

**DOCKET
OF A MEETING OF
THE LAKEWOOD CITY COUNCIL
TO BE HELD IN THE COUNCIL CHAMBERS
LAKEWOOD CITY HALL - 12650 DETROIT AVENUE
OCTOBER 6, 2014
7:30 P.M.**

The Regular Meetings of Lakewood City Council shall be held on the first and third Mondays of each month at 7:30 P.M., except that when such meeting date falls on a holiday such meeting shall instead be held on the following day. A Docket and Agenda of the business proposed to be transacted by Council will be available in the Clerk's Office and both branches of the Lakewood Public Library after noon on Friday before a Council meeting.

Section 121.08 of the Codified Ordinances of the City of Lakewood establishes rules for the public to follow when speaking before Council:

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AGENDA ITEMS PROTOCOL:

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- I. Pledge of Allegiance
 - II. Moment of Silence
 - III. Roll Call
- Reading & disposal of the Minutes of the Regular Meeting of Council held September 15, 2014.
- Reports, legislation and communications from Members of Council, the Mayor and other City Officials.

****OLD BUSINESS****

1. Committee of the Whole Report regarding Resolution No. 8765-14. (To Be Provided).
2. **RESOLUTION NO. 8765-14** – A **RESOLUTION** to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, authorizing and directing the Mayor to submit the Fiscal Year (FY) 2015 One-Year Action Plan of the Consolidated Plan, which includes dollar allocations and activities for federal Community Development Block Grant (CDBG) funds and Emergency Solutions Grant (ESG) funds, and incorporates the City's application for CDBG funds, ESG funds, HOME investment Partnership funds, and all amendments thereto and all understandings and assurances contained therein, to the U.S. Department of Housing and Urban Development (HUD). (REFERRED TO THE COMMITTEE OF THE WHOLE 9/15/14) (Pg.5)
3. Finance Committee Report regarding Ordinances Nos. 24-14, 1-14C and 33-14. . Mr. Nowlin, Chair. (Pg. 8)
4. **ORDINANCE NO. 24-14** - AN **ORDINANCE** to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect at the earliest period allowed by law, to enact new Section 129.60, Collection Fees, within the Administrative Code of the City of Lakewood to authorize the recovery of any fees associated with collections from delinquent obligors' accounts. (PLEASE SUBSTITUTE FOR ORDINANCE NO. 24-14 PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 9/2/14, 2ND READING 9/15/14.) (Pg. 10)
5. **ORDINANCE NO. 1-14C** - AN **ORDINANCE** to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, amending Ordinance 1-14B, adopted July 7, 2014, authorizing the Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manager to enter into contracts for professional services, and to advertise for bids and enter into contracts for the purchase of repair maintenance and operating supplies, services and equipment as authorized by the 2014 Appropriation Ordinance and the Administrative Code of the City of Lakewood with the lowest and best bidder or bidders or as otherwise provided by law. (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 9/2/14, 2ND READING 9/15/14) (Pg. 12)
6. **ORDINANCE NO. 33-14** – AN **ORDINANCE** to enact a new section 111.15, Purchasing Consortiums, of the Codified Ordinances of the City of Lakewood to permit the City to join and participate in various purchasing consortiums organized for the purpose of facilitating governmental purchasing. (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 9/2/14, 2ND READING 9/15/14) (Pg. 18)
7. Rules & Ordinances Committee Report regarding Ordinance 32-14; Mr. O'Leary Chair (To Be Provided)

8. **ORDINANCE NO. 32-14** – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect at the earliest period allowed by law, to approve the editing and inclusion of certain ordinances and resolutions as parts of the various component codes of the Codified Ordinances and to provide for the publication of such new matter. (PLACED ON 1ST READING & REFERRED TO THE RULES & ORDINANCES COMMITTEE 9/2/14, 2ND READING 9/15/14) (Pg. 20)
9. Liquor Permit Notice for new C1 & C2 permits to Birdtown Beverage, 12118 Madison Avenue. (Deferred 9/15/14) (Pg. 22).

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11. Communication from Law Director Butler regarding secondhand dealers chapter. (Pg. 24)
12. **ORDINANCE NO. 34-14** – AN ORDINANCE repealing Chapter 737, Pawnbrokers, and replacing it with Chapter 737, Secondhand Dealers, of the Codified Ordinances of the City of Lakewood, in order to discard outmoded provisions and institute timely regulations within the Code. (Pg. 25)
13. Communication from Finance Director Pae regarding Memberships for 2014. (Pg.31)
14. **ORDINANCE NO. 35-14** – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, amending Ordinance No. 38-13, adopted December 16, 2013, and authorizing the Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manager to enter into contracts for Memberships as authorized by the 2014 Appropriations Ordinance and the Administrative Code of the City of Lakewood, contracts not to exceed \$60,000 without separate Ordinance of Council. (Pg. 32)
15. Communication Human Services Director Gelsomino regarding Juvenile Diversion Program. (Pg. 39)
16. Communication from Engineer Papke regarding Ohio Public Works Commission – Program Year 2015. (Pg. 40)
17. **RESOLUTION NO. 8767-14** – A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force at the earliest period allowed by law, authorizing the Director of Public Works or designee to participate in the Ohio Public Works Commission State Capital

Improvement and Local Transportation Improvement Programs and to execute contracts as required. (Pg. 41)

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RESOLUTION NO. 8765-14

BY:

A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, authorizing and directing the Mayor to submit the Fiscal Year (FY) 2015 One-Year Action Plan of the Consolidated Plan, which includes dollar allocations and activities for federal Community Development Block Grant (CDBG) funds and Emergency Solutions Grant (ESG) funds, and incorporates the City's application for CDBG funds, ESG funds, HOME investment Partnership funds, and all amendments thereto and all understandings and assurances contained therein, to the U.S. Department of Housing and Urban Development (HUD).

WHEREAS, the Secretary of HUD is authorized by various federal acts to make grants to units of general local government to finance community development programs; and

WHEREAS, HUD requires units of general local government to incorporate the Comprehensive Housing Affordability Strategy into a Consolidated Plan; and

WHEREAS, the City is annually required, with the participation and approval of its Citizens Advisory Committee (CAC), to submit a One-Year Action Plan update of its Consolidated Plan to serve as a planning document and application for fiscal year allocations for various HUD programs, including CDBG funds, ESG funds, HOME Investment Partnership funds, and community development objectives and projected use of funds, and which contains local objectives, a description of activities to be undertaken, a budget, and certifications in the form of assurances; and

WHEREAS, this Council by a vote of at least five of its members determines that this resolution is an emergency measure, and that this resolution shall take effect at the earliest date possible as set forth in Article III, Sections 10 and 13 of the Second Amended Charter of the City of Lakewood, and that it is necessary for the immediate preservation of the public property, health and safety, and to provide for the usual daily operation of municipal departments it is necessary in order to meet the annual HUD application deadline for federal funds; now, therefore,

BE IT RESOLVED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. The Mayor is hereby authorized and directed to submit to HUD the FY 2015 One-Year Action Plan of the Consolidated Plan, as reviewed and approved by the CAC which incorporates the City's application for federal CDBG funds, ESG funds, HOME investment Partnership funds, as indicated in Exhibit A, and all amendments thereto and all understandings and assurances contained therein.

Section 2. The FY 2015 One-Year Action Plan of the Consolidated Plan, as reviewed and approved by the CAC, will reflect a multi-year certification for the expenditure of CDBG funds for FY 2011, FY 2012, FY 2013 and FY 2014.

Section 3. The Mayor is hereby authorized and directed to act in connection with submission of the FY 2013 One-Year Action Plan of the Consolidated Plan, to provide such additional information as may be required and to enter into any and all agreements necessary to accept funds under these programs.

Section 4. It is found and determined that all formal actions of this Council concerning and relating to the passage of this resolution were adopted in an open meeting of this Council, and that all such deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

Section 5. This resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare in the City and for the usual daily operation of the City for the reasons set forth and defined in the preamble to this resolution, and provided it receives the affirmative vote of at least five members of Council, this resolution shall take effect and be in force immediately upon its adoption by the Council and approval by the Mayor, or otherwise it shall take effect and be in force after the earliest period allowed by law.

Adopted: _____

PRESIDENT

CLERK OF COUNCIL

Approved: _____

MAYOR

Exhibit A

**Fiscal Year 2015 Federal Funding Recommendations to Lakewood City Council
Community Development Block Grant (CDBG)**

Recipient	Program Name	FY15 CAC Allocation Recommendation
Department of Planning & Development	CDBG Administration	\$340,000
Department of Planning & Development	Section 108 Loan	\$40,000
Department of Public Works	Street Improvements	\$471,500
Division of Community Development	HOME Activity Delivery	\$20,000
Division of Community Development	Repair, Accessibility & Maintenance Program (RAMP)	\$163,500
Division of Community Development	Nuisance Rehabilitation	\$60,000
Division of Community Development	Home Weatherization	\$50,000
LakewoodAlive	Paint Rebate Program	\$20,000
Division of Housing & Building	Project Pride Code Enforcement	\$130,000
Division of Community Development	Storefront Renovation	\$150,000
LakewoodAlive	Housing Outreach & Advocacy	\$40,316
Lakewood Community Services Center	Food Pantry/Food Services	\$19,463
Lakewood Community Services Center	Employment Services	\$25,000
Lakewood Community Services Center	LMI Case Management	\$20,000
Division of Early Childhood	Childcare Scholarships	\$60,000
Division of Aging	Senior Case Management	\$25,750
Domestic Violence & Child Advocacy Center	Victim Advocacy Services	\$6,827
North Coast Health	Health Services	\$57,644
	Projected FY15 CDBG Award	\$1,700,000
	Total Public Services (Maximum 15%)	15.00%
	Total Administration (Maximum 20%)	20.00%
	Total Direct Benefit to Low-Moderate Income Persons (Minimum 70%)	88.64%

FY15 Emergency Solutions Grant (ESG)

Recipient	Program Name	FY15 CAC Allocation Recommendation
Lakewood Community Services Center	Emergency Shelter	\$27,174
Lakewood Community Services Center	Homelessness Prevention	\$107,826
Department of Planning & Development	ESG Administration	\$5,000
	Projected FY15 ESG Award	\$140,000



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Lakewood City Council
MARY LOUISE MADIGAN, PRESIDENT
RYAN P. NOWLIN, VICE PRESIDENT

Council at Large
RYAN P. NOWLIN
THOMAS R. BULLOCK III
CINDY MARX

Ward Council
DAVID W. ANDERSON, WARD 1
SAM O'LEARY, WARD 2
SHAWN P. JURIS, WARD 3
MARY LOUISE MADIGAN, WARD 4

October 6, 2014

Lakewood City Council
Lakewood, OH 44107

Re: Finance Committee Report

Dear Members of Council:

The Finance Committee met on September 29, 2014. Present were all members of the Committee, as well as Councilmembers Marx and Anderson, Council President Madigan, Finance Director Pae, Assistant Finance Director Chittock, Law Director Butler, Planning and Development Director Siley, and a member of the public.

The Committee first discussed proposed Ordinance 24-14, which would authorize the recovery of any fees associated with collections from an obligor of the City. We reviewed a proposed revised draft of the Ordinance, which would have only authorized such recovery of fees from collections of delinquent tax obligations. The Committee had extensive discussions regarding why this would make sense for the City. Essentially, it would allow the City to recoup 100% of the obligation owed (e.g., utility payments or tax payments) if it outsourced collection efforts to an outside entity. In that event, the City would contract with the outside entity on a contingent basis – that is, the law firm would charge the city a certain percentage of any amounts recovered. As it stands now, if the recovery is \$100, and an outside collection firm charges 20%, the firm would recoup \$20 from that \$100 recovery, leaving the City with only \$80. Under this proposed Ordinance, the City could recover \$120 from the obligor, allowing the law firm to be paid in full, and the City to recover 100% of what is owed. After discussion, the Committee further revised the revisions proposed to the Ordinance, allowing the City to assess a fee on the obligor in the amount equal to whatever contingency fee would otherwise be recouped by the outside collection firm. The revised version is before you tonight. The Committee unanimously recommended adoption of the revised version by the full Council.

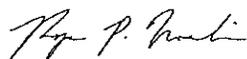
Next, the Committee discussed Proposed Ordinance 1-14C, which amends Ordinance 1-14B, thereby increasing contracting authority for the City Administration regarding concrete supplies from \$35,000 to \$50,000. Director Pae indicated that there was time sensitivity with this request, as the City would soon need to pay its vendor. The Committee indicated it would seek further information from Public Works

Director Beno at the full Council meeting, but unanimously recommended adoption of the proposed Ordinance to the full Council.

Next, the Committee discussed proposed Ordinance 33-14, regarding purchasing consortiums. Because of the thorough research and negotiation to establish terms and pricing of equipment and services purchased through consortiums, Ordinance 33-14 allows the City to forgo the competitive bidding process if the equivalent equipment or service is identified at a lower price and similar terms to those which are offered through the consortium. Director Pae indicated that passage of the Ordinance will allow the Finance Department greater flexibility to obtain competitive pricing. After some discussion about the benefits of such an arrangement, the Committee unanimously recommended adoption of the Ordinance to the full Council.

Finally, the Committee discussed Councilmember Anderson's recent communication regarding proposed additional funding for Lakewood Alive. The Committee discussed the City's previous financial support for Lakewood Alive, and how the City may partner with Lakewood Alive on a going-forward basis. After a brief initial discussion, Director Pae agreed to provide further information about the City's previous funding of Lakewood Alive. The Committee agreed to resume discussion of Councilmember Anderson's communication at a later date.

Respectfully submitted,



Ryan P. Nowlin, Chair
Shawn Juris, Tom Bullock; Members
FINANCE COMMITTEE

Placed on first reading and referred to the Finance Committee 9/2/14, second reading 9/15/14. Substitute recommended for adoption 9/29/14. Please substitute for the original.

ORDINANCE NO. 24-14

BY:

AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect at the earliest period allowed by law, to enact new Section 129.60, Collection Fees, within the Administrative Code of the City of Lakewood to authorize the recovery of any fees associated with collections from delinquent obligors' accounts.

WHEREAS, it is necessary and desirable to amend the Administrative Code of the City to include provisions for the recovery of collection fees incurred by the City in the collection of delinquent obligors' accounts; and

WHEREAS, pursuant to the Constitution of the State of Ohio and the Ohio Revised Code, municipalities have the power of local self-government, and the power to enact laws that are for the health, safety, welfare, comfort and peace of the citizens of the municipality; and

WHEREAS, this Council by a vote of at least five of its members determines that this ordinance is an emergency measure and that it shall take effect immediately, as set forth in Article III, Sections 10 and 13 of the Second Amended Charter of the City of Lakewood, and that it is necessary for the immediate preservation of the public property, health, and safety and to provide for the usual daily operation of municipal departments, in that it is in the best interest of the City to engage a collection firm and authorize the recovery of collection fees from delinquent obligors; now, therefore

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. Section 129.60, Collection Fees, of the Codified Ordinances of the City of Lakewood shall be and is hereby enacted to read as follows:

129.60 COLLECTION FEES.

All delinquent accounts placed by the City to a law firm or collection agency for collection shall be assessed a fee on the entire balance due equal to the contingency fee charged by each law firm or collection agency as set forth in the firm or agency's agreement with the City. The balance due prior to the assessment of the collection fee shall be the principal balance due plus any interest, penalties, late fees and charges already incurred under this chapter. The collection fee shall be assessed against all payments made on the delinquent account by the law firm or collection agency after the account has been placed for collection. Court costs shall be added to the balance due as they are incurred but shall not be assessed a collection fee.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council and

that all such 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.

Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare in the City and for the usual daily operation of the City for the reasons set forth and defined in its preamble, and provided it receives the affirmative vote of at least five members of Council this ordinance shall take effect and be in force immediately, or otherwise shall take effect and be in force after the earliest period allowed by law.

Adopted: _____

President

Clerk

Approved: _____

Mayor

PLACED ON 1ST READING & REFERRED TO THE
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PLACED ON 2ND READING 9/15/14.

ORDINANCE NO: 1-14 C

BY:

AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, amending Ordinance 1-14B, adopted July 7, 014, authorizing the Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manager to enter into contracts for professional services, and to advertise for bids and enter into contracts for the purchase of repair maintenance and operating supplies, services and equipment as authorized by the 2014 Appropriation Ordinance and the Administrative Code of the City of Lakewood with the lowest and best bidder or bidders or as otherwise provided by law.

WHEREAS, this Council desires to provide the authorization to the Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manager to enter into contracts for professional services, and to advertise for bids and enter into contracts for the purchase of repair maintenance and operating supplies, services and equipment as authorized by the 2014 Appropriation Ordinance and the Administrative Code of the City of Lakewood with the lowest and best bidder or bidders or as otherwise provided by law, and

WHEREAS, this Council by a vote of at least five of its members determines that this ordinance is an emergency measure, and that this ordinance shall take effect at the earliest date possible as set forth in Article III, Sections 10 and 13 of the Second Amended Charter of the City of Lakewood, and that it is necessary for the immediate preservation of the public peace, property, health and safety, and to provide for the usual daily operation of municipal departments in that delay could impair the City's ability to provide necessary services in a timely manner; now, therefore,

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO

Section 1. Section 1 of Ordinance 1-14B, adopted July 7, 2014 currently reading as follows:

Section 1. The Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manager be and are hereby authorized and directed to enter into a contract or contracts for supplies, services and equipment with the lowest and best bidder or bidders or as otherwise provided by law, as follows:

Professional services contracts included in the 2014 Budget are as follows:

- 1) Legal Services.....300,000
- 2) Recodification of Ordinances 12,500

3) Financial Audit	70,000
4) Hospitalization and Health Care Benefit Consulting Services.....	45,000
5) Consultant for Workers Compensation.....	40,000
6) Risk Management Consulting Services.....	13,000
7) Healthcare, Physicals, Drug & Alcohol Testing	20,000
8) Employee Assistance Program	10,000
9) Supervisor / Manager / Employee Training.....	125,000
10) Exams for Classified Positions	75,000
11) Housing and Building Plans Examinations.....	12,000
12) Lakewood Jail Medical Services	75,000
13) Band Concerts.....	15,000
14) Municipal Engineering Consultant.....	60,000
15) Debt Issuance Costs	75,000
16) Forensic Services	35,000
17) Long Term Control Plan and Storm Water Professional Services	250,000
18) Administrative Professional Services.....	100,000
Sub-Total	\$1,332,500

Services contracts included in the 2014 Budget are as follows:

1) Government Agreements (WEB).....	100,000
2) Government Agreements (Bd of Ed/ Pools)	210,000
3) Financial Institution Service Charges	50,000
4) Electronic Payment Services	50,000
5) Property & Liability Insurance Contracts	450,000
6) Workers' Comp Stop Loss Insurance	105,000
7) Life Insurance	25,000
8) Hospitalization and Health Care Benefit Services	5,500,000
9) Medical Claims Billing Service	100,000
10) Sentenced Prisoners Full Jail Service	300,000
11) Home Delivered Meals	45,000
12) Distribution System Leak Survey	28,000
13) Disposal of Screenings and Grit (WWTP)	13,000
14) Excavation Spoils Removal.....	100,000
15) Roll of Box for Street Sweeping.....	50,000
16) Solid Waste Disposal Site.....	900,000
17) Waste Collections – Condominiums	80,000
18) Biosolids Disposal.....	100,000
19) Roll-Off Box for Construction Debris	60,000
20) Equipment Lease - Leaf Collection Project	15,000
21) Lab Analysis Service	25,000
22) Citywide Computer Hrdwr Op. Sys., & Software Maint Contracts	350,000
23) Communications Services.....	75,000
24) Water Meter Program Maintenance.....	12,500
25) Telephone Service	150,000
26) Cellular Phone Service	50,000
27) Janitorial Services.....	15,000
28) Laundry Service-Police Department	10,000
29) HVAC Maintenance	45,000
30) Elevator Maintenance	15,000
31) Copier Maintenance Service	25,000
32) Postage, Mailing Services, Equipment Lease/Maintenance	230,000
33) Rental and Laundry of Uniforms	10,000
34) Advertising	25,000
35) Printing Services.....	110,000
36) CRIS/LEADS Fees	35,000
37) Parking Citation Billing Service	50,000

38) Fireworks Display.....	35,000
39) Transportation Services	40,000
Sub-Total	\$9,588,500

Materials, supplies, and equipment authorized for purchase under the 2014 Budget are as follows:

1) Sand and Aggregate.....	30,000
2) Concrete Supplies.....	35,000
3) Asphalt Materials.....	50,000
4) Asphalt Cold Patch.....	10,000
5) Crack Sealant.....	40,000
6) Road Salt (Sodium Chloride).....	200,000
7) Fire Hydrants, Sewer and Water Appurtenances	100,000
8) Water Meter Supplies & Materials	75,000
9) Sign Shop-Supplies, Blanks & Reflective Material	50,000
10) Polymer Flocculants	26,000
11) Wastewater Treatment Chemicals	115,000
12) Tires and Road Service.....	78,000
13) Automotive Repairs, Parts and Supplies.....	500,000
14) Oil and Lubricants	35,000
15) Fuel (Gasoline and Diesel)	750,000
16) Purchase of Uniforms and Gear.....	40,000
17) Electrical Supplies.....	40,000
18) Hardware Supplies.....	30,000
19) Janitorial Supplies	45,000
20) Landscape Materials	25,000
21) Lumber Supplies.....	90,000
22) Plumbing Supplies.....	45,000
23) Pool Supplies – Chemicals	35,000
24) Small Tools and Equipment.....	110,000
25) Prisoner Food Supplies.....	40,000
26) Purchase Uniforms & Gear – Safety Forces	50,000
27) Ammunition	25,000
28) Office Supplies	40,000
29) Computer Supplies	15,000
30) Computer Software.....	15,000
31) Communications Equipment.....	50,000
32) Paper Supplies	20,000
33) Lease Copier Equipment.....	40,000
34) Subscriptions/Publications.....	35,000
35) Reforestation.....	90,000
36) Police Operating Equipment	25,000
37) Fire/EMS Operating Equipment	250,000
38) Computer Operating Equipment	500,000
39) Waste Water Treatment Plant Operating Equipment	150,000
Sub-Total	\$3,914,000
Total	\$14,835,000

be and is hereby amended to read:

Section 1. The Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manager be and are hereby authorized and directed to enter into a contract or contracts for supplies, services and equipment with the lowest and best bidder or bidders or as otherwise provided by law, as follows:

Professional services contracts included in the 2014 Budget are as follows:

1) Legal Services.....	300,000
2) Recodification of Ordinances	12,500
3) Financial Audit	70,000
4) Hospitalization and Health Care Benefit Consulting Services.....	45,000
5) Consultant for Workers Compensation.....	40,000
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7) Healthcare, Physicals, Drug & Alcohol Testing	20,000
8) Employee Assistance Program	10,000
9) Supervisor / Manager / Employee Training.....	125,000
10) Exams for Classified Positions	75,000
11) Housing and Building Plans Examinations.....	12,000
12) Lakewood Jail Medical Services	75,000
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15) Debt Issuance Costs	75,000
16) Forensic Services	35,000
17) Long Term Control Plan and Storm Water Professional Services	250,000
18) Administrative Professional Services.....	100,000
Sub-Total	\$1,332,500

Services contracts included in the 2014 Budget are as follows:

1) Government Agreements (WEB).....	100,000
2) Government Agreements (Bd of Ed/Pools)	210,000
3) Financial Institution Service Charges	50,000
4) Electronic Payment Services	50,000
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30) Elevator Maintenance	15,000
31) Copier Maintenance Service	25,000
32) Postage, Mailing Services, Equipment Lease/Maintenance	230,000
33) Rental and Laundry of Uniforms	10,000

34) Advertising	25,000
35) Printing Services.....	110,000
36) CRIS/LEADS Fees	35,000
37) Parking Citation Billing Service	50,000
38) Fireworks Display.....	35,000
39) Transportation Services	40,000
Sub-Total	\$9,588,500

Materials, supplies, and equipment authorized for purchase under the 2014 Budget are as follows:

1) Sand and Aggregate.....	30,000
2) Concrete Supplies	50,000
3) Asphalt Materials.....	50,000
4) Asphalt Cold Patch	10,000
5) Crack Sealant.....	40,000
6) Road Salt (Sodium Chloride).....	200,000
7) Fire Hydrants, Sewer and Water Appurtenances	100,000
8) Water Meter Supplies & Materials	75,000
9) Sign Shop-Supplies, Blanks & Reflective Material	50,000
10) Polymer Flocculants	26,000
11) Wastewater Treatment Chemicals	115,000
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14) Oil and Lubricants	35,000
15) Fuel (Gasoline and Diesel)	750,000
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28) Office Supplies	40,000
29) Computer Supplies	15,000
30) Computer Software.....	15,000
31) Communications Equipment	50,000
32) Paper Supplies	20,000
33) Lease Copier Equipment.....	40,000
34) Subscriptions/Publications.....	35,000
35) Reforestation.....	90,000
36) Police Operating Equipment	25,000
37) Fire/EMS Operating Equipment	250,000
38) Computer Operating Equipment	500,000
39) Waste Water Treatment Plant Operating Equipment	150,000
Sub-Total	\$3,929,000
Total	\$14,850,000

Section 2. Contracts for supplies, services and equipment in excess of \$7,500 and for professional services in excess of \$5,000 shall not be awarded except as approved herein or further approved by resolution of Council.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all such 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.

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare in the City and for the usual daily operation of the City for the reasons set forth and defined in the preamble, and provided it receives the affirmative vote of at least five of members of Council, this ordinance shall take effect and be in force immediately upon its adoption by the Council and approval by the Mayor otherwise, it shall take effect and be in force after the earliest period allowed by law.

Adopted: _____

President

Clerk

Approved: _____

Mayor

PLACED ON 1ST READING & REFERRED TO THE
FINANCE COMMITTEE 9/2/14.
PLACED ON 2ND READING 9/15/14.

ORDINANCE NO. 33-14

BY:

AN ORDINANCE to enact a new section 111.15, Purchasing Consortiums, of the Codified Ordinances of the City of Lakewood to permit the city to join and participate in various purchasing consortiums organized for the purpose of facilitating governmental purchasing.

WHEREAS, the City has joined multiple purchasing consortiums with the approval of Council, allowing purchases of supplies and services to be made in a timely and cost-efficient manner without the necessity of competitive bidding; and

WHEREAS, Ohio Revised Code §125.04, Determining what supplies and services are purchased by or for state agencies, allows municipalities to purchase from suppliers where the same product or service is available at or below the cost on state purchasing contracts without the necessity of competitive bidding; and

WHEREAS, the City wishes to extend that same exception to situations in which competitive pricing has been established through a consortium and the City is able to identify the same supplies or services at or below the pricing established by the consortium; and

WHEREAS, pursuant to the Constitution of the State of Ohio and the Ohio Revised Code, municipalities have the power of local self-government, and the power to enact laws that are for the health, safety, welfare, comfort and peace of the citizens of the municipality; now therefore

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. Section 111.15, Purchasing Consortiums, of the Codified Ordinances of the City of Lakewood is hereby enacted to read as follows:

111.15 PURCHASING CONSORTIUMS.

When the City purchases supplies or services without the necessity of competitive bidding as a member of any purchasing consortium, and where the purchase of the same supplies or services can be made from another party upon equivalent terms, conditions and specifications, and at the same or at a lower price than through the purchasing consortium, the City may make purchases from the other party and those purchases are exempt from any competitive bidding procedures otherwise required by law.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council and that all such 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.

Adopted: _____

President

Clerk

Approved: _____

Mayor

PLACED ON 1ST READING & REFERRED TO THE
RULES & ORDINANCES COMMITTEE 9/2/14.

PLACED ON 2ND READING 9/15/14.

ORDINANCE NO. 32-14

BY:

AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect at the earliest period allowed by law, to approve the editing and inclusion of certain ordinances and resolutions as parts of the various component codes of the Codified Ordinances and to provide for the publication of such new matter.

WHEREAS, the Walter H. Drane Company has completed a quarterly revision and updating of the Codified Ordinances of the City; and

WHEREAS, various ordinances and resolutions of a general and permanent nature that have been passed by Council but not yet included in the Codified Ordinances of the City have now been made a part thereof; and

WHEREAS, this Council by a vote of at least five of its members determines that this ordinance is an emergency measure and that it shall take effect immediately, as set forth in Article III, Sections 10 and 13 of the Second Amended Charter of the City of Lakewood, and that it is necessary for the immediate preservation of the public property, health, and safety and to provide for the usual daily operation of municipal departments, in that the publication and distribution of the 2014 Replacement Pages for the Codified Ordinances of the City of Lakewood should be conducted at the earliest date possible; now, therefore,

BE IT ORDAINED BY CITY OF LAKEWOOD, OHIO:

Section 1. The editing, arrangement and numbering and renumbering of the following ordinances and resolutions and parts of ordinances and resolutions are hereby approved as parts of the various component codes of the Codified Ordinances of the City, so as to conform to the classification and numbering system of the Codified Ordinances:

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
17-14	4-21-14	905.07
18-14	6-2-14	148.01 to 148.14
20-14	6-16-14	565.10
21-14	6-16-14	905.09
22-14	5-19-14	521.14
25-14	6-16-14	144.03
29-14	7-21-14	565.01, 565.04

Section 2. The Second Amended Charter published in the Codified Ordinances is the official charter of the City of Lakewood.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council and that all such 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.

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare in the City and for the usual daily operation of the City for the reasons set forth and defined in its preamble, and provided it receives the affirmative vote of at least five members of Council this ordinance

shall take effect and be in force immediately, or otherwise shall take effect and be in force after the earliest period allowed by law.

Adopted: _____

President of Council

Clerk of Council

Approved: _____

Mayor

NOTICE TO LEGISLATIVE
AUTHORITY

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

6289240 PERMIT NUMBER		NEW TYPE	NAIF OF OHIO LLC DEA BIRDTOWN BEVERAGE 12118 MADISON AV LAKEWOOD OH 44107	
08 01 2014 ISSUE DATE				
08 01 2014 FILING DATE				
C1 C2 PERMIT CLASSES				
18 TAX DISTRICT	286	C	A53013 RECEIPT NO.	

FROM 08/06/2014

PERMIT NUMBER		TYPE		
ISSUE DATE				
FILING DATE				
PERMIT CLASSES				
TAX DISTRICT			RECEIPT NO.	



MAILED 08/06/2014

RESPONSES MUST BE POSTMARKED NO LATER THAN. 09/08/2014

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.
REFER TO THIS NUMBER IN ALL INQUIRIES **C NEW 6289240**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD IN OUR COUNTY SEAT. IN COLUMBUS.

WE DO NOT REQUEST A HEARING.

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

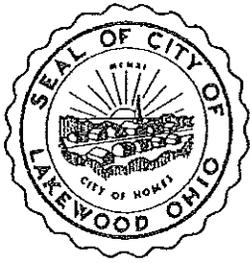
(Title)- Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

CLERK OF LAKEWOOD CITY COUNCIL
12650 DETROIT AV
LAKEWOOD OHIO 44107



12650 DETROIT AVENUE 44107 216/529-6055 FAX 216/226-3650
www.oneLakewood.com
Lakewood City Council
MARY LOUISE MADIGAN, PRESIDENT
RYAN P. NOWLIN, VICE PRESIDENT

Council at Large
RYAN P. NOWLIN
THOMAS R. BULLOCK III
CINDY MARX

Ward Council
DAVID W. ANDERSON, WARD 1
SHAWN P. JURIS, WARD 3
MARY LOUISE MADIGAN, WARD 4

October 6, 2014

Lakewood City Council
12650 Detroit Avenue
Lakewood, Ohio 44107

**Re: Appointment of Jeremy Soditch to Animal Safety and
Welfare Advisory Board**

Dear Members of Council:

This letter is to announce my appointment of Jeremy Soditch to the Animal Safety and Welfare Advisory Board for the remainder of the term expiring December 31, 2015.

I appreciate his willingness to serve.

Sincerely,

Shawn Juris
Councilmember, Ward 3



KEVIN M. BUTLER
DIRECTOR OF LAW

PAMELA L. ROESSNER
CHIEF PROSECUTOR

JENNIFER L. MLADEK
ASSISTANT LAW DIRECTOR

ASHLEY L. BELZER
ASSISTANT PROSECUTOR/
ASSISTANT LAW DIRECTOR

**LAW DEPARTMENT
OFFICE OF PROSECUTION**

12650 Detroit Avenue, Lakewood, Ohio 44107
(216) 529-6030 | Fax (216) 228-2514
www.oneLakewood.com
law@lakewoodoh.net

Direct dial: (216) 529-6034
kevin.butler@lakewoodoh.net

October 6, 2014

Lakewood City Council
12650 Detroit Avenue
Lakewood, Ohio 44107

Re: Secondhand dealers chapter

Dear Members of Council:

Chief Malley and the Division of Police have requested that we prepare legislation for your consideration that would repeal the current version of chapter 737 of the Codified Ordinances, dealing with pawnbrokers, and replace it with a more modern regulation of secondhand stores. You will find that legislation attached.

The preamble to the ordinance explains the need for these changes. In summary, they are required because pawnbrokers no longer exist in Lakewood, and secondhand stores invite a limited regulatory scheme because they are proven historically, however inadvertently, to be vehicles for the sale and resale of stolen property.

Please refer the legislation to an appropriate committee for further consideration.

Very truly yours,

Kevin M. Butler

ORDINANCE NO.

BY:

AN ORDINANCE repealing Chapter 737, Pawnbrokers, and replacing it with Chapter 737, Secondhand Dealers, of the Codified Ordinances of the City of Lakewood, in order to discard outmoded provisions and institute timely regulations within the Code.

WHEREAS, Chapter 737 of the Code, which governs pawnbrokers and dates in part to 1961, no longer applies to any businesses operating in the City; and

WHEREAS, Chapter 737 does not regulate secondhand dealers; and

WHEREAS, it is important that during police investigations the secondhand dealers comply with the Ohio Revised Code Section 4737.01, as well as the local regulations, by maintaining records necessary to identify the seller of any stolen items; and

WHEREAS, Council finds that secondhand dealers may provide a means of disposing of stolen goods; that investigation by police agencies reveals that new, used and stolen property are acquired and sold by secondhand businesses; and because secondhand businesses can be ready vehicles for the disposal of stolen goods, such businesses should be subject to controls used to decrease the potential trafficking in such items; and

WHEREAS, the City's regulations must be amended to reflect the present-day needs for proper administration; and

WHEREAS, pursuant to the Constitution of the State of Ohio and the Ohio Revised Code, municipalities have the power of local self-government; and

WHEREAS, pursuant to the Constitution of the State of Ohio and the Ohio Revised Code, municipalities have the power to enact laws that are for the health, safety, welfare, comfort and peace of the citizens of the municipality; now, therefore

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. New Chapter 737, Secondhand Dealers, of the Lakewood Codified Ordinances, shall be and hereby is enacted to read as follows:

**CHAPTER 737
Secondhand Dealers**

737.01 DEFINITIONS; SCOPE OF PROVISIONS.

(a) As used in this chapter:

- (1) "Director" means the Director of Public Safety or his or her designee.
- (2) "Secondhand" means that which has been used or which has been previously traded or sold by a retailer.
- (3) "Selling" includes sale on consignment, delivery, barter, exchange, gift or offer thereof.
- (4) "Secondhand dealer" means any person, firm, or corporation dealing in the purchase and sale of any of the following articles:
 - A. Secondhand furs;
 - B. Secondhand office machinery and equipment, including, without limitation, computer equipment, typewriters, adding machines, calculators, copy machines, printers, fax machines, telephones, check signing equipment, and address machines;
 - C. Secondhand tools of artisans, mechanics, or laborers;
 - D. Secondhand musical instruments;
 - E. Secondhand precious stones or manufactured articles composed wholly or in substantial part of gold, silver, platinum, or other precious metal;
 - F. Secondhand lawn, garden and construction equipment;
 - G. Secondhand computers, electronic, audio, visual or entertainment equipment or devices including, without limitation, laptops, docking stations, televisions, video monitors, digital video disc (DVD) players, record players, tape players, recording devices, other stereo equipment; five or more DVDs, compact discs (CDs) or records from any one source within a seven-day time period; cameras, camcorders, webcams, video game systems, consoles or accessories, video game discs and cartridges; cell phones and cell phone accessories, satellite phones, smartphones, digital music and audio players, tablets or similar devices, radio receivers or transmitters, pagers, chargers, global positioning units or systems, radar detectors, electronic organizers, Bluetooth and personal area network devices; DVD or CD burners; and other similar electronic devices;
 - H. Secondhand plumbing fixtures, builders' hardware or lighting fixtures;
 - I. Pawnbrokers' tickets or other evidence of pledged articles; or

- J. Used or secondhand motor vehicle or vehicle parts or accessories not received by the buyer for credit upon the purchase of similar new merchandise.
- (b) A person, firm, or corporation meeting one or more of the following shall not be considered a secondhand dealer under the terms of this chapter:
 - (1) A not-for-profit entity recognized as tax exempt by the Internal Revenue Service and registered with the Ohio Secretary of State as a not-for-profit entity; or
 - (2) A person conducting a garage or yard sale; or
 - (3) A retail business whose inventory consists primarily 95 percent or more of items which are at least 30 years old and which are considered antiques or collectibles; and
 - (4) A retail business which would be classified as a secondhand dealer only by virtue of selling secondhand computers, electronic, audio, visual or entertainment equipment or devices as specified in subsection (a)(4)G, above, when the proprietor is able to establish that all of the computers, electronic, audio, visual or entertainment equipment sold are at least 12 years old.

737.02 SECONDHAND DEALER'S LICENSE REQUIRED; FEE.

No person, partnership, corporation, or other entity shall operate as a secondhand dealer without first obtaining a license from the Director. The annual nonrefundable license fee for each secondhand dealer shall be established by Council. Additionally, the applicant shall pay all costs of criminal background checks for the applicant and each employee. All licenses shall expire on December 31 of the year of issuance.

737.03 INSPECTIONS AND TESTS OF WEIGHTS AND MEASURES.

Every license applicant must obtain an inspection and test from the appropriate county fiscal officer or auditor of any and all scales, balances or other instruments and devices for weighing and measuring secondhand articles, and any appliances and accessories associated with any or all such instruments and devices used at the location indicated on the application. The applicant shall provide proof of the inspection and test satisfactory to the Director.

737.04 RECORDS, TAGGING, AND RECORDS INSPECTIONS.

- (a) Every dealer in secondhand articles shall maintain a book, catalog or electronic record in which shall be legibly written or typewritten, in the English language, at the time of every purchase or sale, a description of every article so purchased or sold that includes the number or numbers and any monograms, inscriptions or other marks of identification that may appear on the article; a description of the articles or pieces comprising gold, silver, platinum, or other

metals, and any monogram, inscription, or marks of identification thereon or a photograph thereof; the name, residence, and general description of the person from whom such purchase was made or to whom sold or a photocopy of photo identification such as a driver's license or state-issued identification; and the day and hour of the purchase or sale. The holder of a federal license to smelt precious metals shall not be held by reason thereof to be exempt from the provisions of this chapter.

- (b) Every licensee under the provisions of this chapter, at the time of acquiring through purchase or exchange of any secondhand article, shall attach a tag with a designating number thereon, legibly printed in ink or typewritten, in Arabic numerals or in the English language, to each article, and shall make an entry of such number in the book, catalog or electronic record.
- (c) Such book, catalog or electronic record shall at all reasonable times be open to the inspection of any law enforcement officer during regular business hours. Such book, catalog or electronic record shall be maintained in a manner as directed or authorized by the Director.
- (d) In addition to such book, catalog or electronic record, every seller at the time of such purchase shall fill out, on a blank form approved by the Director, information including the seller's driver's license number and state of issuance, or the identifying number on a state identification card or other picture identification; and on the back of the form, the seller, in his or her own handwriting, shall write his or her name, age and address.
- (e) No entries in such book, catalog, electronic record or form shall be erased, obliterated altered or defaced.

737.05 DIRECTOR MAY REQUIRE WEEKLY REPORTS.

The Director may require that every licensed secondhand dealer shall make out a weekly report on a printed or electronic form to be furnished by the City's division of police, containing the details of all purchases of secondhand articles made during the preceding business week. The licensee shall deliver such report to the Director, together with any other information kept pursuant to this chapter and required by the Director. The Director may designate that the reports be mailed or delivered electronically.

737.06 MINIMUM HOLDING PERIOD.

- (a) No person licensed as or operating under the license of a secondhand dealer shall sell or offer to sell or remove, disassemble, clean, repair, paint, take apart or change the appearance or form of any secondhand good, article, or thing which has been purchased by the licensee for a period of at least 14 days from the day of acquisition.
- (b) Any of the goods, articles, or things regulated under this chapter, in the possession of any licensee, shall be made available at any time

for the inspection by the Director or any member of the City's division of police.

737.07 HOLD ORDER BY DIRECTOR.

The Director may place a hold order for a period of 30 days upon any property acquired by the secondhand dealer in the course of his business and upon release of such property the Director may require the secondhand dealer to keep a true record of such property and include therewith the true name and address of the person to whom such property was sold, or a record of any other method of disposition. The secondhand dealer shall keep for two years any record required under this section.

737.08 PURCHASES FROM MINORS AND INTOXICATED PERSONS; HOURS OF OPERATION.

No person shall receive, by sale, barter, exchange or otherwise, any article mentioned in this chapter from a person under the age of 18 years or a person who to an ordinary observer appears to be intoxicated. There shall not be any purchase from any person or persons between the hours of 10:00 p.m. and 8:00 a.m. on any day of the week.

737.09 ADVERTISEMENT.

No business licensed under the provisions of this chapter shall be advertised through the use of any medium, without including within the advertisement the license number from the license received from the Director.

737.10 RESPONSIBILITY OF THE LICENSEE.

Every act or omission on an agent or employee which constitutes a violation of any provision of this chapter shall be deemed the act or omission of the licensee if such act or omission occurs with the authorization, knowledge or approval of the licensee, or as a result of the licensee's negligent failure to supervise the agent's or employee's conduct. The licensee shall also be punished for such act or omission in the same manner as if the licensee committed the act or caused the omission.

737.11 LICENSE REVOCATION; APPEALS.

- (a) The Director may at any time revoke or suspend any license granted under the authority of this chapter for failure to comply with the terms of this chapter or any law or ordinance applicable to the business so licensed.
- (b) The Director shall revoke any license granted under the authority of this chapter if the licensee has been convicted of receiving stolen property.
- (c) In case of the refusal to issue or renew a license by the Director or the revocation or suspension of a license by the Director, the applicant or licensee may appeal to a review board consisting of the president of Council, the chairperson of the Public Safety Committee of Council or its longest-serving member if the chairperson is

the president of Council, and the Director of Law. Notice of appeal shall be in writing, with the reasons for the appeal specified therein, and shall be filed with the Director within 10 days from the date of the Director's action. Within 10 days after the filing of such notice, the board shall proceed to hear such appeal, at which hearing all parties interested shall be afforded an opportunity to be heard. The board shall render a decision within 10 days of the conclusion of the hearing. The board may sustain, reverse, or modify the action of the Director.

- (d) In the absence of conditions posing an imminent threat to health, safety or property, as determined by the Director of Law, or unless a license has been revoked by the Director because the licensee has been convicted of receiving stolen property as provided in subsection (b) of this section, a licensee who is lawfully operating but whose license is subject to revocation or suspension, or whose license the Director has refused to renew, may continue operating during the pendency of an appeal under this section.

737.99 PENALTY.

Whoever violates any of the provisions of this chapter shall be guilty of a misdemeanor of the fourth degree. Each day during which noncompliance or a violation continues shall constitute a separate offense.

Section 2. Existing Chapter 737, Pawnbrokers, of the Lakewood Codified Ordinances, shall be and hereby is repealed.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council and that all such 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.

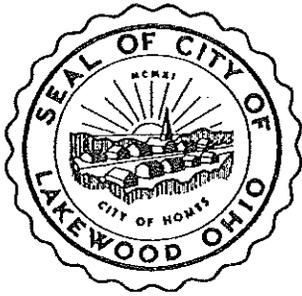
Adopted: _____

PRESIDENT

CLERK

Approved: _____

MAYOR



Jennifer R. Pae
Director of Finance

12650 DETROIT AVENUE . 44107 . 216/529-6092 . FAX 216/529-6806

October 6, 2014

Lakewood City Council

Re: Memberships for 2014

Dear Members of Council:

Please find the attached ordinance authorizing professional memberships in an amount not to exceed \$60,000 with various organizations and associations for the year 2014. Memberships listed in the ordinance are similar to those authorized by resolution in previous years.

To follow is one (1) addition to the membership ordinance:

International Association of Financial Crimes Investigators

Adoption of this amended ordinance in a timely manner will save the City expenditures in necessary training.

Respectfully,

Jennifer R. Pae
Director of Finance

ORDINANCE NO.

BY:

AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, amending Ordinance No. 38-13, adopted December 16, 2013, and authorizing the Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manager to enter into contracts for **Memberships** as authorized by the 2014 Appropriation Ordinance and the Administrative Code of the City of Lakewood, contracts not to exceed \$60,000 without separate Ordinance of Council.

WHEREAS, this Council desires to provide the authorization to the Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manager to enter into contracts for Memberships as authorized by the 2014 Appropriation Ordinance and the Administrative Code of the City of Lakewood as otherwise provided by law, and

WHEREAS, this Council by a vote of at least five of its members determines that this ordinance is an emergency measure, and that this ordinance shall take effect at the earliest date possible as set forth in Article III, Sections 10 and 13 of the Second Amended Charter of the City of Lakewood, and that it is necessary for the immediate preservation of the public peace, property, health and safety, and to provide for the usual daily operation of municipal department in that delay could impair the City's ability to provide necessary services in a timely manner; now, therefore,

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. Section 1 of Ordinance 38-13, adopted December 16, 2013, currently reading as follows:

Section 1. That the Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manager be and are hereby authorized and directed to enter into contracts with organizations for the following memberships, contracts not to exceed \$60,000, except as hereinafter provided:

American Association of Police Polygraphists
American Institute of Certified Planners
American Payroll Association
American Planning Association
American Polygraph Association
American Public Works Association
American Society of Civil Engineers
American Society of Sanitary Engineers

American Society for Industrial Security (ASIS)
American Water Works Association (AWWA)
Association of Municipal-County Judges of Ohio, Inc.
Association of Public Treasurers of the US & Canada

Building Officials Conference of Northeastern Ohio (BOCONEO)

Central Ohio Organization of Public Purchasers (CO-OPP)
Cleveland Bar Association
Cleveland Restoration Society Preservation Resource
Center Northeast Ohio
Cuyahoga Animal Wardens Society (CAWS)
Cuyahoga County Fire Chief's Association
Cuyahoga County Fire Officers Association
Cuyahoga County Mayors and City Managers Association
Cuyahoga County Police Chiefs Association

EnviroCert

Family to Family Administrators Council (Murtis Taylor Human Services System)
FBI National Academy Associates
First Suburb Consortium
First Suburb Development Council

Government Finance Officers Association of Ohio
Government Finance Officers Association of U.S. & Canada
Greater Cleveland Partnership

Heritage Ohio
High Technology Crime Investigation Association International

Institute of Traffic Engineers
International Association of Arson Investigators
International Association of Arson Investigators, Ohio Chapter
International Association of Bomb Technicians & Investigators (IABTI)
International Association of Chiefs of Police
International Association of Electrical Inspectors (IAEI)
International Association of Electrical Inspectors -
Western Reserve Divisions
International Association of Fire Chiefs
International Code Council
International Law Enforcement Educators and Trainers Association
International Municipal Signal Association
International Police Mountain Bike Association
International Society of Arboriculture

Keep America Beautiful

Lakewood Chamber of Commerce

Middle Atlantic-Great Lakes Organized Crime Law
Enforcement Network (MAGLOCLLEN)
Municipal Engineers Association of Northeast Ohio
Municipal Finance Officers Association of Northeast Ohio (MFOA)

National Association for the Education of Young Children (NAEYC)
National Association of Housing & Redevelopment Officials (NAHRO)
National Community Development Association
National Fire Protection Association
National Institute of Governmental Purchasing (NIGP)
National League of Cities
National Public Employer Labor Relations Association (NPELRA)
National Tactical Officers Association
North Central Ohio Building Officials Association
North Coast Corrections Managers Association
Northeast Ohio Areawide Coordinating Agency
Northeast Ohio Fire Chiefs Association (NEOFCA)
Northeast Ohio Fire Prevention Association
Northeast Ohio Law Directors Association
Northeast Ohio Municipal Prosecutors Association
Northeastern Ohio Municipal Court Clerks Association
Northern Ohio Municipal Judges Association
Northern Ohio Probation Officer's Association
Northern Ohio Service Directors Association

Ohio Association of Arson Investigations
Ohio Association of Chiefs of Police
Ohio Association of Magistrates
Ohio Association of Municipal Court Clerks
Ohio Association of Plumbing Inspectors
Ohio Association of Polygraph Examiners
Ohio Association of Public Treasurer's
Ohio Association of Tax Administrators
Ohio Auto Theft Association
Ohio Conference of Community Development
Ohio Crime Prevention Association
Ohio D.A.R.E. Officers Association
Ohio Economic Development Association (OEDA)
Ohio EMS
Ohio Fire Chiefs Association
Ohio Identification Officers Association
Ohio Judicial Conference
Ohio Municipal Judges Association
Ohio Municipal League
Ohio Police Juvenile Association
Ohio School Resource Officers Association
Ohio State Bar Association
Ohio Tactical Officers Association

Real Estate Management

Sewer Pipe Users Group (SPUG)
Society for Human Resource Management
Society for Human Resource Management – Greater Cleveland Chapter
Solid Waste Association of North America
State of Ohio Cooperative Purchasing Program
Street Maintenance and Sanitation Officials of Ohio

Team Crisis Negotiator

TransUnion of Northeast Ohio, Inc.
Tree City USA

U.S. Communities

Water Environment Federation
We Share

be and hereby is amended to read as follows:

Section 1. That the Mayor (Director of Public Safety), the Director of Public Works, the Director of Law, the Director of Finance, and/or the Purchasing Manager be and are hereby authorized and directed to enter into contracts with organizations for the following memberships, contracts not to exceed \$60,000, except as hereinafter provided:

American Association of Police Polygraphists
American Institute of Certified Planners
American Payroll Association
American Planning Association
American Polygraph Association
American Public Works Association
American Society of Civil Engineers
American Society of Sanitary Engineers
American Society for Industrial Security (ASIS)
American Water Works Association (AWWA)
Association of Municipal-County Judges of Ohio, Inc.
Association of Public Treasurers of the US & Canada

Building Officials Conference of Northeastern Ohio (BOCONEO)

Central Ohio Organization of Public Purchasers (CO-OPP)
Cleveland Bar Association
Cleveland Restoration Society Preservation Resource
Center Northeast Ohio
Cuyahoga Animal Wardens Society (CAWS)
Cuyahoga County Fire Chief's Association
Cuyahoga County Fire Officers Association
Cuyahoga County Mayors and City Managers Association
Cuyahoga County Police Chiefs Association

EnviroCert

Family to Family Administrators Council (Murtis Taylor Human Services System)
FBI National Academy Associates
First Suburb Consortium
First Suburb Development Council

Government Finance Officers Association of Ohio
Government Finance Officers Association of U.S. & Canada
Greater Cleveland Partnership

Heritage Ohio
High Technology Crime Investigation Association International

Institute of Traffic Engineers
International Association of Arson Investigators
International Association of Arson Investigators, Ohio Chapter
International Association of Bomb Technicians & Investigators (IABTI)
International Association of Chiefs of Police
International Association of Electrical Inspectors (IAEI)
International Association of Electrical Inspectors -
Western Reserve Divisions
International Association of Financial Crimes Investigators
International Association of Fire Chiefs
International Code Council
International Law Enforcement Educators and Trainers Association
International Municipal Signal Association
International Police Mountain Bike Association
International Society of Arboriculture

Keep America Beautiful

Lakewood Chamber of Commerce

Middle Atlantic-Great Lakes Organized Crime Law
Enforcement Network (MAGLOCLEN)
Municipal Engineers Association of Northeast Ohio
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National Association of Housing & Redevelopment Officials (NAHRO)
National Community Development Association
National Fire Protection Association
National Institute of Governmental Purchasing (NIGP)
National League of Cities
National Public Employer Labor Relations Association (NPELRA)
National Tactical Officers Association
North Central Ohio Building Officials Association
North Coast Corrections Managers Association
Northeast Ohio Areawide Coordinating Agency
Northeast Ohio Fire Chiefs Association (NEOFCA)
Northeast Ohio Fire Prevention Association
Northeast Ohio Law Directors Association
Northeast Ohio Municipal Prosecutors Association
Northeastern Ohio Municipal Court Clerks Association
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Ohio Association of Plumbing Inspectors
Ohio Association of Polygraph Examiners
Ohio Association of Public Treasurer's
Ohio Association of Tax Administrators
Ohio Auto Theft Association

Ohio Conference of Community Development
Ohio Crime Prevention Association
Ohio D.A.R.E. Officers Association
Ohio Economic Development Association (OEDA)
Ohio EMS
Ohio Fire Chiefs Association
Ohio Identification Officers Association
Ohio Judicial Conference
Ohio Municipal Judges Association
Ohio Municipal League
Ohio Police Juvenile Association
Ohio School Resource Officers Association
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Ohio Tactical Officers Association

Real Estate Management

Sewer Pipe Users Group (SPUG)
Society for Human Resource Management
Society for Human Resource Management -- Greater Cleveland Chapter
Solid Waste Association of North America
State of Ohio Cooperative Purchasing Program
Street Maintenance and Sanitation Officials of Ohio

Team Crisis Negotiator
TransUnion of Northeast Ohio, Inc.
Tree City USA

U.S. Communities

Water Environment Federation
We Share

Section 2. Contracts for memberships in excess of \$60,000 shall not be awarded except as approved herein or further approved by Ordinance of Council.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all such deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements.

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare in the City and for the usual daily operation of the City for the reasons set forth and defined in the preamble, and provided it receives the affirmative vote of at least five members of Council, this ordinance shall take effect and be in force immediately upon its adoption by the Council and approval by the Mayor, or otherwise it shall take effect and be in force after the earliest period allowed by law.

Adopted: _____

President

Clerk

Approved: _____

Mayor



DEPARTMENT OF HUMAN SERVICES
16024 MADISON AVENUE • 44107
Telephone: (216) 529-6685
Facsimile: (216) 529-5937

ANTOINETTE B. GELSOMINO
DIRECTOR OF HUMAN SERVICES

October 6, 2014

Lakewood City Council
Lakewood, Ohio 44107

RE: Juvenile Diversion Program

Dear Members of Council:

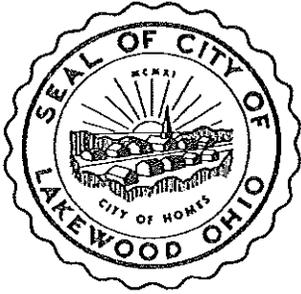
Pursuant to L.C.O. 111.14, Authority to Accept Income or Other Things of Value, this communication serves to notify you that the City intends to accept an amount estimated to be \$20,000 from Cuyahoga County Court of Common Pleas, Juvenile Court Division. The funds will be deposited to Account 279-4070 and support the Juvenile Diversion Program. No matching funds are required.

The Juvenile Diversion Program, a collaborative effort of the Divisions of Youth and Police and the Law Department, seeks to decrease the likelihood that young people will fall through the cracks of the juvenile justice system, assist them in taking responsibility for their behaviors, enable them to give back to their community and encourage continued community involvement.

Sincerely,

Antoinette B. Gelsomino





DEPARTMENT OF PUBLIC WORKS
12650 DETROIT AVENUE • 44107 • (216) 529-6800

JOSEPH J. BENO, PE
Director of Public Works

MARK K. PAPKE, PE, CPESC
City Engineer

September 30, 2014

Lakewood City Council and Mayor

RE: Ohio Public Works Commission – Program Year 2015

Dear Members of City Council and Mayor Summers,

The Public Works Department, Division of Engineering and Construction is recommending submitting grant and loan applications for potentially two (2) capital improvement projects.

The **2016 Watermain Replacement Project** would entail replacement of existing 6" diameter lines at four street segments to be determined. We are currently identifying the streets based on fire flow, water main breaks and pavement conditions.

The **Wet Weather Flow Metering Project** would entail the purchase and installation of approximately 60 flow meters required to meet the City's WWTP EPA permit. The meters would be equipped with real time telemetry which should reduce the man hours spent downloading data.

Please see the attached legislation required to be submitted with the grant application for the two referenced projects. Based on the response dates required by OPWC, these resolutions need to be adopted at the October 6, 2014 meeting. Please contact me if you have any further questions.

Respectfully,

THE CITY OF LAKEWOOD

Mark K. Papke, PE, CPESC
City Engineer

Copy to: Joe Beno – Lakewood Public Works Director

RESOLUTION NO.

BY:

A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force at the earliest period allowed by law, authorizing the Director of Public Works or designee to participate in the Ohio Public Works Commission State Capital Improvement and Local Transportation Improvement Programs and to execute contracts as required.

WHEREAS, the State Capital Improvement Program and the Local Transportation improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure, and

WHEREAS, the City of Lakewood is planning the 2016 Watermain Replacement Project as part of the 2016 capital improvement projects, and

WHEREAS, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the OPWC programs; and

WHEREAS, pursuant to the Constitution of the State of Ohio and the Ohio Revised Code, municipalities have the power of local self-government, and the power to enact laws that are for the health, safety, welfare; and

WHEREAS, this Council by a vote of at least five of its members determines that this resolution is an emergency measure, and that this resolution shall take effect at the earliest date possible as set forth in Article III, Sections 10 and 13 of the Second Amended Charter of the City of Lakewood, and that it is necessary for the immediate preservation of the public property, health and safety, and to provide for the usual daily operation of municipal departments in that the OPWC application deadline is October 17, 2014; now, therefore,

BE IT RESOLVED BY THE CITY OF LAKEWOOD, OHIO:

Section 1: The Director of Public Works or designee is hereby authorized to apply to the OPWC for funds for the 2016 Watermain Replacement Project as described in the title and preamble to this resolution.

Section 2: The Director of Public Works or designee is authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council and that all such 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.

Section 4. This resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare in the City

and for the usual daily operation of the City for the reasons set forth and defined in the preamble to this resolution, and provided it receives the affirmative vote of at least five members of Council, this resolution shall take effect and be in force immediately upon its adoption by the Council and approval by the Mayor, or otherwise it shall take effect and be in force after the earliest period allowed by law.

Adopted: _____

President

Clerk

Approved: _____

Mayor

RESOLUTION NO.

BY:

A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force at the earliest period allowed by law, authorizing the Director of Public Works or designee to participate in the Ohio Public Works Commission State Capital Improvement and Local Transportation Improvement Programs and to execute contracts as required.

WHEREAS, the State Capital Improvement Program and the Local Transportation improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure, and

WHEREAS, the City of Lakewood is planning to make capital improvement projects in the form of the Wet Weather Flow Metering Program, and

WHEREAS, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the OPWC programs; and

WHEREAS, pursuant to the Constitution of the State of Ohio and the Ohio Revised Code, municipalities have the power of local self-government, and the power to enact laws that are for the health, safety, welfare; and

WHEREAS, this Council by a vote of at least five of its members determines that this resolution is an emergency measure, and that this resolution shall take effect at the earliest date possible as set forth in Article III, Sections 10 and 13 of the Second Amended Charter of the City of Lakewood, and that it is necessary for the immediate preservation of the public property, health and safety, and to provide for the usual daily operation of municipal departments in that the OPWC application deadline is October 17, 2014; now, therefore,

BE IT RESOLVED BY THE CITY OF LAKEWOOD, OHIO:

Section 1: The Director of Public Works or designee is hereby authorized to apply to the OPWC for funds for the Wet Weather Flow Metering Program as described in the title and preamble to this resolution.

Section 2: The Director of Public Works or designee is authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council and that all such 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.

Section 4. This resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare in the City and for the usual daily operation of the City for the reasons set forth and defined in the preamble to this resolution, and provided it receives the affirmative vote of at least five members of Council, this resolution shall take effect and be in force immediately upon its adoption by the Council and approval by the Mayor, or otherwise it shall take effect and be in force after the earliest period allowed by law.

Adopted: _____

President

Clerk

Approved: _____

Mayor

NOTICE TO LEGISLATIVE
AUTHORITY

OHIO DIVISION OF LIQUOR CONTROL
6806 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

9445762		TREX	WAYWARD WOLF LLC 17900 DETROIT AV LAKEWOOD OH 44107
PERMIT NUMBER		TYPE	
10	01	2013	
ISSUE DATE			
09	05	2014	
FILING DATE			
D2 D1 D3 D3A D6			
PERMIT CLASSES			
18	286	C	F12698
TAX DISTRICT			RECEIPT NO.

FROM 09/09/2014

24344770005			EDDY & IGGYS LLC 1ST FL FRONT & BSMT 17900 DETROIT AV LAKEWOOD OH 44107
PERMIT NUMBER		TYPE	
10	01	2013	
ISSUE DATE			
09	05	2014	
FILING DATE			
D2			
PERMIT CLASSES			
18	286		
TAX DISTRICT			RECEIPT NO.



MAILED 09/09/2014

RESPONSES MUST BE POSTMARKED NO LATER THAN. 10/10/2014

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.
REFER TO THIS NUMBER IN ALL INQUIRIES C TREX 9445762

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD IN OUR COUNTY SEAT. IN COLUMBUS.

WE DO NOT REQUEST A HEARING.

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

CLERK OF LAKEWOOD CITY COUNCIL
12650 DETROIT AV
LAKEWOOD OHIO 44107