilled such responsibilities shall not be liable for the failure to disclose to a purchaser or lessee the presence of lead-based paint and/or lead based paint hazards known by a seller or lessor but not disclosed to the agent.

(b) Penalties for Violations.

- (1) Criminal Penalty. Any person who knowingly fails to comply with any provision of this section shall be subject to the penalties provided in Section 522.99.
- (2) The Commissioner is authorized to take lawful action as may be necessary to enforce this section or to enjoin any violation of it.
- (3) Civil Liability. Any person who violates any provision of this section will be jointly and severally liable to the purchaser or lessee in an amount equal to one (1) month's rent or one (1) month's mortgage payment.
- (4) In any action brought for damages under this section, the appropriate court may award court costs to the party commencing the action, together with reasonable attorney fees and any expert witness fees, if that party prevails.
- (5) A non-profit environmental health or housing rights organization is authorized to bring an action under division (b)(3) of this section on behalf of an aggrieved individual or individual(s) for violations of this section. Such organization may

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recover its costs under the remedies provided in divisions (b)(3) and (b)(4) of this section if the organization demonstrates that it has exerted organizational resources, including staff time, to investigate the alleged non-compliance with this section.

(c) **Validity of Contracts and Liens.** Nothing in this section may affect the validity or enforceability of any sale or contract for the purchase and sale or lease of any interest in residential real property or any loan, loan agreement, mortgage, or lien made or arising in connection with a mortgage loan, nor may anything in this section create a defect in title.

522.06 Residential Property Renovation; Paint Outlet Information Rule

(a) All renovations, repair and painting performed for compensation in target housing shall be performed in compliance with 40 C.F.R. Part 745, Subpart E, Residential Property Renovation, as may be amended from time to time. Any person performing renovations, repair and painting shall provide to occupants of the residential property a renovation-specific pamphlet as required under 40 C.F.R. 745.81.

(b) All retail and wholesale outlets of paint and paint removal products shall distribute an EPA- approved lead hazard information pamphlet to each purchaser of paint and paint removal products.

522.07 Notice Requirements

(a) For any lead abatement, interim controls, lead-safe maintenance practices or lead- safe renovation work in a residential unit, child day-care facility or school, the owner shall provide seven (7) days advance written notice to all occupants of residential structures, or all parents, students, teachers, and staff of child day-care facilities or schools from which lead-based paint is to be removed, and to all occupants of residential structures which are within thirty (30) feet of the residential structure, child day-care facility or school from which the lead-based paint is to be removed. The notice shall be as prescribed by the Commissioner and shall include, at a minimum, the address at which the lead-based paint will be removed, the date of commencement of the lead-based paint removal, the anticipated length of time to complete the removal, and the method by which the lead- based paint will be removed. The notice shall include a copy of an EPA- approved lead hazard information pamphlet.

(b) The notice required under this section does not relieve any person from compliance with any other notice requirements under state or federal law, including when notice is required by a hazard control order.

522.08 Enforcement

(a) Whenever the Commissioner or a designee determines upon information, or by observation or inspection, that any provision of this chapter is being or has been violated, the official may issue a notice of violation to the owner, manager, or person in charge to correct the violation. If the violation constitutes a nuisance that, in the determination of the Commissioner or designee, may endanger the health or safety of any person, the

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notice of violation shall order the immediate abatement of the nuisance.

- (b) In addition to any penalty for a violation of this chapter, the Commissioner or a designee may use any and all remedies in this Code, including Chapter 553, to prevent, terminate, or abate the nuisance, or to otherwise take action to control the nuisance, the costs and expense of which may be recovered as provided in RC 715.261, including certifying the costs and expense to the County Auditor, to be placed on the property as a lien to be collected as other taxes and returned to the City.
- (c) In addition to any penalty for a violation of this chapter, the Commissioner or a designee may control such nuisance. The costs and expense of controlling the nuisance by the Commissioner or designee under this chapter may be recovered as provided in RC 715.261, including certifying the costs and expense to the County Auditor, to be placed on the property as a lien to be collected as other taxes and returned to the City.
- (d) The authority described in division (c) to control such nuisance includes the authority to order the owner or manager to relocate the occupants of a residential unit, day-care facility, or school, until the property passes a clearance examination, if the Commissioner determines that the health of the occupants may be at risk during the lead hazard control work. The Commissioner may relocate the occupants until the residential unit, child day-care facility, or school passes a clearance examination. The costs and expense of the relocation may be recovered by certifying those costs to the County Auditor, to be placed on the property as a lien to be collected as other taxes and returned to the City.
- (e) In the event of an actual or threatened violation of this chapter, or in an emergency situation, the Director of Law, in addition to other remedies provided by law, may institute a proper suit in equity or at law to prevent, terminate or otherwise remedy the violation.
- (f) In addition to all other penalties and remedies provided by law, any person damaged by a nuisance caused by a violation of this chapter may institute a proper action in equity or at law to prevent, terminate or otherwise remedy the violation.
- (g) The City has enacted and enforces the provisions of this chapter to promote and preserve the public peace, health, safety and welfare. The City does not assume, nor does it impose on its officers and employees, an obligation the breach of which causes it to be liable in money damages to any person who claims that such breach proximately caused injury. In addition, nothing in this chapter may be interpreted to limit the City's statutory immunity under RC Chapter 2744.

522.99 Penalties

- (a) Whoever violates division (f) of Section 522.03 is guilty of a minor misdemeanor.
- (b) Whoever violates any provision of Chapter 522 for which no other penalty is provided or rule or regulation or order under this chapter is guilty of a misdemeanor of the first degree. Except for a violation of division (f) of Section 522.03, each day during which noncompliance or a violation continues shall constitute a separate offense.
- (c) As provided by RC 2901.23 and 2929.31, organizations convicted of an offense are guilty of a misdemeanor of the first degree.

(EDITOR'S NOTE: See Section 501.99 for misdemeanor classifications and penalties.)

Exhibit B

CHAPTER 1347
Certificate of Occupancy and Lead-Safe Certification

- 1347.01 Definitions.
- 1347.02 Certificate of occupancy required.
- 1347.03 Certificate issuance, contents, term and revocation.
- 1347.04 Failure to apply for certificate; renewals.
- 1347.05 Posting and availability of certificate.
- 1347.06 Fees for original certificate.
- 1347.07 Changes; new certificate of occupancy; fees.
- 1347.08 Lead-safe certification required for residential rental units built before January 1, 1978
- 1347.09 Internal Review
- 1347.10 Impact of Lead-Safe Certification Requirement
- 1347.11 Lead-Safe Advisory Board
- 1347.12 Records Kept by Department
- 1347.13 Inspections, Right of Entry

CROSS REFERENCES

Certificate of compliance required - see BLDG. 1311.02

1347.01 DEFINITIONS

For purposes of this chapter:

- (a) “Clearance examination” means an examination, performed by a clearance technician, lead inspector, or lead risk assessor, to determine whether lead hazards in a residential unit have been sufficiently controlled. A clearance examination includes a visual assessment, collection and analysis of environmental samples.
- (b) “Clearance technician” means a person, other than a licensed lead inspector or lead risk assessor, who is licensed under RC Chapter 3742 to perform a clearance examination.
- (c) “Lead-safe certification” means that the owner of a residential rental unit built before January 1, 1978 has provided to the Building Commissioner a clearance examination report or lead risk assessment that indicates that lead hazards are not identified in the unit. A lead-safe certification is valid for two (2) years from the date of the certification.
- (d) “Building Commissioner” means the Building Commissioner or designee.
- (e) “Landlord” means the owner, lessor, or sublessor of residential premises, his or her agent, or any person authorized by him or her to manage the premises or to receive rent from a tenant under a rental agreement.
- (f) “Lead-based paint” means any paint or other similar surface-coating substance

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containing lead at or in excess of the level that is hazardous to human health as set forth in Rule 3701-32-19 of the Ohio Administrative Code (OAC) as it may be hereafter amended.

- (g) “Lead hazard” means material that is likely to cause lead exposure and endanger an individual’s health as set forth in OAC Rule 3701-32-19. Lead hazard includes lead-based paint, lead-contaminated dust, lead-contaminated soil, and lead-contaminated water pipes.
- (h) “Lead inspector” means any individual licensed under RC Chapter 3742 who conducts a lead inspection, provides professional advice regarding a lead inspection, or prepares a report explaining the results of a lead inspection.
- (i) “Lead risk assessment” means an on-site investigation to determine and report the existence, nature, severity, and location of lead hazards in a residential unit including information gathering from the unit, current owner’s knowledge regarding the age and painting history of the unit, and occupancy by children under six (6) years of age, visual inspection, limited wipe sampling or other environmental sampling techniques, and any other activity as may be appropriate.
- (j) “Lead risk assessor” means a person licensed under RC Chapter 3742 who is responsible for developing a written inspection, risk assessment and analysis plan; conducting inspections for lead hazards in a residential unit; interpreting results of inspections or risk assessments; identifying hazard control strategies to reduce or eliminate lead exposures; and completing a risk assessment report.
- (k) “Lead-Safe Auditor” means an employee of the City of Cleveland Heights, contracted service, or coalition hired or retained by the City to assist in the administration of the City’s lead-safe certification program.
- (l) “Owner” means the person, partnership or corporation that holds title to the residential rental unit.
- (m) “Permanent” means an expected design life of at least twenty (20) years.
- (n) “Rental agreement” means any agreement or lease, written or oral, which establishes or modifies the terms, conditions, rules, or any other provisions concerning the use and occupancy of residential premises by one (1) of the parties.
- (o) “Residential rental unit” means any part of a building being used, designed or intended to be used as an individual’s private residence, including a unit occupied by one (1) or more persons regardless of whether the occupant pays rent or provides anything else of value to the titled owner in consideration for occupying the structure. A residential rental unit does not include a unit occupied by the titled owner.
- (p) “Tenant” means a person entitled under a rental agreement to the use and occupancy of residential premises to the exclusion of others.

1347.02 CERTIFICATE OF OCCUPANCY REQUIRED.

On and after January 1, 1963, no owner, agent or person in charge of any dwelling structure used or designed, or intended to be used, as a two (2) family dwelling, double house or multiple dwelling, and after January 1, 1984, no owner, agent or person in charge of any dwelling structure used or designed or intended to be used as a single-family dwelling shall rent or lease such structure for residential occupancy unless the owner thereof holds a certificate of occupancy issued by the Building Commissioner for such structure, which certificate has not expired, been revoked or otherwise become null and void.

1347.03 CERTIFICATE ISSUANCE, CONTENTS, TERM AND REVOCATION.

Application for a certificate of occupancy required by the provisions of this Housing Code shall be made annually by supplying necessary information to determine compliance with applicable laws, ordinances, rules and regulations for the existing use or occupancy or the intended use or occupancy on forms supplied by the Building Commissioner. Such information shall include, but need not be limited to, the name, address, telephone number, and email address of the owner of the property, the name, address, telephone number, and email address of the agent or person in charge of the property, the address of the property, the number of dwelling units contained in the dwelling structure, and a list of the persons living in each dwelling unit along with their telephone number, email address and the relationship of each person living in such unit. Should any of the required information change during the period for which a certificate is issued, such changes shall be conveyed to the Building Commissioner within thirty (30) days to allow for up-dating of records.

- (a) The Building Commissioner may require the submission of a certificate of occupancy stating such information, and he may cause a general inspection of the structure or premises to be made; provided, however, that in the case of a double house or two (2) family house which has all of the separate units occupied by tenants in common, joint tenants, or other co-owners, the Commissioner shall not cause a general interior inspection of the structure other than upon request, complaint or under emergency situations. And further provided that, in situations where one (1) unit of such double house or two (2) family house is owner-occupied, with the remaining unit occupied by those persons identified by Section 1341.15(b) and (c), the Commissioner shall not cause a general interior inspection other than upon request, complaint or under emergency situations.
- (b) If a building or other structure is found in compliance with the provisions of this Housing Code, and all other laws, ordinances, rules and regulations applicable thereto, the Building Commissioner shall issue a certificate of occupancy for such building or structure, which shall contain the following information:
 - (1) The street address or other identifying characteristics of the building or other structure.
 - (2) The name, address, telephone number, and email address of the owner and, if the owner does not reside on the premises, the name, address, telephone number, and email address of the resident agent in charge of the building or structure, and the name, address, telephone number, and email address of the nonresident agent, if any.
 - (3) The exact nature and extent of the use or occupancy authorized.
 - (4) The period for which such certificate of occupancy is issued.
 - (5) The lead-safe certification status, if applicableSuch certificate shall not be valid beyond December 31 of the calendar year in which the certificate is issued.
- (c) The Building Commissioner shall have the power to revoke a certificate of occupancy if any false statement is made by the applicant in connection with the issuance of such certificate; for noncompliance of a structure or its use with the requirements of the Housing Code; if the owner, agent or person in charge of a structure refuses to comply with any applicable provisions of this Housing Code; or if the structure is being

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maintained or used in such a manner as to constitute a public nuisance. In the event the Building Commissioner determines to revoke a certificate of occupancy for the reason that the structure is being maintained in such a manner as to constitute a public nuisance, the owner of said structure shall have the right to appeal the revocation to the Nuisance Abatement Board of Appeals pursuant to Section 553.08 of the Codified Ordinances and the Notice of Revocation shall advise the owner of the right of appeal.

- (d) An owner of a residential rental unit shall give notification of a change in the name, address, telephone number, and/or email address of a corporation, partnership or person listed on a certificate of occupancy to the Building Commissioner within fourteen (14) days after the change occurs. If the owner fails to give written notification as required in this section, the Building Commissioner may revoke the certificate of occupancy until the owner provides in writing the changed name, address, telephone number, and/or email address.
- (e) In addition to revocation of the certificate of rental registration, whoever violates this division shall be fined not more than two hundred dollars (\$200.00). Each three (3) month period during which the violation continues is a separate offense.
- (f) Notwithstanding any other provisions of this Chapter, no certificate of occupancy shall be issued by the Building Commissioner for any structure used or intended to be used for residential occupancy located on a parcel which:
 - (1) Has a certified delinquent property tax balance or other unpaid liens that appear on the Cuyahoga County Real Property Tax duplicate unless the property owner, agent, or person in charge of such structure provides documentation of being on a Delinquent Payment Plan in good standing with the Cuyahoga County Treasury; or
 - (2) Has an unpaid balance for nuisance abatement costs imposed by the City pursuant to Subsection 553.10(e) that has not been placed on the Cuyahoga County Real Property Tax duplicate.

If such structure as described above is determined by the Building Commissioner to be occupied by a tenant, the Building Commissioner shall provide notice to such tenant of the rejection of application for the issuance or renewal of a certificate of occupancy. Notice shall be by mail, hand delivery, or posting on the structure. Notwithstanding the requirement of notice provided herein, failure of the Building Commissioner to notify a tenant shall not preclude the enforcement of any provision of this Chapter.

1347.04 FAILURE TO APPLY FOR CERTIFICATE; RENEWALS.

- (a) The owner of a dwelling structure which subsequently is completed and becomes available for occupancy shall apply for such certificate as soon as practicable, but in no event shall the structure be occupied in whole or in part until such certificate of occupancy has been issued. Failure to so apply shall be deemed to be a violation of this Housing Code and shall subject the owner of the structure to the legal action and penalty prescribed herein.
- (b) For each twelve (12) month period beginning January 1, 1995, and for each year thereafter, the owner of a dwelling structure requiring a certificate of occupancy shall apply for such certificate on or before December 15 of the year immediately preceding the year in which the certificate is to be issued.

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1347.05 POSTING AND AVAILABILITY OF CERTIFICATE.

- (a) The owner, agent or person in charge of every multiple dwelling structure shall cause a certificate of occupancy to be posted conspicuously at all times at the main entrance of such structure. The certificate shall be provided with a protective covering and shall be securely affixed to the wall.
- (b) The owner or owner's agent of a dwelling structure, other than a multiple dwelling structure, requiring a certificate of occupancy, shall have such certificate available on the licensed premises, or otherwise readily available, for exhibition to the Building Commissioner or other authorized City personnel.

1347.06 FEES FOR ORIGINAL CERTIFICATE.

- (a) An application for a certificate of occupancy for any residential property in the City shall be accompanied by a fee of two hundred dollars (\$200.00) for the first dwelling unit in a building plus fifty dollars (\$50.00) for the second dwelling unit in the building and twenty-five dollars (\$25.00) for each additional dwelling unit in the building. The fee for a newly-rented residential property issued after June 30 of any year for the remainder of the calendar year shall be one hundred dollars (\$100.00) for the first dwelling unit in a building, twenty-five dollars (\$25.00) for the second dwelling unit in the building and twelve dollars and fifty cents (\$12.50) for each additional unit in the building. The fee for any one building shall not exceed the sum of one thousand two hundred twenty-five dollars (\$1,225.00) per year. All fees for certificates of occupancy shall be nonrefundable.
- (b) Any renewal application received after January 1 of any year shall incur a late fee of twenty-five dollars (\$25.00) per month for each month or portion thereof that the application and/or fee is delinquent.

1347.07 CHANGES; NEW CERTIFICATE OF OCCUPANCY; FEES.

- (a) If there is a change in the resident agent or nonresident agent as shown by the certificate of occupancy, the owner shall notify the Building Commissioner in writing within thirty (30) days of such change, giving the name and address of the new resident agent or nonresident agent. Failure to notify the Building Commissioner within the specified time shall constitute a violation of this Housing Code.
- (b) If there is a change in ownership of record, the certificate of occupancy issued under the provisions of this Housing Code to the former owner shall become null and void within thirty (30) days of the recorded date of such change of ownership, and a new certificate of occupancy must be obtained by the new owner. Application for such new certificate of occupancy shall be made not more than thirty (30) days after such change of ownership has occurred, on forms supplied by the Building Commissioner. A fee of fifty dollars (\$50.00) shall be paid upon application for each new certificate. A new certificate shall expire on the same date as that of the certificate which it replaces.
- (c) Any change in the nature or extent of the use or occupancy as specified on the certificate of occupancy shall render the certificate of occupancy null and void upon the happening of such change. No such change is permissible under this Housing Code unless such change has been approved by the proper City authorities pursuant to this Housing Code, and unless a new certificate of occupancy, incorporating such change, has been issued. Any such change, without the approval of the proper City authorities, will subject the owner, operator or agent to the penalty provided in Section 1345.99.

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(d) A fee of two dollars (\$2.00) shall be paid upon application for each such new certificate. If such change involves the addition of any dwelling units to the number of dwelling units previously authorized, an additional five dollars (\$5.00) shall be charged for each such additional dwelling unit, regardless of the date authorized. Such new certificate shall expire on the same date as that of the certificate which it replaces.

1347.08 LEAD-SAFE CERTIFICATION REQUIRED FOR RESIDENTIAL RENTAL UNITS BUILT BEFORE JANUARY 1, 1978

(a) *Presumption and Policy.* Any residential rental unit originally constructed prior to January 1, 1978 is presumed to have lead-based paint. It is the policy of the City to help prevent the poisoning of children by requiring that the presence of deteriorated lead-based paint on the interior and exterior of residential rental structures built before January 1, 1978 be identified and be correctly addressed by reducing and controlling lead-based paint hazards which may be present, in order to prevent human exposure to these hazards. Therefore, it is the further policy of the City to require all residential rental units in the City constructed prior to January 1, 1978 to have lead-safe certification no later than July 1, 2029.

(b) *Lead-Safe Certification.* Beginning July 1, 2024, all residential rental units constructed before January 1, 1978 shall have lead-safe certification from the Building Commissioner according to a schedule established by the Building Commissioner, but in no case later than July 1, 2029. A lead-safe certification is valid for three (3) years from the date of issuance and will transfer to any subsequent purchaser within the three (3) year period..

- (1) To obtain a lead-safe certification, an owner of a residential rental unit constructed prior to January 1, 1978 shall provide to the Building Commissioner a copy of a clearance examination report or lead risk assessment, completed pursuant to applicable Ohio laws and rules, within ninety (90) days prior to the date of submission evidencing that lead hazards were not identified in the unit.
- (2) For a structure constructed prior to January 1, 1978 that contains five (5) or more residential rental units to obtain a lead-safe certification, an owner shall provide to the Building Commissioner a copy of a report, completed pursuant to applicable law within ninety (90) days prior to the date of submission, that lead hazards were not identified in the minimum number of units tested relative to the total number of units in the structure, according to Federal HUD Guidelines, 2012 edition, as may be amended from time to time.

(c) *Exemption.* To be exempt from the lead-safe certification requirement set forth in this section, the owner of a residential rental unit originally constructed prior to January 1, 1978 shall submit a copy of a comprehensive lead risk assessment and paint inspection report, issued by a lead risk assessor verifying that the unit has been abated of lead hazards in accordance with 40 CFR 745.227 and applicable state law. The report shall have been completed within twenty (20) years prior to the date of submission to the Building Commissioner.

1347.09 INTERNAL REVIEW

The Building Commissioner, through the Lead-Safe Auditor, shall monitor the City lead-safe certification process to ensure efficiency and effectiveness. The Lead-Safe Auditor shall perform such

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other tasks as required by the Building Commissioner, including maintaining a list of certified inspectors and contractors and coordinating regular monitoring and reporting with the Lead-Safe Advisory Board and other appropriate entities.

1347.10 IMPACT OF LEAD-SAFE CERTIFICATION REQUIREMENT

Within one (1) year after implementation and yearly thereafter, the City shall review the impacts of the lead-safe certification requirement to determine if tenants have been unduly displaced and to identify any other negative unintended consequences that may have occurred due to implementation of the lead-safe certification requirement. If negative impacts are occurring or have occurred, the City will re-evaluate the program and work toward eliminating any negative impacts.

1347.11 LEAD-SAFE ADVISORY BOARD; RESPONSIBILITIES

- (a) There is hereby established a Lead-Safe Advisory Board to consist of seven (7) members: the Mayor or their designee, and a member of Council appointed by Council (Ex Officio Members); and five (5) members appointed by the Mayor with approval of Council (Appointed Members). Of the Appointed Members, at least one (1) shall be a Tenant of a Residential Rental Unit within the City, and at least one (1) shall be a Landlord of a Residential Rental Unit within the City. Of the original Appointed Members, two (2) shall be appointed for terms of two (2) years and three (3) shall be appointed for terms of three (3) years. Thereafter, the terms shall be four (4) years. None of the Appointed Members shall be current employees of the City. The Lead-Safe Advisory Board shall meet as often as a majority of its members deems necessary, but at least quarterly in each calendar year. The Board shall establish its own rules.
- (b) The responsibilities of the Lead-Safe Advisory Board shall be as follows: to provide recommendations for improvements to the City's lead-safe policies and procedures; to report, on a quarterly basis, progress and status of the City's Lead-Safe Certification requirement and other lead poisoning prevention related efforts to the Council.

1347.12 RECORDS KEPT BY DEPARTMENT

Copies of all applications, certificates of occupancy, and documents submitted for lead-safe certification are a public record and shall be kept on file by the Building Commissioner as required by applicable law.

1347.13 INSPECTIONS; RIGHT OF ENTRY

- (a) All residential rental units shall be subject to inspection for the purpose of determining compliance with the provisions of this Housing Code, Chapter 521, and all other applicable laws, ordinances, rules and regulations. Inspections shall be conducted in accordance with the residential rental unit inspection schedule established by the Building Commissioner, or as may be necessary in the Building Commissioner's discretion pursuant to specific complaint received under this Code.
- (b) The Building Commissioner and the Building Commissioner's duly authorized agents or inspectors may enter at reasonable times any residential rental unit registered under this Chapter in accordance with the right of entry defined in Chapter 1345.



To: Kahlil Seren-Mayor
From: Collette Clinkscale-Director of Public Works
Date: April 17, 2023
Re: Legislation for Public Works, GPI, Inc. Professional Construction
Inspection and Administration services – Lee Road Resurfacing

The proposed legislation will authorize the mayor to enter into an agreement with Greenman-Pedersen, Inc. (GPI) for professional Construction Inspection and Administration services for the Lee Road Resurfacing Project (ODOT PID 112874) at a not to exceed cost of \$75,800.00.

GPI was selected based on a qualification-based selection process. A request for Letters of Interest was advertised on January 27, 2023 for four weeks and four responses were received. The review committee selected GPI as the best qualified for this service.

Proposed: 5/01/2023

RESOLUTION NO. 077-2023(MSES), *Second Reading*

By Mayor Seren

A Resolution authorizing the Mayor to enter into an agreement with Greenman-Pedersen, Inc., for professional construction inspection and administration services relating to the Lee Road Resurfacing Project; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, it is necessary to retain an engineering firm to perform construction inspection and administration services related to the Lee Road Resurfacing Project; and

WHEREAS, after a review of the qualifications of interested firms, the Mayor has determined that the services of Greenman-Pedersen, Inc. ("GPI") will best meet the City's needs at a reasonable cost; and

WHEREAS, such professional engineering services are professional services for which no bidding is necessary.

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

SECTION 1. The Mayor shall be and is hereby authorized to execute an agreement with Greenman-Pedersen, Inc. ("GPI") to provide professional construction inspection and administration services relating to the Lee Road Resurfacing Project. The terms of the agreement shall be substantially in accordance with the engineer's proposal dated April 3, 2023, a copy of which is on file with the Clerk of Council. Compensation for the services detailed therein shall be paid for work actually performed at the rates described therein and in no event shall fees and expenses exceed the sum of Seventy-five Thousand Eight Hundred Dollars (\$75,800.00) without further authorization of this Council. All agreements and documents hereunder shall be approved as to form by the Director of Law.

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

SECTION 3. It is necessary that this Resolution become immediately effective as an emergency measure for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to meet construction season deadlines. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall

RESOLUTION NO. 077-2023(MSES)

take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor

Proposed: 5/1/2023

RESOLUTION NO. 078-2023(CRR),
Second Reading

By Councilmembers Russell, Larson,
and Cuda

A Resolution supporting a mayor's action call center with all actions necessary, including the expenditure of funds, hiring staff, and/or, if needed, purchasing implementing equipment, and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, residents need a centralized resource system to report needs and obtain services for numerous activities and services in the City, such as, but not limited to noise complaints, needed street repairs, graffiti removal, abandoned trash, illegal parking, code enforcement/neglected and distressed properties, how to obtain a permit; and

WHEREAS, the development and creation, funding, and staffing for a centralized resource system for residents will satisfy the need identified herein; and

WHEREAS, the creation, funding, and staffing for a centralized resource system for residents will provide the city with a central data collection center to analyze, survey, audit, and study the needs and concerns of City residents; and

WHEREAS, While the purpose of a centralized resource system for residents is to provide high quality customer service, data, and information during normal hours of operation, residents will continue to have access to emergency services directly from safety 9-1-1 emergency services; and

WHEREAS, the centralized resource system should be fully responsive to the non-emergency needs of residents and should be accessible to our residents by all possible mediums to address as many socio-economic barriers as possible.

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

SECTION 1. Cleveland Heights City Council hereby authorizes the funding, for a "Mayors Action Call Center for Residents":

- A. the "Mayors Action Call Center for Residents" will be administered by the Mayor, and Cleveland Heights city staff.
- B. Once a "Mayors Action Call Center for Residents" is up and running, a central data collection system should be established, and a summary of this data should be provided to members of City Council quarterly.

RESOLUTION NO. 078-2023(CRR)

SECTION 2. This resolution is timely in support of a Mayors Action Call center in response to concerns and needs of residents in the City of Cleveland Heights. Therefore, it is necessary that this resolution become immediately effective as an emergency measure simply stating a centralized resource system will be established for the resident of Cleveland Heights.

SECTION 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

MELODY JOY HART
President of the Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____

Approved by Mayor: _____

KAHLIL SEREN
Mayor

Proposed: 5/15/2023

RESOLUTION NO. 095-2023(CRR), *First Reading*

By Mayor Seren

A Resolution declaring June 2023 to be LGBTQ+ Pride Month; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, the City of Cleveland Heights historically has been a community that values and seeks diversity in its residents; and

WHEREAS, in 1976, this Council committed itself to a Resolution establishing the "Nine-Point Plan" to promote a well-maintained, full-service residential community that is racially, religiously, and ethnically diverse; and

WHEREAS, in 1982, this Council reaffirmed its commitment to diversity and tolerance by prohibiting discrimination in City employment based upon sexual orientation, as well as race, religion, sex, disability, and ethnic status; and

WHEREAS, in 2001, the Cleveland Heights Visioning Committee found that the overwhelming majority of Cleveland Heights residents consider diversity to be one of the community's strongest assets and that the residents' lives were enriched because of the varying experiences and perspectives offered by people of different ethnicities, religion, race, socio-economic status, and sexual orientation; and

WHEREAS, in 2002, this Council extended employment benefits to domestic partners of City employees; and

WHEREAS, in 2003, the citizens of Cleveland Heights initiated and passed an ordinance to provide for the establishment of a domestic partner registry which was the first of its kind in the State of Ohio; and

WHEREAS, in 2013 and 2014, this Council expanded the role and jurisdiction of the Fair Housing Board to hear and investigate sexual orientation and gender identity and expression discrimination complaints occurring in places of public accommodation, education, and employment, as well as in a housing context, and renamed the Board the "Fair Practices Board"; and

WHEREAS, in 2018, this Council passed a resolution supporting the Ohio Fairness Act to ensure that all Ohio residents are able to enjoy basic freedom from discrimination where they work, live, and engage in commerce throughout the state; and

WHEREAS, in an effort to further build and strengthen our communities and nation, one should value the LGBTQ+ (lesbian, gay, bisexual, transgender, and queer) community members as colleagues and neighbors, daughters and sons, sisters and brothers, and friends and partners; and

RESOLUTION NO. 095-2023(CRR)

WHEREAS, this Council recognizes that much has been accomplished over the last generation to promote equality and justice, as society and its law reflect that diversity and tolerance are strength in a progressive culture, yet many challenges still remain, as prejudice against members of the LGBTQ+ community can still erupt into acts of hatred, violence, and discrimination; and

WHEREAS, the City of Cleveland Heights is committed to equal rights for all Americans and is therefore proud to support all those committed to justice and equality in a crusade to outlaw discriminatory laws and practices and to protect the LGBTQ+ community from prejudice and persecution; and

WHEREAS, many communities and organizations across the United States will celebrate June, 2023 as LGBTQ+ Pride Month to recognize the significance that LGBTQ+ Americans have made throughout our nation's history.

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

SECTION 1. This Council does hereby: (i) proclaim June 2023 to be LGBTQ+ (lesbian, gay, bisexual, transgender, and queer) Pride Month; (ii) recognize the LGBTQ+ community for its many and varied contributions that have enriched our civic life; (iii) celebrate the progress made in creating a society more inclusive and accepting of the LGBTQ+ community; and (iv) affirm continued efforts to break down the walls of fear and prejudice and work to build a bridge to understanding and tolerance, until the members of the LGBTQ+ community are afforded the same rights and responsibilities as other Americans.

SECTION 2. The Clerk of Council is hereby directed to send a copy of this Resolution to the President of the United States, Ohio Senators J.D. Vance and Sherrod Brown, Governor Mike DeWine, Ohio Senate President Matt Huffman, and Ohio House Speaker Jason Stephens.

SECTION 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to join with other communities in this celebration in a timely manner. Wherefore, provided it receives the affirmative vote of five or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage;

RESOLUTION NO. 095-2023(CRR)

otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of the Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor

Proposed: 5/15/2023

RESOLUTION NO 096-2023(CRR), *First Reading*

By: Mayor Seren

A Resolution proclaiming June 2, 2023 to be National Gun Violence Awareness Day in the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, every day, ninety-six (96) Americans are killed by gun violence and on average there are nearly 13,000 gun homicides every year; and

WHEREAS, firearms were involved in about 80% of mass killing in the last 15 years; almost 20 have happened in Ohio, with nearly 100 fatalities, according to the Mass Killing Database by Northeastern University, USA Today and the Associated Press; and

WHEREAS, in Ohio in the last 10 years, there has been a 52% increase in total firearm deaths, increasing to an average of 1,820 a year, according to Ohio Department of Health Data; a 91% increase in firearm homicides, averaging 823 in the last three years versus 431 in 2010-2012; and

WHEREAS, Americans are twenty-five (25) times more likely to be murdered with guns than people in other developed countries; and

WHEREAS, protecting the public's safety is the Mayor's highest responsibility; and

WHEREAS, support for the Second Amendment rights of law-abiding citizens goes hand-in-hand with keeping guns away from dangerous people; and

WHEREAS, mayors, city managers, and law enforcement officers know their communities best, are the most familiar with local criminal activity and how to address it, and are best positioned to understand how to keep their citizens safe; and

WHEREAS, in January 2013, Hadiya Pendleton, a teenager who marched in President Obama's second inaugural parade and was tragically shot and killed just weeks later, should be now celebrating her 26th birthday on June 2, 2023; and

WHEREAS, to help honor Hadiya – and the ninety-six (96) Americans whose lives are cut short and the countless survivors who are injured by shootings every day – a national coalition of organizations has designated June 2, 2023, the first Friday in June, as the 9th annual National Gun Violence Awareness Day; and

WHEREAS, the idea was inspired by a group of Hadiya's friends, who asked their classmates to commemorate her life by wearing orange; they chose this color because hunters wear orange to announce themselves to other hunters when out in the woods and orange is a color that symbolizes the value of human life; and

RESOLUTION NO 096-2023(CRR)

WHEREAS, anyone can join this campaign by pledging to Wear Orange on June 2, the first Friday in June in 2023, to help raise awareness about gun violence; and

WHEREAS, by wearing orange on June 2, 2023, Americans will raise awareness about gun violence and honor the lives and lost human potential of Americans stolen by gun violence; and

WHEREAS, this Council is committed to reducing gun violence and pledges to do all we can to keep firearms out of the wrong hands, and encourage responsible gun ownership to help keep our children safe; and

WHEREAS, this Council passed Resolution No. 41-2018 to urge state and federal governments to enact common sense gun laws and mental health legislation to help reduce gun violence; and

WHEREAS, the City of Cleveland Heights is honored to take part in the annual observance of National Gun Violence Awareness Day in the hopes to help honor and remember all victims and survivors of gun violence and to declare that we as a country must do more to reduce gun violence.

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

SECTION 1. This Council hereby declares the first Friday in June, June 2, 2023, to be National Gun Violence Awareness Day in the City of Cleveland Heights and encourages residents to wear orange on this day to show solidarity with the families who have lost a family member to gun violence, the communities that are affected, and the hope that bringing awareness will help continue the battle against gun violence.

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

SECTION 3. It is necessary that this become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to recognize National Gun Violence Awareness Day on a timely basis. Wherefore, provided it receives the affirmative note of five (5) or more members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

RESOLUTION NO 096-2023(CRR)

MELODY JOY HART
President of the Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor

Proposed: 5/15/2023

RESOLUTION NO. 097-2023(CRR),
First Reading.

By Mayor Seren

A Resolution recognizing May, 2023 to be *Mental Health Awareness Month*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, founded by Mental Health America in 1949, the purpose of *Mental Health Awareness Month* is to raise awareness and educate the public about mental illness, including conditions like depression, schizophrenia, and bipolar disorder, and reduce the stigma surrounding mental illness; and

WHEREAS, our country faces an unprecedented mental health crisis among people of all ages, where two out of five adults report symptoms of anxiety or depression; and

WHEREAS, there is a proven connection between overall personal health and good mental health, which is critical to the well-being of our families, communities, schools, and businesses; and

WHEREAS, people with mental illnesses make important contributions to our families and our communities;

WHEREAS, even before the pandemic, rates of depression and anxiety were increasing, but the grief, trauma, and physical isolation of the last three years have driven Americans to a breaking point; and

WHEREAS, 57 million Americans have a mental disorder in any given year, but fewer than 40 percent of adults living with a mental illness, and slightly more than one-half of youths age 8 to 15 years with a mental illness received mental health services in the last year; and

WHEREAS, our youth have been particularly impacted as losses from COVID and disruptions in routines and relationships have led to increased social isolation, anxiety, and learning loss, and more than half of parents express concern over their children's mental well-being; and

WHEREAS, stigma and fear of discrimination keep many who would benefit from mental health services from seeking help, and research shows that the most effective way to reduce stigma is through personal contact with someone with a mental illness; and

RESOLUTION NO. 097-2023(CRR)

WHEREAS, *Mental Health Awareness Month* is both a national and local commitment to reducing the stigma associated with mental illness, encouraging those living with mental health conditions to get the help they need, and affirming our pledge to ensure those who need help have access to support, acceptance, and resources they deserve; and

WHEREAS, there is a need to improve public awareness of mental illness and to strengthen local and national awareness, so that all those with mental illness may receive adequate and appropriate treatment and support.

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

SECTION 1. This Council does hereby proclaim May, 2023 to be *Mental Health Awareness Month* and recognizes the necessity to continue to promote mental health awareness and access to mental health care resources.

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

SECTION 3. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to proclaim *Mental Health Awareness Month* on a timely basis. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of the Council

ADDIE BALESTER
Clerk of Council

PASSED:

RESOLUTION NO. 097-2023(CRR)

Presented to Mayor: _____

Approved by Mayor: _____

KAHLIL SEREN
Mayor