

MINUTES OF A REGULAR COUNCIL MEETING
April 5, 2021 - 7:30p.m.

Council of the City of Berea, Ohio, met in regular session via Zoom in the Council Chamber on April 5, 2021 and the meeting was called to order by President Pro Tempore of Council Jim Maxwell at 7:30p.m. Present: Bill DeVito, Leon Dozier, Chris McManis and Kim Smith. Absent: President of Council Jeff Dettmer, Rick Skoczen and Gene Zacharyasz. Also present: Mayor Cyril M. Kleem, Director of Public Service Paul Anzalone, Director of Law and Public Safety Barb Jones and Director of Finance Andrea Morris.

The Pledge of Allegiance followed.

This meeting was held in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code and Chapter 109 of the Codified Ordinances of the City of Berea. The certificate of compliance is on file in the Clerk's office.

Moved by Mr. McManis, seconded by Mr. Dozier, that the minutes from the March 15, 2021 meeting be approved. Vote on the motion was all ayes and no nays. The motion carried.

MAYOR'S ADMINISTRATIVE REPORT AND COMMENTS

Mayor Kleem had no report.

REPORT AND COMMENTS BY THE OFFICERS OF THE ADMINISTRATION:

Andrea Morris - Director of Finance:

Mrs. Morris stated that the Ohio Budget Management Group will be providing training to Cities regarding how the latest Cares Act funding can be spent.

Barb Jones - Director of Law & Public Safety:

Mrs. Jones announced the retirements of Juvenile Detective Chris Holmes and Fire Captain Mickey Herreid, both of whom will be greatly missed! She also announced the promotion of Kyle Woodie to the rank of Fire Captain and Mike Kubec to Fire Lieutenant. In closing, she informed Council that Ted Novak has been hired as the newest Firefighter, and the City is glad to have him!

Mr. Maxwell offered his congratulations to all!

Paul Anzalone - Director of Public Service:

Mr. Anzalone stated that the Department is pushing to get all treelawn repairs completed by the end of the month, and alerted residents that hydrants will begin to be flushed in about a week and a half. This process takes approximately 3 weeks to complete, and residents may experience some discoloration, but the process helps with distribution.

Mr. Anzalone continued by explaining that the newest phase of the sanitary sewer lining will begin in the Grayton, Emerson and Longfellow area of the City, and concluded his report by providing an update concerning the train trestle construction project at North Rocky River Drive

near Depot, stating that there will be a road closure for one staging day in April and then for one week in May. Signs will be posted in advance of the closures, but delays should be expected in and around the area.

Mr. McManis asked if a guardrail could be installed at Rowan and Barrett, as drivers tend to cut over the lawn, almost into the sidewalk, as evidenced by tire marks. Residents are concerned about the safety of their children, and he wondered if a raised curb of some other deterrent could be installed. Mr. Anzalone responded that he will speak with the City Engineer and Safety Director and get back to him.

Marty Compton – Director of Recreation:

Mr. Compton was not present.

COMMENDATIONS: NONE

PETITIONS: NONE

AUDIENCE PARTICIPATION:

Holly Porter, a resident of Ward 4, was present this evening. She asked for additional information on Guy Turner’s new position with the City, including how it will be handled and how he will help, and wondered if, as a liaison between the City and its residents, he could attend at least one Council meeting per month to provide a report on what is going on around the community.

Mrs. Porter next asked for an update regarding the City-owned house on Jacob Street, as she noticed some work being done. Mayor Kleem responded that City crews were there today to do some demo work on the inside of the house. No decisions have been made on how to proceed with the sale of that property.

COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS:

Court Committee – Jim Maxwell

Mr. Maxwell stated that the Court Committee held a meeting with representatives from the Court and Mrs. Morris, and were informed that case counts are down across the board, fewer tickets are being written during the pandemic, and the Court was closed for a while, so people could not come in to pay fines. With that said, through a journal entry in February of 2020, the Court adjusted their Court Construction fee so that \$5 would go to the Construction Fund and \$25 would go to the General Fund. Two outside collection firms have also been dropped in favor of a partnership with the Ohio Attorney General’s Office. The benefit of this is that the Attorney General’s Office only charges a 10% fee and can also attach Court fees to tax returns. The Court is hopeful that this new collection route may help, as \$1.5 million in outstanding fines are being sent to the State office.

Mr. Maxwell continued by noting that the Court’s large deficit was discussed, and the four suggestions offered by Mayor Kleem were as well. The Court stated that transferring money from the Court Construction Fund would not constitute a legal transaction, but said they would

consider a transfer from the Court Special Projects Fund to the Court General Operations Fund. The Court opted not to deny their employees a raise this year, and determined Court costs should not be raised, as they are high enough already.

Mr. Maxwell concluded his comments by stating that quarterly Court meetings will reconvene, with the next being set for June. The committee will continue to work with both the Court and the Administration to address the deficit.

Mr. DeVito noted that Judge Comstock stated that other Municipal Courts are in worse shape than Berea, and Mr. McManis added that attaching court fees to stimulus checks was discussed, but determined to not be legal.

Mayor Kleem thanked the committee, but stated that the Court's budget issues existed before Covid, and the pandemic has only compounded them. He watched the video of the meeting, and wanted to clarify that while no formal meeting has been had between the Court Officials and the Administration, both Mrs. Morris and Andy Palcheff communicate frequently with them, and informal meetings occur on a regular basis.

LEGISLATION – THIRD READING:

ORDINANCE NO. 2-6: AN ORDINANCE AMENDING SECTION 931.02(b) and (c), 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 SECTION 1331.05(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 BEREA TO INCREASE THE LOOK-BACK PERIOD FOR NUISANCE DECLARATIONS AND TO PROVIDE CONSISTENCY BETWEEN SECTIONS 931.02 AND 1331.05.

The Clerk read the title of the Ordinance.

Mrs. Jones explained that Ordinance No. 2-6 was introduced in response to a request from Council that would extend the nuisance look-back period to 24 months. She also expressed her opinion that case law indicates that equal protection is being violated if there are different standards applied to rental properties and owner-occupied properties. Therefore, the process should be the same for both. This Ordinance included such a change.

Mrs. Jones continued by explain that, after the Ordinance was introduced, further discussions were had with residents, other attorneys in the Department, Police Chief Dan Clark, Councilwoman Smith and Julie Candela, a neighborhood resident and Baldwin Wallace employee. Several things were discussed, including better ways to address current nuisance problems that occur in many districts, and not just the College District. Substantial changes were, therefore, made to this Ordinance, enough to necessitate an entirely separate Ordinance, which will be introduced tonight as Ordinance No. 4-10.

Mr. Maxwell inquired about the nuisance process, and Mrs. Jones stated that the City Prosecutor, Megan Matthews, reviews the Police log on a daily basis and keeps a nuisance violations spreadsheet. She then works with Jim Brown in the Housing Department and an

Officer in the Police Department that is aware of nuisances that don't appear in the Police log, but still exist. Once she weeds through what can be proven, she sends warning or declaration letters and monitors progress to see what further steps are required in order to ensure that the Ordinance is enforced.

Mayor Kleem stated that this Ordinance was prompted by meetings held by Mrs. Smith, and comments made by Mr. Zacharyasz. He does support the changes, but Ordinance No. 4-10 has valuable aspects, as well. He noted that Julie Candela, who has been wonderful to work with, asked for more time to discuss Ordinance No. 2-6, and out of respect for her, this Ordinance was held on third reading last meeting.

Mrs. Smith continued that she met with Ms. Candela and President Helmer, and a couple suggestions were made. First, students who are enrolling will be requested to attend a neighborhood specific meeting where issues that have been problems in the past can be discussed, as well as expectations. Parking issues were also discussed, and the suggestion was that parking laws be enforced, but not considered nuisances. She added that Baldwin Wallace is committed to working with the City, and already works with the Chief of Police when the Department is called out to a student rental. The University is requesting that the look-back period remain 12-months for now, and be extended if problems continue.

Mr. Maxwell asked if Ordinance No. 4-10 is, therefore, replacing Ordinance No. 2-6. Mayor Kleem stated that more time is needed to examine both, and he would like to hear feedback from residents, as he is open to suggestions.

Tom Brazee, a resident on East Bridge Street, stated that he understands the equal protection issue, and consistency must be created between the process for owner occupied houses and rental houses. He further feels that this Ordinance is a good step toward helping curb the nuisance issues in the neighborhood. He said he has spoken to residents who are in support of Ordinance No. 2-6, and as 90% of the nuisance issues on his street come from Baldwin Wallace students, that is the source that must be mitigated. He stated his support for the 24-month look back period, and advised landlords to change their clientele if they are concerned about fees.

Mr. Brazee continued by stating that Ordinance No. 4-10 seems very loose, and he is confused about the parking violation portion. Mrs. Jones clarified that Ordinance No. 4-10 would remove parking violations as a predicate to nuisance enforcement. Laws would still be enforced, but perhaps fewer warnings will be given, and more towing occur, as this tends to get people's attention.

Mrs. Porter stated that Julie Candela is an invaluable resource to the neighborhood, but noted that these nuisance issues have been going on for 10 years at least, and several years ago a meeting was held where these same issues were discussed. Students do need to be educated on their responsibilities and ways to avoid fines, but she supports the 24-month look back period.

Mayor Kleem stated that not all productive steps need to be done legislatively. Some things can occur through policy changes. The Administration can work with the University through policy, perhaps Officers visiting student rentals, or even University staff and City Administrators going out to discuss expectations. There may even be ways to introduce appeals

processes and diversion programs, and other things that could help educate students without forcing them to pay a heavy fine.

General discussion commenced concerning the best way to address both Ordinance No. 2-6 and Ordinance No. 4-10. Mrs. Smith stated that more time is needed to discuss all amendments with residents and the University.

Proposed Ordinance No. 2-6 stands on third reading.

ORDINANCE NO. 3-1: 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.

The Clerk read the title of the Ordinance.

Moved by Mr. Maxwell, seconded by Mrs. Smith, that Ordinance No. 3-1 be adopted. Vote on the motion was ayes: DeVito, Dozier, Maxwell, McManis and Smith. Nays: None. The motion carried.

ORDINANCE NO. 3-2: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY REINVESTMENT AREA (“CRA”) AGREEMENT WITH DNS TECHNOLOGIES, INC. and CASTAWAY PROPERTIES, LLC. AND DECLARING AN EMERGENCY.

The Clerk read the title of the Ordinance. Mr. McManis recused himself from discussion of this Ordinance, and thus turned off his video feed.

Moved by Mr. Dozier, seconded by Mr. DeVito, that Ordinance No. 3-2 be adopted. Vote on the motion was ayes: DeVito, Dozier, Maxwell and Smith. Nays: None. Mr. McManis had recused himself from the discussion. The motion carried.

LEGISLATION – SECOND READING: NONE

LEGISLATION – FIRST READING:

ORDINANCE NO. 4-1: AN ORDINANCE APPROVING, RATIFYING AND AFFIRMING THE 2019 ANNUAL FINDINGS, MINUTES AND ACTIONS OF THE TAX INCENTIVE REVIEW COMMITTEE FOR COMMERCIAL COMMUNITY REINVESTMENT AREA REAL ESTATE TAX ABATEMENTS ENTERED INTO AFTER 2008 IN THE CITY OF BEREA.

The Clerk read the title of the Ordinance. Both Mr. McManis and Mrs. Smith recused themselves from the discussion, as they have personal relationships with the building owner and tenant, respectively, and thus turned off their video feeds.

Mrs. Morris explained that each year the Tax Incentive Review Committee meets to review all agreements in which the City has granted property tax abatements to businesses in order to make sure all businesses are complaint.

Proposed Ordinance No. 4-1 stands on first reading.

ORDINANCE NO. 4-2: AN ORDINANCE APPROVING, RATIFYING AND AFFIRMING THE 2019 ANNUAL REPORT, MINUTES AND ACTIONS OF THE CITY OF BEREA HOUSING REVIEW COUNCIL FOR ALL RESIDENTIAL COMMUNITY REINVESTMENT AREA REAL ESTATE TAX ABATEMENTS AND COMMERCIAL COMMUNITY REINVESTMENT AREA REAL ESTATE TAX ABATEMENTS ENTERED INTO UNDER THE PRE-1994 COMMUNITY REINVESTMENT AREA REGULATIONS IN THE CITY OF BEREA.

The Clerk read the title of the Ordinance.

Mrs. Morris explained that this is the same concept as the CRA Agreements, but with residential properties.

Proposed Ordinance No. 4-2 stands on first reading.

RESOLUTION NO. 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.

The Clerk read the title of the Resolution.

In response to an inquiry from Mr. McManis, Mrs. Morris noted that every year the City does a special assessment on each property to pay for street lights and traffic control lights, as well as other things. Both the Resolution, as well as the forthcoming Ordinance, are required.

Proposed Resolution No. 4-3 stands on first reading.

ORDINACNE NO. 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.

The Clerk read the title of the Ordinance.

Proposed Ordinance No. 4-4 stands on first reading.

RESOLUTION NO. 4-5: A RESOLUTION REQUESTING THAT THE CUYAHOGA COUNTY FISCAL OFFICER CERTIFY CERTAIN INFORMATION TO THE CITY OF BEREA RELATIVE TO A 4.1 MILL TAX RENEWAL LEVY, AND DECLARING AN EMERGENCY.

The Clerk read the title of the Resolution.

Mrs. Morris explained that this is the 4.1 mill general operating levy that should bring in close to \$500,000. The last time this levy was on the ballot was five years ago, so this is simply a renewal, as there is no tax increase. This Resolution is the initial step toward placing the renewal on the ballot, and requests information from the County.

Moved by Mr. Dozier, seconded by Mr. McManis, that Resolution No. 4-5 be approved. Vote on the motion was ayes: DeVito, Dozier, Maxwell, McManis and Smith. Nays: None. The motion carried.

ORDINANCE NO. 4-6: AN ORDINANCE VACATING FRANKLIN STREET, WHICH IS NO LONGER NEEDED FOR MUNICIPAL PURPOSES, BUT RETAINING PUBLIC UTILITIES EASEMENTS THEREIN.

The Clerk read the title of the Ordinance.

Mrs. Jones explained that Franklin Street is a paper street, already grown over, and Mr. Anzalone stated that the public utilities easement is necessary as there exists a watermain that feeds Dorland Avenue and Ellen Drive.

The three surrounding property owners who, if this Ordinance is adopted, will acquire a portion of the vacated street, were present this evening. Lynn Tribble, the person requesting vacation, stated that this area of land has never been used as a road.

Moved by Mr. DeVito, seconded by Mr. McManis, that Ordinance No. 4-6 be referred to the Municipal Planning Commission for report and recommendation. Vote on the motion was ayes: DeVito, Dozier, Maxwell, McManis and Smith. Nays: None. The motion carried.

ORDINANCE NO. 4-7: AN ORDINANCE REPEALING AND REPLACING SECTIONS 135.09, 135.11 AND 135.13 OF CHAPTER 135, CIVIL SERVICE COMMISSION, OF TITLE FIVE – ADMINISTRATIVE, OF PART ONE – ADMINISTRATIVE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF BERA, TO ALLOW FOR LATERAL TRANSFERS OF POLICE OFFICERS AND FIREFIGHTERS/PARAMEDICS TO THE CITY OF BERA, OHIO FROM OTHER OHIO JURISDICTIONS, AND DECLARING AN EMERGENCY.

The Clerk read the title of the Ordinance.

Mrs. Jones explained that many Cities have adopted lateral transfer policies in order to compensate for fewer candidates taking the Civil Service Exam, minimize training time and all accompanying expenses, as well as to help diversify Departments. If adopted, this Ordinance would allow experienced law enforcement Officers, subject to restrictions, to bypass the testing process and be placed on a separate qualifying list of candidates for consideration. As it stands now, the only means thorough which a person can become an Officer with the City is to take the entry level exam.

Mayor Kleem continued by explaining that he has supported lateral transfers for many years, but there has been resistance from both the Police leadership and the Civil Service members. The new leadership team is supportive of the policy, as are Mrs. Jones and the

Commission. He added that the exams are often not related to Police work and he would prefer they are not a deterrent to bringing in qualified candidates.

Mr. Maxwell asked why an Officer would want to transfer in to our Department, and Mrs. Jones responded that an Officer may want to transfer because of pay, benefits, or to be closer to family. She noted that an Officer who is leaving his or her position for disciplinary reasons, or to avoid disciplinary actions, will not be eligible for lateral transfers. If this Ordinance is adopted, experienced Officers will be able to bypass the exam, and transition more quickly to the road.

Mrs. Smith asked if Officers would transfer in with vacation time and seniority. Mrs. Jones explained that many things are governed by State law, such as the fact that Officers are allowed to transfer over their sick time. Vacation and pay are matters that would need to be discussed as part of the collective bargaining agreement, thus the Union would have to be consulted.

Mr. McManis inquired as to whether pensions would become the responsibility of the City, and Mrs. Jones stated that pensions are governed by State law, and the employer contribution would be the same.

Mr. McManis asked about the hiring process, and Mrs. Jones stated that if lateral transfers are allowed, there will be two eligibility lists. The current hiring process would follow thereafter.

In response to a question from Mr. McManis, Mayor Kleem explained that he does not really know why past Officers did not support lateral transfers, but he thinks they are a good way to diversify the force so that it is a reflection of the diversity in our City. While the City's workforce is quite diverse, it has been difficult to bring diversity to the Police Department because few people of color are taking the Civil Service exam, in part due to societal issues as a whole. Mayor Kleem continued that the Department now has a female Officer, but would like to get qualified people who are of diverse backgrounds. This amendment would help make that happen.

Mrs. Jones noted that the thinking in the Department has changed. They know this Ordinance is being introduced, and several Officers are already recruiting people, should it pass.

Proposed Ordinance No. 4-7 stands on first reading.

ORDINANCE NO. 4-8: AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A PASS-THROUGH SALE PURCHASE AND DEVELOPMENT AGREEMENT BETWEEN THE CUYAHOGA COUNTY LAND REUTILIZATION AUTHORITY AND THE CITY OF BEREA FOR THE TRANSFER OF A PROPERTY LOCATED AT 21 BAKER STREET, PERMANENT PARCEL NUMBER 363-13-037, TO THE CITY OF BEREA, AND DECLARING AN EMERGENCY.

The Clerk read the title of the Ordinance.

Mrs. Jones explained that the property in question went through the foreclosure process twice, but did not sell. Under the State program, it is eligible to be sold to the City, for a fee of \$100. While she is not certain of the state of the property, it could be used as an economic development tool.

Mr. Maxwell asked why the property did not sell, and Mayor Kleem responded that the properties are typically too expensive for what they are worth. Mrs. Jones noted that, legally, no one has the authority to enter the house yet, but Mayor Kleem stated that regardless of the condition of the house, the land is worth more than the amount the City would pay for the parcel, and if it needs to be demolished, that in itself may help improve the neighborhood.

Proposed Ordinance No. 4-8 stands on first reading.

ORDINANCE NO. 4-9: AN ORDINANCE REPEALING AND REPLACING CHAPTER 185, DISCRIMINATION AND HARASSMENT, OF TITLE VIII – PERSONNEL PLAN, OF PART ONE – ADMINISTRATIVE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF BEREA, AND DECLARING AN EMERGENCY.

The Clerk read the title of the Ordinance.

Mrs. Jones stated that this portion of our Personnel Plan must be revised because, as it stands, victims are required to make a written complaint in order to have the complaint considered. The United States Supreme Court has ruled that verbal complaints must be accepted too. In addition, Mrs. Jones noted that some things have been changed in keeping with best practices, and some definitions that have since been sanctioned by the Courts, have been included.

Mrs. Jones noted that if a superior Court expands the definition of protected classes, our City is automatically required to follow them, even if our Ordinances say something different. By adopting these changes, however, the City acknowledges that we take it seriously and will vigorously protect the classifications, as required by law.

Proposed Ordinance No. 4-9 stands on first reading.

ORDINANCE NO. 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 BEREA TO REMOVE PARKING OFFENSES AS QUALIFYING INCIDENTS TO A NUISANCE DECLARATION AND TO PROVIDE CONSISTENCY BETWEEN OWNER-OCCUPIED AND NON-OWNER-OCCUPIED NUISANCE PROPERTIES.

The Clerk read the title of the Ordinance.

Mr. Maxwell ensured there were no further comments, seeing as how this Ordinance was discussed along with Ordinance No. 2-6.

Proposed Ordinance No. 4-10 stands on first reading.

REPORT AND COMMENTS BY THE PRESIDENT OF COUNCIL

Mr. Dettmer was not present.

REPORTS AND COMMENTS BY THE MEMBERS OF COUNCIL

Mr. Zacharyasz was not present.

Mr. DeVito had no report.

Mr. Dozier thanked Mrs. Jones and Berea Police Department for their rapid follow up to the feral cat issue. He noted that some residents have creative ideas with regard to how to handle the issue, and he will reach out to the Department.

Mr. Dozier offered his condolences to the family of long time Berea resident, Berea High School Graduate and Vietnam War Veteran, Harry Harrison

Mr. Maxwell had no report.

Mr. McManis had no report.

Mr. Skoczen was not present.

Mrs. Smith stated that a resident on Maple Avenue asked if they could get hang tags so as to be able to park on the street during school days, since they are working from home. Mrs. Jones stated that this is difficult to enforce, but will speak to Mrs. Smith tomorrow.

Mrs. Smith offered condolences to the family of Louise Allen, a very active resident, who will be dearly missed.

CORRESPONDENCE

The March 11, 2021 – March 31, 2021 Correspondence is available in the Clerk's office.

OTHER BUSINESS:

Mrs. Esson reminded Council Members to submit their financial disclosures, commended Mr. Maxwell on his running of the meeting, and acknowledged her adorable Mom who put together a bunch of Easter baskets to place in the Free Pantry outside of City Hall the day before Easter!

Consideration & Confirmation of Mayoral Appointment to the Municipal Planning Commission

Mayor Kleem explained that due to family health issues, there is an unexpected vacancy on Planning Commission, and these positions are difficult to fill as a lot of time is required and there is no compensation. Anthony Alexander approached him last summer about being

considered for an appointment, and has recently met with Matt Madzy at length to discuss this opportunity.

Moved by Mr. DeVito, seconded by Mr. Dozier, that Council affirm the Mayor's appointment of Anthony Alexander to fill the seat vacated by Ken Mantifel, said seat expiring on December 31, 2023. Vote on the motion was ayes: DeVito, Dozier, Maxwell, McManis and Smith. Nays: None. The motion carried.

Moved by Mr. McManis, seconded by Mrs. Smith, that the April 12, 2021 Work Session be cancelled. Vote on the motion was all ayes and no nays. The motion carried.

There being no further business before Council, it was moved by Mrs. Smith and seconded by Mr. Dozier, that the Regular Council Meeting be adjourned. Vote on the motion was all ayes and no nays. The motion passed and President Pro Tempore Maxwell declared the meeting adjourned at 9:41p.m.

Jim Maxwell
President Pro Tempore of Council

Alycia Esson
Clerk of Council

CERTIFICATE OF COMPLIANCE

The regular meeting of Council of the City of Berea, Ohio, held on the 5th day of April, 2021, was conducted in compliance with Codified Ordinances Section 109 and Ohio Revised Code Section 121.22.

Alycia Esson, Clerk of Council