

PLEASE NOTE: A Public Hearing will be held at 7:25p.m. regarding the request for a temporary F8 liquor license for the City of Berea, 11 Berea Commons, Berea, Ohio 44017.

BEREA CITY COUNCIL

Monday, May 2, 2022 - 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: **April 18, 2022 – 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. 3-1: AN ORDINANCE OPTING-OUT OF H.B. 172 AND REAFFIRMING THE BAN ON DISCHARGING, IGNITING OR EXPLODING FIREWORKS IN THE CITY OF BEREA, AS SET FORTH IN CHAPTER 1519 OF THE CODIFIED ORDINANCES OF THE CITY OF BEREA, AND DECLARING AN EMERGENCY.
- 2. ORD. 4-1: AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO ONE OR MORE CONTRACTS FOR ASPHALT OVERLAYS, CONCRETE REMOVAL AND REPLACEMENT, CRACK SEALING AND BITUMINOUS SURFACE TREATMENTS TO VARIOUS CITY STREETS FOR THE ANNUAL STREET MAINTENANCE AND REHABILITATION PROGRAM, AND DECLARING AN EMERGENCY.
- 3. ORD. 4-2: AN ORDINANCE AMENDING AND RECONSTITUTING SECTION 175.10, COMPENSATION SCHEDULE, OF CHAPTER 175, CLASSIFICATION AND COMPENSATION, OF TITLE VIII, PERSONNEL PLAN, OF THE CODIFIED ORDINANCES OF THE CITY OF BEREA TO PROVIDE AN UPDATED

COMPENSATION SCHEDULE FOR CURRENT AND FUTURE CITY EMPLOYEES, EXPRESSLY REPEALING EXISTING SECTION 175.10 OF THE CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY.

4. RES. 4-3: A RESOLUTION DECLARING IT NECESSARY TO IMPROVE THE STREETS AND OTHER PUBLIC PLACES IN THE CITY OF BEREA BY SUPPLYING THE SAME WITH ELECTRIC LIGHTING, INCLUDING TRAFFIC CONTROL LIGHTING, BY FIXING THE VALUE OF INTERSECTIONS NOT ASSESSED FOR TAXATION, AND AUTHORIZING THE DIRECTOR OF FINANCE TO MAKE AND FILE TENTATIVE ASSESSMENTS TO EFFECT THE SAME, AND DECLARING AN EMERGENCY.
5. ORD. 4-4: AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF THE STREETS AND OTHER PUBLIC PLACES IN THE CITY OF BEREA BY SUPPLYING THE SAME WITH ELECTRIC LIGHTING, INCLUDING TRAFFIC CONTROL LIGHTING, AND TO LEVY ASSESSMENTS THEREFOR, AND DECLARING AN EMERGENCY.
6. ORD. 4-5: AN ORDINANCE APPROVING AND RATIFYING A THREE-YEAR COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF BEREA AND THE UTILITY WORKERS UNION OF AMERICA, LOCAL 270, PURSUANT TO CHAPTER 4117 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.

B. For Second Reading:

1. ORD. 4-8: AN ORDINANCE AMENDING SECTION 931.02 (a), CRIMINAL ACTIVITIES AS A NUISANCE; ABATEMENT, PROCEDURE AND COSTS OF ENFORCEMENT, AND SECTION 1331.05 (a), NUISANCE CONDITIONS AT LEASED PROPERTIES PROHIBITED – PROCEDURES – NUISANCE HEARING OFFICER, OF THE CODIFIED ORDINANCES OF THE CITY OF BEREA TO ADD VIOLATIONS OF CHAPTER 1519, FIREWORKS, AS QUALIFYING INCIDENTS TO A NUISANCE DECLARATION, AND DECLARING AN EMERGENCY.
2. ORD. 4-9: AN ORDINANCE AMENDING SECTION 1519.99, PENALTY, OF CHAPTER 1519, FIREWORKS, OF PART FIFTEEN, FIRE PREVENTION CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF BEREA, AND DECLARING AN EMERGENCY.

C. For First Reading:

1. ORD. 5-1: AN ORDINANCE AMENDING SECTION 327.03, CREATION OF A SHADE TREE COMMISSION, OF CHAPTER 327, TREES AND WEEDS, OF TITLE FIVE, OTHER PUBLIC SERVICES, IN PART 3, STREETS, UTILITIES, AND PUBLIC SERVICES CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF BEREA TO CHANGE THE NUMBER OF MEMBERS SERVING ON THE SHADE TREE COMMISSION, AND DECLARING AN EMERGENCY.
2. RES. 5-2: A RESOLUTION APPROVING THE MAYOR'S APPOINTMENT OF PAUL ANZALONE TO THE SHADE TREE COMMISSION, AND DECLARING AN EMERGENCY.
3. RES. 5-3: A RESOLUTION APPROVING THE MAYOR'S APPOINTMENT OF JANE SHERER TO THE SHADE TREE COMMISSION, AND DECLARING AN EMERGENCY.

- 4. RES. 5-4: A RESOLUTION APPROVING THE MAYOR'S APPOINTMENT OF MICHAEL MELAMPY TO THE SHADE TREE COMMISSION, AND DECLARING AN EMERGENCY.

- 5. RES. 5-5: A RESOLUTION SUBMITTING TO THE VOTERS OF THE CITY OF BEREА, OHIO, THE QUESTION OF THE RENEWAL OF THE 1.4 MILL TAX LEVY FOR THE PURPOSE OF PROVIDING FOR IMPROVEMENTS TO THE CITY'S WATER PLANT AND THE CONSTRUCTION AND ACQUISITION OF OTHER PERMANENT IMPROVEMENTS RELATING TO THE CITY'S WATER SYSTEM, PURSUANT TO OHIO REVISED CODE SECTION 5705.191 AND ITEM XI-3 OF THE CHARTER OF THE CITY OF BEREА.

- 6. ORD. 5-6: AN ORDINANCE ESTABLISHING THE COMMON TRENCH IMPROVEMENT PARTNERSHIP PROGRAM TO ADDRESS THOSE PROPERTIES IN THE CITY OF BEREА SERVED BY COMMON TRENCH SEWERS, WHEREBY THE CITY WILL COMMIT TO IMPROVING THE PORTION OF THE LATERAL SEWER LINE LOCATED ON PUBLIC PROPERTY WHEN THE OWNER OF THE PROPERTY SERVED BY THE COMMON TRENCH SEWER MAKES THE NECESSARY IMPROVEMENTS TO THE LATERAL SEWER LINE ON PRIVATE PROPERTY, AND DECLARING AN EMERGENCY.

- 7. ORD. 5-7: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$7,330,000 FOR THE PURPOSE OF PAYING COSTS OF (i) ACQUIRING REAL ESTATE FOR MUNICIPAL FACILITIES, (ii) ACQUIRING PROPERTY TO BE USED FOR VEHICLE MAINTENANCE AND STORAGE FOR THE SERVICE DEPARTMENT, THE FRONT STREET RAILGRADE SEPARATION PROJECT AND OTHER MUNICIPAL PROJECTS, (iii) RESURFACING CERTAIN CITY STREETS TO BE APPROVED BY COUNCIL, (iv) CONSTRUCTING IMPROVEMENTS AT COE LAKE, INCLUDING AN AMPHITHEATER AND POOL SHELTER, (v) RESURFACING CERTAIN CITY STREETS TO BE APPROVED BY COUNCIL (THE 2016 STREET PROGRAM) AND TO PAY COSTS OF RECONSTRUCTING STREETS, INCLUDING IN THE BLUEGRASS DEVELOPMENT AREA, (vi) RESURFACING CERTAIN CITY STREETS TO BE APPROVED BY COUNCIL (THE 2017 STREET PROGRAM) AND TO PAY COSTS OF RECONSTRUCTING A PORTION OF NORTH ROCKY RIVER DRIVE AND JANANNA, VIVIAN AND KAYE DRIVES AND (vii) MAKING IMPROVEMENTS TO THE CITY'S WATER PLANT, INCLUDING REPLACING A PORTION OF THE FILTRATION SYSTEM, AND DECLARING AN EMERGENCY.

- 8. ORD. 5-8: AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$4,935,000 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.

VIII. REPORT AND COMMENTS BY THE PRESIDENT OF COUNCIL

IX. REPORT AND COMMENTS BY THE MEMBERS OF COUNCIL

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

X. CORRESPONDENCE (April 14, 2022 – April 27, 2022)

XI. OTHER BUSINESS

A. Report and Comments by the Clerk of Council

XII. ADJOURNMENT