

ORDINANCE NO. 97-2021 (PD)

By Council Member Ungar

An Ordinance authorizing the City Manager to enter into an agreement with Berkowitz-Kumin, Inc. for the provision of incentives available pursuant to Chapter 3735 of the Ohio Revised Code for the construction of a 3,500 square foot addition and renovation of an existing facility within the Cleveland Heights Community Reinvestment Area; and declaring an emergency.

WHEREAS, on July 30, 2018, by way of Ordinance No. 77-2018 and in accordance with Chapter 3735 of the Ohio Revised Code, this Council established and designated the boundaries of a Community Reinvestment Area in the City of Cleveland Heights; and

WHEREAS, Berkowitz-Kumin, Inc., d/b/a Berkowitz-Kumin-Bookatz Funeral Home, is proposing a significant investment and addition to the property located at 1985 S. Taylor Road in the City, which is within said Community Reinvestment Area; and

WHEREAS, Berkowitz-Kumin, Inc. has been a significant Cleveland Heights business for 64 years and an anchor for the Taylor Road commercial corridor; and

WHEREAS, to aid in its investment and long-term commitment to the City, Berkowitz-Kumin, Inc. has requested a Commercial Community Reinvestment Area tax exemption to help offset the costs of the investment and resulting increase in real property taxes; and

WHEREAS, the Department of Economic Development has recommended that the City grant Berkowitz-Kumin, Inc.'s request; and

WHEREAS, this Council has determined that it is in the best interests of the City to enter into an Agreement with Berkowitz-Kumin, Inc. for the provision of incentives available pursuant to Chapter 3735 of the Ohio Revised Code for the construction of a 3,500 square foot addition and renovation to an existing facility within the Community Reinvestment Area created by Ordinance No. 77-2018.

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

SECTION 1. The City Manager be, and she is hereby, authorized to enter into an agreement and to execute any necessary related documents with Berkowitz-Kumin, Inc. for the provision of incentives available pursuant to Chapter 3735 of the Ohio Revised Code and Ordinance No. 77-2018, for the construction of a 3,500 square foot addition and renovation of an existing facility within the Community Reinvestment Area. Said agreement shall be substantially in accordance with the terms and conditions as set forth in the attached Exhibit A. All agreements hereunder shall be approved as to form and subject to the final approval of the Director of Law.

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SECTION 2. 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 newspaper of general circulation in the City of Cleveland Heights.

SECTION 3. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, su emergency ch being the need to enable Berkowitz-Kumin, Inc. to begin construction at the earliest possible date to complete said above-referenced project during the construction season. 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.

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JASON S. STEIN  
President of Council

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AMY HIMMELEIN  
Clerk of Council

PASSED: June 28, 2021