

PLEASE NOTE: A Public Hearing regarding Proposed Ordinance No. 4-6, the vacation of Franklin Street, will be held at 7:25p.m.

BEREA CITY COUNCIL

Monday, June 7, 2021 - 7:30p.m.

REGULAR MEETING AGENDA

I. INTRODUCTION

- A. Call to Order
- B. Roll Call of Members
- C. Pledge of Allegiance
- D. Sunshine Compliance with Ohio R.C. 121.22 and Codified Ordinance Chapter 109 (Sunshine Laws)
- E. Approval/Amendment of Minutes: **May 17, 2021 – Regular Council Meeting**

II. ADMINISTRATIVE REPORTS

- A. Mayor’s Administrative Report and Comments
- B. Report and Comments by the Officers of the Administration
 - 1. Director of Finance – Mrs. Morris
 - 2. Director of Law & Public Safety – Mrs. Jones
 - 3. Director of Public Service – Mr. Armagno

III. COMMENDATIONS

IV. ACCEPTANCE OF READING OF PETITIONS

V. PRESENTATION OF MATTERS BY THE PUBLIC

VI. COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS

VII. LEGISLATION

A. For Third Reading:

- 1. ORD. 4-10: AN ORDINANCE AMENDING SECTION 931.02(a), CRIMINAL ACTIVITIES AS A NUISANCE, ABATEMENT, PROCEDURE AND COSTS OF ENFORCEMENT, OF CHAPTER 931, NUISANCE ABATEMENT, IN TITLE FIVE, LOCAL PROVISION, OF PART NINE, GENERAL OFFENSES, AND SECTIONS 1331.05(a), (b) and (c), NUISANCE CONDITIONS AT LEASED PROPERTIES PROHIBITED – PROCEDURES – NUISANCE HEARING OFFICER, OF CHAPTER 1331, RESIDENTIAL RENTAL PROPERTY PERMITS, IN TITLE FIVE, LOCAL PROVISION, OF PART THIRTEEN, BUILDING CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF BERA TO REMOVE PARKING OFFENSES AS QUALIFYING INCIDENTS TO A NUISANCE DECLARATION AND TO PROVIDE CONSISTENCY BETWEEN OWNER-OCCUPIED AND NON-OWNER-OCCUPIED NUISANCE PROPERTIES.
- 2. ORD. 4-6: AN ORDINANCE VACATING FRANKLIN STREET, WHICH IS NO LONGER NEEDED FOR MUNICIPAL PURPOSES, BUT RETAINING PUBLIC UTILITIES EASEMENTS THEREIN.

3. ORD. 5-1: AN ORDINANCE ESTABLISHING AND RECONSTITUTING FUNDS AND AMOUNTS FOR CERTAIN PETTY CASH AND CHANGE FUNDS AND EXPRESSLY REPEALING ORDINANCE NO. 2018-43, AND DECLARING AN EMERGENCY.
4. RES. 5-2a: A RESOLUTION SUBMITTING TO THE VOTERS OF THE CITY OF BERE A, OHIO, THE QUESTION OF THE RENEWAL OF THE 4.1 MILL TAX LEVY FOR THE PURPOSE OF PROVIDING FOR THE CURRENT EXPENSES OF THE CITY OF BERE A, PURSUANT TO OHIO REVISED CODE SECTION 5705.191 AND ITEM XI-3 OF THE CHARTER OF THE CITY OF BERE A.
5. ORD. 5-3: AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH DMARK DEVELOPMENT, LLC. FOR THE DEVELOPMENT OF MUNICIPALLY OWNED PROPERTY IN THE NORTH END OF BERE A, AND DECLARING AN EMERGENCY.

B. For Second Reading:

1. ORD. 5-4: AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF BERE A BY REZONING PERMANENT PARCEL NUMBER 362-13-047 FROM COMMERCIAL CENTER (CC) DISTRICT TO RESIDENTIAL SINGLE-FAMILY B (R-SF-B) DISTRICT.
2. ORD. 5-5: AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO ONE OR MORE CONTRACTS FOR CONSTRUCTION OF A WEIGHT ROOM AT THE FIRE STATION, AND DECLARING AN EMERGENCY.
3. ORD. 5-6: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY REINVESTMENT AREA ("CRA") AGREEMENT WITH RED CEDAR COFFEE CO., LLC. AND BAGLEY ROAD PROPERTY 1, LLC., AND DECLARING AN EMERGENCY.
4. ORD. 5-7: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY REINVESTMENT AREA ("CRA") AGREEMENT WITH 1085 BAGLEY PROPERTIES, LLC., AND DECLARING AN EMERGENCY.
5. ORD. 5-8: AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF BERE A, OHIO AN AMENDMENT TO THE CHARTER OF THE CITY OF BERE A BY AMENDING THE PREAMBLE, AND DECLARING AN EMERGENCY.
6. ORD. 5-9: AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF BERE A, OHIO AN AMENDMENT TO THE CHARTER OF THE CITY OF BERE A BY AMENDING ITEM XIII-6, AND DECLARING AN EMERGENCY.
7. ORD. 5-10: AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF BERE A, OHIO AN AMENDMENT TO THE CHARTER OF THE CITY OF BERE A BY AMENDING ITEM X-8(b), AND DECLARING AN EMERGENCY.
8. RES. 5-11: A RESOLUTION ADOPTING THE TAX BUDGET OF THE CITY OF BERE A FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2022, AND SUBMITTING THE SAME TO THE CUYAHOGA COUNTY FISCAL OFFICER.

- 9. ORD. 5-12: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$5,250,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF PAYING COSTS OF IMPROVING THE CITY-OWNED ADMINISTRATIVE OFFICES, TRAINING FACILITY AND SURROUNDING GROUNDS LEASED TO THE CLEVELAND BROWNS FOOTBALL COMPANY LLC, AND DECLARING AN EMERGENCY.
- 10. ORD. 5-13: AN ORDINANCE REVISING THE CODIFIED ORDINANCES OF THE CITY OF BEREA BY ADOPTING CURRENT REPLACEMENT PAGES, AND DECLARING AN EMERGENCY.
- 11. ORD. 5-14: AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND TO ENTER INTO ONE OR MORE CONTRACTS FOR THE DEMOLITION OF THE WEST CENTER STREET BRIDGE, AND DECLARING AN EMERGENCY.
- 12. ORD. 5-15: AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE OR HIS DESIGNEE TO ADVERTISE FOR BIDS AND CONTRACTS AND TO ENTER INTO ONE OR MORE CONTRACTS FOR THE PURPOSE OF REMOVING SLUDGE WASTE FROM THE MAIN LAGOON AND SECONDARY OVERWATERING LAGOON LOCATED AT THE SERVICE GARAGE, AND DECLARING AN EMERGENCY.
- 13. ORD. 5-17: AN ORDINANCE REPEALING AND REPLACING SECTION 327.22, TRESS, GRASS, WEEDS AND OTHER CONDITIONS AS A NUISANCE; ABATEMENT, OF CHAPTER 327, GRASS AND WEEDS, OF PART THREE, STREETS, UTILITIES AND PUBLIC SERVICES, OF THE CODIFIED ORDINANCES OF THE CITY OF BEREA, AND DECLARING AN EMERGENCY.

C. For First Reading:

- 1. ORD. 6-1: AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF FINANCE TO CERTIFY TO THE FISCAL OFFICER OF CUYAHOGA COUNTY UNPAID WATER AND/OR SEWER RENTAL CHARGES AND/OR OTHER MISCELLANEOUS CHARGES FOR LEVY AND COLLECTION ACCORDING TO LAW, AND DECLARING AN EMERGENCY.
- 2. ORD. 6-2: AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO PARTICIPATE IN THE JOINT MUNICIPAL IMPROVEMENT CONSORTIUM FOR THE PURCHASE OF ROAD SALT AND OTHER DEICING MATERIALS, AND DECLARING AN EMERGENCY.
- 3. ORD. 6-3: AN ORDINANCE APPROPRIATING FROM THE VARIOUS FUNDS TO INDIVIDUAL ACCOUNTS FOR THE CURRENT EXPENDITURES AND OTHER EXPENSES OF THE CITY OF BEREA FOR THE FISCAL YEAR ENDING DECEMBER 31, 2021, AND EXPRESSLY REPEALING ORDINANCE NO. 2021-11.

VIII. REPORT AND COMMENTS BY THE PRESIDENT OF COUNCIL

IX. REPORT AND COMMENTS BY THE MEMBERS OF COUNCIL

- A. Councilman McManis, Ward 2
- B. Councilman Skoczen, Ward 5
- C. Councilwoman Smith, Ward 4
- D. Councilman Zacharyasz, At-Large
- E. Councilman DeVito, At-Large
- F. Councilman Dozier, Ward 1
- G. Councilman Maxwell, Ward 3

X. CORRESPONDENCE (May 13, 2021 – June 2, 2021)

XI. OTHER BUSINESS

- A. Report and Comments by the Clerk of Council

XII. ADJOURNMENT