

**DOCKET
OF A MEETING OF
THE LAKEWOOD CITY COUNCIL
TO BE HELD IN THE COUNCIL CHAMBERS
LAKEWOOD CITY HALL - 12650 DETROIT AVENUE
MAY 4, 2015
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 on the City's website www.onelakewood.com as soon after 4 PM on the Friday before a Council meeting as possible.

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

ADDRESSING COUNCIL – The President may recognize any non-member for addressing Council on any question then pending. In such cases, the person recognized shall address the chair, state his or her name and address and the subject matter he or she desires to discuss. Speakers must be courteous in their language and avoid personalities. When addressed by the Chair, the speaker must yield the floor and comply with all rulings of the chair, said rulings not being open to debate. Except with permission of Council specifically given, speakers shall be limited to five minutes. No person who has had the floor shall again be recognized until all others desiring an opportunity to speak have been given an opportunity to do so.

AGENDA ITEMS PROTOCOL:

The Clerk at the beginning of the meeting will present the AGENDA ITEMS sign-in sheet to the President of Council. Speakers will be called to address Council by the Chair. A citizen must first write his or her name, address and agenda item number on the designated sign-in sheet in order to be recognized.

PUBLIC COMMENT PROTOCOL:

The clerk at the end of the meeting will present the PUBLIC COMMENT sign-in sheet to the President of Council. Public Comment will be welcomed at the end of a Council Meeting on miscellaneous issues or issues other than agenda items. A citizen must first write his or her name, address and topic on the designated sign-in sheet in order to be recognized. The forum is not designed to be a question and answer session.

- I. Pledge of Allegiance
 - II. Moment of Silence
 - III. Roll Call
- Reading & disposal of the minutes of the Regular Meeting of Council held April 6, 2015.
Reading & disposal of the minutes of the Regular Meeting of Council held April 20, 2015

Reports, legislation and communications from Members of Council, the Mayor and other City Officials.

****OLD BUSINESS****

1. Reports regarding 4/6/15, 4/13/15, 4/20/15, 4/21/15, 4/30/15 (Letter of Intent re: Hospital) and 5/1/15 Committee of the Whole meetings (To Be Provided). Chair; Madigan.
2. **ORDINANCE NO. 14-15** – AN ORDINANCE amending Section 1105.02 of the Zoning Code of the Codified Ordinances of the City of Lakewood by changing and revising the Zoning Map of the City with respect to certain property as set forth and described as a portion of 14823 lake Avenue from (PPN 312-15-022) R1H (Single Family, High Density) to R2 (Single and Two Family). (PLEASE SUBSTITUTE FOR ORDINANCE 14-15 PLACED ON 1ST READING & REFERRED TO THE PLANNING COMMISSION 3/16/15, 2ND READING 4/6/15, REFERRED TO COMMITTEE OF THE WHOLE 4/20/15) (Pg. 4)
3. Rules & Ordinances Committee Report regarding Ord. 13-15. Chair O’Leary (Pg. 6)
4. **ORDINANCE NO. 13-15** – AN ORDINANCE amending Chapter 143, City Records Commission, of the Codified Ordinances of the City of Lakewood, in order to update the code regulating the composition and duties of the commission. (PLACED ON 1ST READING & REFERRED TO THE RULES & ORDINANCES COMMITTEE 3/2/15, 2ND READING 3/16/15). (Pg. 7)
5. Public Works Committee Report regarding Resolution 8802-15 – (To Be Provided) Chair; Juris.
6. **RESOLUTION NO. 8802-15** – 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 the City of Lakewood to participate in the upgrade and interconnect of traffic signals along Madison Avenue in the City of Lakewood with the Ohio Department of Transportation. (REFERRED TO PUBLIC WORKS COMMITTEE 4/6/15) (Pg. 14)
7. **ORDINANCE NO. 19-15** – 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, authorizing the Director of Finance to enter into Equipment Leases in forms approved by the Director of Law on behalf of the City of Lakewood (“City”). (PLACED ON 1ST READING & REFERRED TO THE FINANCE COMMITTEE 4/6/15, REPORTED OUT ON, PLACED ON 2ND READING & RECOMMENDED FOR ADOPTION 4/20/15)(Pg. 16)
8. Liquor Permit Application for D5 TREX to Voodoo Tuna, 15326 Detroit from Politix Lounge 4062 Mayfield Road, South Euclid, OH 441212. (DEFERRED 4/20/15)(Pg. 19)

****NEW BUSINESS****

9. Communication from Mayor Summers, Council President Madigan and Councilmember Bullock regarding Clean Water Integrated Planning Task Force – Integrated Wet Weather Improvement Plan – Phase 1. (Pg. 20)
10. **RESOLUTION NO. 8803-15** –A RESOLUTION to take effect immediately provided it receives the vote of at least five members of Council, or otherwise to take effect at the earliest period allowed by law, creating the Clean Water Integrated Planning Task Force for the purpose of assisting in the development of solutions to address Lakewood’s wet-weather management needs through community engagement and to advise municipal officials on transformational improvements that will maximize social, economic and environmental benefits to the city, its residents, businesses and institutions for development of the EPA Integrated Wet Weather Improvement Plan. (Pg. 21)
11. Communication from Councilmember O’Leary regarding Appointment of Zach Brown to the Citizens Advisory Committee. (Pg. 23)
12. Communication from Mayo Summers regarding Public Art – Solstice Steps. (Pg. 24)
13. Communication from Law Director Butler regarding Resolution permitting Mayor Summers to enter into easement agreement with Commodore Club Apartments LLC for ingress and egress to maintain all storm water lines and sanitary lines. (Pg. 25)
14. **RESOLUTION NO. 8804-15** – A RESOLUTION to take effect immediately provided it receives the vote of at least five members of Council, or otherwise to take effect at the earliest period allowed by law, authorizing the Mayor to enter into a permanent access easement agreement with Commodore Club Apartments, LLC, an Ohio limited liability company, governing the rights of the parties relative to a parcel located at 18915 Detroit Extension, Lakewood, Ohio 44107 which grants the City access to the parcel for ongoing maintenance of the underlying water and sanitary lines for a payment of \$6,300. (Pg. 26)
15. Communication from Police Chief Malley regarding receipt of \$10,000 donation for K-9 and training. (Pg. 30)
16. Communication from Planning and Development Director Siley regarding Acceptance Grant from Cuyahoga County Property Demolition Program. (Pg.31)
17. Liquor Permit Notice to Namaste India Garden, 14412 Detroit Avenue from Jay-Lor IV Inc. 16300-02 Detroit Avenue(Pg. 32)

ORDINANCE NO. _____ BY: _____

AN ORDINANCE amending Section 1105.02 of the Zoning Code of the Codified Ordinances of the City of Lakewood by changing and revising the Zoning Map of the City with respect to certain property as set forth and described as a portion of 14823 Lake Avenue from (PPN 312-15-022) R1H (Single Family, High Density) to R2 (Single and Two Family).

WHEREAS, it is necessary and desirable to rezone certain parcels of land in the City for the consolidation with the property at 14818 Clifton Boulevard (PPN312-15-023) as detailed on Exhibit A, attached hereto; and

WHEREAS, Article 18, Section 3 of the Constitution of the State of Ohio permits municipalities to exercise all powers of local self-government and to adopt and enforce within their limits such as local police, sanitary and other regulations as are not in conflict with general laws; now, therefore

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. Section 1105.02 of the Zoning Code of the Codified Ordinances of the City of Lakewood be and the same is hereby amended by changing and revising the Zoning Map of the City from R1H (Single Family, High Density) to R2 (Single and Two Family) for the following property:

14823 Lake Road, Lakewood, Ohio
(Legal description attached as Exhibit A)
Permanent Parcel Number 312-15-022

Section 2. The Director of Planning and Development is hereby authorized and directed to make the reclassification change on the zoning map of the City of Lakewood, Ohio, in order to reflect the amendment designated in Section 1 of this ordinance.

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.

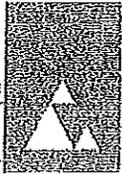
Adopted: _____

PRESIDENT

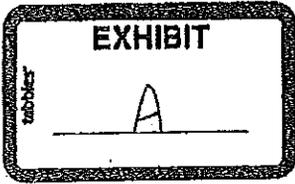
CLERK OF COUNCIL

Approved: _____

MAYOR



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**SPLIT PARCEL
LEGAL DESCRIPTION**

Situated in the City of Lakewood, County of Cuyahoga and State of Ohio and known as being a part of Sublot 2 in the Charles A. Cook's Allotment as shown in the recorded plat in Volume 25, Page 2 of the Cuyahoga County Map Records also being a part of Original Rockport Township Section Number 22 and being more particularly described as follows:

Beginning at MAG Nail set at an intersection of the southerly line of Lake Road, 100 feet wide, and the easterly line of Cook Avenue, 60 feet wide, and also the northwest corner of Sublot 2 in the said Charles A. Cook's Allotment; Thence along the west line of Sublot 2 and the east line of Cook Avenue, 60 feet wide, South 00°28'51" West, a distance of 175.00 feet to a MAG Nail set and the Principal Place of Beginning of the parcel herein described;

Course 1) Thence South 89° 30' 53" East, a distance of 60.00 feet to an iron pin set on the east line of Sublot 2;

Course 2) Thence along the east line of said Sublot 2, South 00° 28' 51" West, a distance of 25.00 feet to an iron pin set at the southeast corner of Sublot 2;

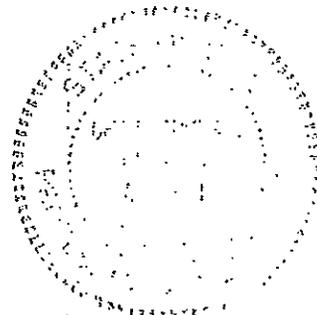
Course 3) Thence along the south line of Sublot 2, North 89°30'53" West, a distance of 60.00 feet to the southwest corner of Sublot 2;

Course 4) Thence along the west line of said Sublot 2 and the east line of Cook Avenue, North 00°28'51" East, a distance of 25.00 feet to the principal place of beginning and containing 0.0344 acres or 1,500 square feet of land according to an actual field survey by Christopher J. Dempsey, Professional Surveyor No. 6914, Dempsey Surveying Company on December 31, 2014.

Basis of Bearings: Bearings are referenced to Grid North of the Ohio State Plane Coordinate System North Zone, NAD 83 Datum.

All iron pins set are 30" long, 5/8" diameter rebar with a "C. Dempsey P.S. 6914" stamped yellow cap.

Christopher J. Dempsey, PS
Professional Surveyor





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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
SAM O'LEARY, WARD 2
SHAWN P. JURIS, WARD 3
MARY LOUISE MADIGAN, WARD 4

Report of the Rules and Ordinances Committee Meeting Held April 27, 2015

April 29, 2015

Dear Colleagues,

The Rules and Ordinances Committee met on Monday, April 27, 2015 to consider Proposed Ordinance 13-15, amending Chapter 143 of Lakewood's Codified Ordinances, "City Records Commission." Present were the Committee Chair and member, Councilwoman Marx, as well as Law Director Butler, Records Commission Secretary Petrus, and members of the public.

This proposed Ordinance was introduced to Council by the Mayor through Law Director Butler, after a citizen, Brian Bardwell, brought it Director Butler's attention that the chapter of Lakewood's code governing the statutorily-required City Records Commission was out of date. Proposed Ordinance 13-15 mirrors the required language of the Ohio Revised Code, which had evolved since the enactment of Lakewood's current ordinance, thereby ensuring that Lakewood's City Records Commission is formed and conducts its business in accordance with Ohio law.

Some additional discussion was had regarding whether Lakewood could alter the composition of the Commission if it so chose. Law Director Butler opined that Lakewood could not lawfully alter the composition of the Commission. Councilmember Marx inquired regarding the costs that might be charged to requestors of records, and was informed that Lakewood does not typically assess costs to requestors, particularly when production of the records is in electronic format, and that the Ordinance would enable, but not require, the assessment and payment of the costs of producing requested records in the future.

Thereafter, a motion to recommend adoption of Proposed Ordinance 13-15 was made, seconded, and carried.

Respectfully Submitted,

/s/ Sam O'Leary – Ward 2
Rules and Ordinances Committee, Chair | Public Works Committee, Member

PLACED ON 1ST READING & REFERRED TO THE
RULES & ORDINANCES COMMITTEE 3/2/15.
PLACED ON 2ND READING 3/16/15.

ORDINANCE NO. 13-15

BY:

AN ORDINANCE amending Chapter 143, City Records Commission, of the Codified Ordinances of the City of Lakewood, in order to update the code regulating the composition and duties of this commission.

WHEREAS, the City Records Commission was created to promote open records and fulfill the City's obligations under state public records law; and

WHEREAS, Chapter 143 of the Code stands to be updated to bring the composition and duties of the City Records Commission in line with state law, which has been updated throughout the years and most recently in 2011; 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. Chapter 143, City Records Commission, of the Lakewood Codified Ordinances, currently reading as follows:

**CHAPTER 143
CITY RECORDS COMMISSION**

143.01 ESTABLISHMENT AND MEMBERSHIP.

There is hereby established a City Records Commission to be composed of the Mayor, one member of Council appointed by the President, the senior Judge of the Municipal Court, the Director of Law and the Finance Director.

143.02 FUNCTIONS OF COMMISSION.

The functions of the City Records Commission shall be to review all applications for records disposal or transfer and all schedules of record retention and destruction and all records disposal lists submitted by any office, court, commission, board, department or agency of the City. Such records may be disposed of by order of the Commission pursuant to the procedure hereinafter outlined.

143.03 DESTRUCTION OF RECORDS REQUIRED TO BE RECORDED.

The City Records Commission may order the destruction or other disposition of any City record, document, plat, court file, paper or instrument in writing, specifically required by law to be kept or recorded, provided that such City record, document, plat, court file, paper or instrument in writing, is first copied or reproduced in the manner and according to the procedure prescribed in Ohio R.C. 9.01.

143.04 DESTRUCTION OF RECORDS NOT REQUIRED TO BE RECORDED.

The City Records Commission may order the destruction or other disposition of any City record, document, plat, court file, paper or instrument in writing not specifically required by law to be kept without being copied or reproduced as prescribed in Ohio R.C. 9.01, and which does not involve any title to or right in property or constitute a regular record of any court, if such record, document, plat, court file, paper or instrument is not less than one year old, does not pertain to any pending case, claim or action and no longer has any value, historical or otherwise.

143.05 RESOLUTION TO DESTROY RECORDS AND PROCEDURE.

When City records have been approved by disposal by resolution of the City Records Commission, a list of such records shall be sent the Bureau of Inspection and Supervision of Public Offices of the Auditor of State. If the Bureau disapproves the actions of the Commission in whole or in part, it shall so inform the Commission within a period of sixty days. Before records are otherwise disposed of, the Ohio Historical Society shall be informed and given the opportunity for a period of sixty days to select for its custody or disposal such records as it may deem to be of continual historical value.

143.06 AUTHORITY OF COMMISSION.

The City Records Commission may revise, alter, approve or reject any schedule and application or portion thereof and may designate transfer and disposal dates and methods of disposal of records when such are not specifically provided for by law.

No order of the Commission to destroy or otherwise dispose of any records is valid unless it is agreed to by each such member of the Commission eligible to act under this section, reduced to written form and signed by each member.

143.07 COMPLIANCE REQUIRED.

No person having the custody of any records shall transfer, destroy or otherwise dispose of them, or procure or permit the transfer, destruction or other disposition of them without complying with this chapter.

143.08 PUBLIC RECORDS; FEES FOR DUPLICATION.

- (a) All City officials are hereby authorized to charge up to twenty-five cents (25¢) per letter-size (eight and one-half inch by eleven inch) or legal-size (eight and one-half inch by fourteen inch) page for photocopies, or copies made from microfilm or microfiche, of records provided to the public in response to public records requests.
- (1) A deposit of the total charges due for copying public records may be required prior to copying.
- (2) No deposit shall be required prior to copying public records where the total charges are less than ten dollars (\$10.00) unless the requestor has failed to pay for copies previously ordered.
- (b) The charge for duplication of larger or oddly shaped documents or for duplication processes for which the City does not own the necessary equipment, shall be the actual costs to the City, excluding the labor costs of City employees, as determined by the Finance Director on the advice of the custodian of the records to be duplicated. A deposit of the total charges due for copying such public records shall be required prior to copying.
- (c) City officials are hereby authorized to provide, at the election of the requestor, photocopies or microfilm or microfiche copies of large quantities of documents, or copies of unusually large or oddly shaped documents, through a vendor selected by the City, under the following conditions:
 - (1) Charges, billing arrangements and security for payment shall be the responsibility of and determined by the vendor and the requestor; the City's only responsibility relative to costs of such copying shall be to authorize a vendor to duplicate documents upon delivery of a written receipt from the vendor acknowledging payment or security for such costs.
 - (2) The documents to be copied shall be picked up at, and originals returned to, City offices by the vendor.
 - (3) The vendor shall implement security measures satisfactory to the City to maintain the integrity of City records and record systems.
 - (4) The Procurement Officer has identified the vendor as being able to comply with the requirements of this subsection (c).
- (d) Nothing in this section shall require a City official or employee to search for or create records containing selected information.
- (e) Nothing in this section shall require the duplication of records or other documents which are not available to the public or the release of which is prohibited under the laws of the State of Ohio or the United States.
- (f) Nothing in this section shall require City officials to charge or collect a fee for providing written information to any person, or shall be construed to limit the discretion of any director or supervisor to waive fees customarily charged for copies of documents.

143.99 PENALTY.

Whoever violates any provision of this chapter is guilty of a misdemeanor of the fourth degree.

shall be and hereby is repealed, and new Chapter 143, City Records Commission, of the Lakewood Codified Ordinances is enacted to read as follows:

**CHAPTER 143
CITY RECORDS COMMISSION**

143.01 ESTABLISHMENT AND MEMBERSHIP.

There is hereby established a City Records Commission to be composed of the Mayor or his or her appointed representative, as chairperson, the Director of Finance, the Director of Law and a citizen appointed by the Mayor, one member of Council appointed by the President, the senior Judge of the Municipal Court, the Director of Law and the Finance Director. The commission shall appoint a secretary, who may or may not be a member of the commission and who shall serve at the pleasure of the commission.

143.02 FUNCTIONS OF COMMISSION.

The functions of the City Records Commission shall be to provide rules for retention and disposal of records of the City; to review, revise and approve schedules of records retention; to review all applications for records disposal and schedules of records disposition submitted by the City; and to ensure compliance with general law related to records retention, disposal and other disposition. or transfer and all schedules of record retention and destruction and all records disposal lists submitted by any office, court, commission, board, department or agency of the City. Such records may be disposed of by order of the Commission pursuant to the procedure hereinafter outlined. The commission shall meet at least once every six months and upon the call of the chairperson.

~~143.03 DESTRUCTION OF RECORDS REQUIRED TO BE RECORDED.~~

~~The City Records Commission may order the destruction or other disposition of any City record, document, plat, court file, paper or instrument in writing, specifically required by law to be kept or recorded, provided that such City record, document, plat, court file, paper or instrument in writing, is first copied or reproduced in the manner and according to the procedure prescribed in Ohio R.C. 9.01.~~

~~143.04 DESTRUCTION OF RECORDS NOT REQUIRED TO BE RECORDED.~~

~~The City Records Commission may order the destruction or other disposition of any City record, document, plat, court file, paper or instru-~~

~~ment in writing not specifically required by law to be kept without being copied or reproduced as prescribed in Ohio R.C. 9.01, and which does not involve any title to or right in property or constitute a regular record of any court, if such record, document, plat, court file, paper or instrument is not less than one year old, does not pertain to any pending case, claim or action and no longer has any value, historical or otherwise.~~

~~143.05 RESOLUTION TO DESTROY RECORDS AND PROCEDURE.~~

~~When City records have been approved by disposal by resolution of the City Records Commission, a list of such records shall be sent the Bureau of Inspection and Supervision of Public Offices of the Auditor of State. If the Bureau disapproves the actions of the Commission in whole or in part, it shall so inform the Commission within a period of sixty days. Before records are otherwise disposed of, the Ohio Historical Society shall be informed and given the opportunity for a period of sixty days to select for its custody or disposal such records as it may deem to be of continual historical value.~~

~~143.06 AUTHORITY OF COMMISSION.~~

~~The City Records Commission may revise, alter, approve or reject any schedule and application or portion thereof and may designate transfer and disposal dates and methods of disposal of records when such are not specifically provided for by law.~~

~~No order of the Commission to destroy or otherwise dispose of any records is valid unless it is agreed to by each such member of the Commission eligible to act under this section, reduced to written form and signed by each member.~~

~~143.07-03 COMPLIANCE REQUIRED.~~

~~No person having the custody of any records shall transfer, destroy or otherwise dispose of them, or procure or permit the transfer, destruction or other disposition of them without complying with the regulations and procedures adopted by the City Records Commission in accordance with this chapter.~~

~~143.08-04 PUBLIC RECORDS; FEES COSTS FOR DUPLICATION.~~

~~Except as otherwise noted in this code or by general law, the City may charge actual costs for copies, delivery and transmission of public records and may require payment of costs in advance. The cost of employee time may not be included in the cost of copies or of delivery unless otherwise permitted under general law. The City may choose to employ the services, and charge the requester the costs of, a private contractor to copy public records so long as the decision to do so is reasonable.~~

~~(a) All City officials are hereby authorized to charge up to twenty five cents (25¢) per letter size (eight and one half inch by eleven inch) or legal size (eight and one half inch by fourteen inch) page for~~

photocopies, or copies made from microfilm or microfiche, of records provided to the public in response to public records requests.

- ~~(1) A deposit of the total charges due for copying public records may be required prior to copying.~~
- ~~(2) No deposit shall be required prior to copying public records where the total charges are less than ten dollars (\$10.00) unless the requester has failed to pay for copies previously ordered.~~
- ~~(b) The charge for duplication of larger or oddly shaped documents or for duplication processes for which the City does not own the necessary equipment, shall be the actual costs to the City, excluding the labor costs of City employees, as determined by the Finance Director on the advice of the custodian of the records to be duplicated. A deposit of the total charges due for copying such public records shall be required prior to copying.~~
- ~~(c) City officials are hereby authorized to provide, at the election of the requester, photocopies or microfilm or microfiche copies of large quantities of documents, or copies of unusually large or oddly shaped documents, through a vendor selected by the City, under the following conditions:
 - ~~(1) Charges, billing arrangements and security for payment shall be the responsibility of and determined by the vendor and the requester; the City's only responsibility relative to costs of such copying shall be to authorize a vendor to duplicate documents upon delivery of a written receipt from the vendor acknowledging payment or security for such costs.~~
 - ~~(2) The documents to be copied shall be picked up at, and originals returned to, City offices by the vendor.~~
 - ~~(3) The vendor shall implement security measures satisfactory to the City to maintain the integrity of City records and record systems.~~
 - ~~(4) The Procurement Officer has identified the vendor as being able to comply with the requirements of this subsection (c).~~~~
- ~~(d) Nothing in this section shall require a City official or employee to search for or create records containing selected information.~~
- ~~(e) Nothing in this section shall require the duplication of records or other documents which are not available to the public or the release of which is prohibited under the laws of the State of Ohio or the United States.~~
- ~~(f) Nothing in this section shall require City officials to charge or collect a fee for providing written information to any person, or shall be construed to limit the discretion of any director or supervisor to waive fees customarily charged for copies of documents.~~

143.99 PENALTY.

Whoever knowingly violates any ~~provision of this chapter~~ Section 143.03 is guilty of a misdemeanor of the fourth degree.

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

Adopted: _____

PRESIDENT

CLERK

Approved: _____

MAYOR

RESOLUTION NO. 8802-15

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 the City of Lakewood to participate in the upgrade and interconnect of traffic signals along Madison Avenue in the City of Lakewood with the Ohio Department of Transportation.

WHEREAS, the State has identified the need for the described project:

Upgrade and interconnect traffic signals along Hilliard Road/Franklin Boulevard from Riverside Drive to Ridgewood Avenue in the City of Lakewood; 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 and for the scheduling of street improvement projects; now, therefore,

BE IT RESOLVED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. The City gives consent to the Director of Transportation to complete the above described Hilliard/Franklin Project (the "Project").

Section 2. The City shall cooperate with the Director of Transportation to complete the Project as follows:

The City agrees to assume and contribute the entire cost and expense of the improvement less the amount of Federal-aid funds set aside by the Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration, United States Department of Transportation. Further, the City agrees to assume and bear one hundred percent (100%) of the cost of preliminary engineering, right-of-way and environmental documentation.

The City agrees to pay one hundred percent (100%) of the cost of those features requested by the City which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

Section 3. The City agrees to acquire and/or make available to the Ohio Department of Transportation (ODOT) in accordance with current state and federal regulations, all necessary right-of-way required for the Project. The City also understands that right-of-way costs include eligible utility costs. The City agrees to be responsible for all utility accommodation, relocation, and reimbursement and agrees that all such accommodations, relocations, and reimbursements shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

Section 4. Upon completion of the described Project, and unless otherwise agreed, the City shall: (1) provide adequate maintenance for the described Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provisions, as necessary, for the maintenance of the described Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

Section 5. The Mayor of the City is hereby authorized on behalf of the City to enter into contracts with ODOT pre-qualified consultants for the preliminary engineering phase of the Project and to enter into contract with the Director of Transportation necessary to complete the above described project. Upon the request of ODOT, the Mayor is also empowered to assign all rights, title and interests of the City to ODOT arising from any agreement with its consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

Section 6. The City agrees that if Federal Funds are used to pay the cost of any consultant contract, the City shall comply with 23 CFR 172 in the selection of its consultant and the administration of the consultant contract. Further the City agrees to incorporate ODOT's "Specifications for Consulting Services" as a contract document in all of its consultant contracts. The City agrees to require, as a scope of services clause, that all plans prepared by the consultant must conform to ODOT's current design standards and that the consultant shall be responsible for ongoing consultant involvement during the construction phase of the Project. The City agrees to include a completion schedule acceptable to ODOT's Consultant Evaluation System.

Section 7. The Clerk of Council is hereby directed to transmit a certified copy of this legislation to the Director of Transportation.

Section 8. 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 deliberation of the 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 9. 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 of Council

Clerk of Council

Approved: _____

Mayor

Placed on first reading and referred to the
Finance Committee 4/6/15, second reading
4/20/15. Please substitute for the original.

ORDINANCE NO.

19-15

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, authorizing the Director of Finance to enter into Equipment Leases in forms approved by the Director of Law on behalf of the City of Lakewood ("City").

WHEREAS, the City is an Ohio political subdivision and is organized and existing under the Constitution and laws of Ohio and its Charter; and

WHEREAS, in accordance with applicable law, including without limitation its home rule authority under Ohio Constitution Article XVIII, the City has the power to acquire personal property, including without limitation, acquisition by lease-purchase agreement; and

WHEREAS, the City has requested proposals for the lease-purchase acquisition of certain property, and the authorized representatives of the City have determined that the proposal of U.S. Bancorp Government Leasing and Finance, Inc., its affiliates, successors, or assigns is the most responsive and responsible proposal;

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 property, health and safety, and to provide for the usual daily operation of municipal departments in that these equipment leases are necessary for the operation of various departments and divisions; now, therefore,

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. This Council makes the following findings and determinations:

(a) It is appropriate and necessary to the functions and operations of the City, to enter into one or more lease-purchase agreements (the "Equipment Leases") in the principal amount not exceeding \$3,740,000, for the purpose of acquiring the vehicles, equipment, and other personal property generally described in Exhibit A to this ordinance (the "Leased Property") and to be described more specifically in the Equipment Leases.

(b) U.S. Bancorp Government Leasing and Finance, Inc. is the lessor under the Equipment Leases in accordance with its proposal.

(c) The City is entering into the Equipment Leases in accordance with its power and authority under the Ohio Revised Code, the Ohio Constitution, and its Charter, to acquire the Leased Property and the Equipment Leases constitute "public obligations" as defined in Chapter 133.01(GG), Ohio Revised Code.

Section 2. The Director of Finance acting on behalf of the City is hereby authorized to negotiate, enter into, execute, and deliver one or more Equipment Leases in the form approved by the Director of Law. The Director of Finance is hereby authorized to negotiate, enter into, execute, and deliver such other documents relating to the Equipment Leases (including, but not limited to, escrow agreements) as the Director of Finance deems necessary and appropriate. All other related contracts and agreements necessary and incidental to the Equipment Leases are hereby authorized. By a written instrument signed by the Director of Finance, the Director of Finance may designate specifically identified officers or employees of the City to execute and deliver agreements and documents relating to the Equipment Leases on behalf of the City.

Section 3. The aggregate original principal amount of the Equipment Leases shall not exceed \$3,740,000. The payments under the Equipment Leases shall include interest at the rates determined in accordance with U.S. Bancorp Government Leasing and Finance, Inc.'s proposal, but in no event to exceed an annual rate of 5%. The Equipment Leases shall be for the term or terms selected by the Director of Finance, in accordance with U.S. Bancorp Government Leasing and Finance, Inc.'s proposal, but in no event to exceed 20 years. The Equipment Leases shall contain such options to purchase by the City as set forth in U.S. Bancorp Government Leasing and Finance, Inc.'s proposal and the Equipment Leases, and approved by the Director of Finance.

Section 4. The Clerk of Council is hereby directed to send certified copy of this Ordinance to U.S. Bancorp Government Leasing and Finance, Inc.

Section 5. All formal actions of this Council relating to the enactment of this Ordinance were taken in an open meeting of this Council, and the deliberations of this Council and any of its committees that resulted in those formal actions, were meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 6. 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 to this Ordinance, 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 of Council

Clerk of Council

Approved: _____

Mayor

City of Lakewood, Ohio
 2015 Lease of Capital Equipment Schedule A

	Total =	\$	3,740,000	Term
Police Vehicles (5 marked, 1 undercover)	\$		310,000	5
Sewer Flow Monitors (35 meters)	\$		350,000	7
Hook Lift Truck	\$		180,000	10
Citywide Fiber Optic System	\$		900,000	15
Sutphen Fire Engine	\$		500,000	15
Water Meter Replacement Program	\$		1,500,000	15

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

9311830		TREX		VOODOO TUNA I LLC	
PERMIT NUMBER		TYPE		15326 DETROIT AV	
10	01	2013		LAKEWOOD OH 44107	
ISSUE DATE					
04	01	2015			
FILING DATE					
D5		PERMIT CLASSES			
18	286	C	F13875		
TAX DISTRICT		RECEIPT NO.			

FROM 04/06/2015 SAFEKEEPING

1217706				STACHIE CAMPBELL	
PERMIT NUMBER		TYPE		DBA POLITIX LOUNGE	
10	01	2013		4062 MAYFIELD RD & PATIO	
ISSUE DATE		SOUTH EUCLID OH 44121			
04	01	2015			
FILING DATE					
D5		PERMIT CLASSES			
18	550				
TAX DISTRICT		RECEIPT NO.			



MAILED 04/06/2015

RESPONSES MUST BE POSTMARKED NO LATER THAN. 05/07/2015

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 9311830

(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 • 216/521-7580 • fax 216/521-1379
Website: www.onelakewood.com

MICHAEL SUMMERS
MAYOR

April 29, 2015

Lakewood City Council Members
Lakewood, Ohio 44107

Re: Clean Water Integrated Planning Task Force -
Integrated Wet Weather Improvement Plan - Phase I

Council Members –

The city is in Phase I of the Integrated Wet Weather Improvement Plan (IWWIP). The elements of this phase include creating and maintaining communication with the community and stakeholders and identifying, evaluating and selecting alternatives and schedules for the city's wet weather improvement plan. Because the IWWIP involves a complicated infrastructure subject matter we believe it is a good time to resurrect the infrastructure committee to be named the Clean Water Integrated Planning Task Force.

Suggested parameters for the Clean Water Integrated Planning Task Force are:

- 11 member committee
- Approximate eighteen (18) month commitment (through December 2016)
- Expected subject matter: engineering/infrastructure/design; equity questions (who pays for what and options on how to pay); communication and neighborhood & stakeholder engagement

We ask that City Council refer this matter to the appropriate committee in furtherance of our continued commitment to the EPA's Clean Water obligations for the city.

Very truly yours,

Michael P. Summers
Mayor

Mary Louise Madigan
Council President - Ward 4

Thomas Bullock
Council -at-Large

RESOLUTION NO.

BY:

A RESOLUTION to take effect immediately provided it receives the vote of at least five members of Council, or otherwise to take effect at the earliest period allowed by law, creating the Clean Water Integrated Planning Task Force for the purpose of assisting in the development of solutions to address Lakewood's wet-weather management needs through community engagement and to advise municipal officials on transformational improvements that will maximize social, economic and environmental benefits to the city, its residents, businesses and institutions for development of the EPA Integrated Wet Weather Improvement Plan.

WHEREAS, the City of Lakewood is required by the EPA to develop an Integrated Wet Weather Improvement Plan Phase I, for submission in 2016; and

WHEREAS, a citizen advisory group is necessary to engage the community in discussion and development of solutions to address Lakewood's wet weather management needs; and

WHEREAS, the task force will be asked to provide education to municipal officials and private citizens, to engage private citizens and stake holders as circumstances warrant on wet-weather management in Lakewood, and to provide recommendations to municipal officials for a short- and long-range planning in this area; and

WHEREAS, this Council by a vote of at least five of its members determines that this resolution is an emergency measure and that it 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 City wishes to engage a task force immediately for the purposes stated above; now, therefore,

BE IT RESOLVED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. The Clean Water Integrated Planning Task Force is hereby created for the purpose of assisting in the development of solutions to address Lakewood wet-weather management needs through community engagement and to advise municipal officials on transformational improvements that will maximize social, economic and environmental benefits to the city, its residents, businesses and institutions for development of the EPA Integrated Wet Weather Improvement Plan.

Section 2. The Clean Water Integrated Planning Task Force shall be composed of eleven members, seven of whom shall be appointed by Council and four of whom shall be appointed by the Mayor. The appointees shall have no formal term and may select a chairperson from

among them. Council may appoint a representative from among councilmembers to attend task force meetings as a non-voting member. The Director of Public Works or any designee of his or her choosing shall serve as a non-voting member. The administration shall appoint a staff member for purposes of creating public notices, keeping minutes and performing other clerical duties to staff the task force.

Section 3. With assistance from the Director of Public Works or his or her designee, the Clean Water Integrated Planning Task Force shall be afforded an opportunity to hold public meetings, conduct interviews of municipal officials, and inspect all pertinent records held by the City related to wet-weather management on a timely basis.

Section 4. It is contemplated that the task force shall make report to Council and the Mayor not less than semi-annually and at any other time requested by Council or the Mayor. The task force shall be disbanded without further action of Council once the EPA Integrated Wet Weather Improvement Plan is submitted to the EPA.

Section 5. 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 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 6. 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.

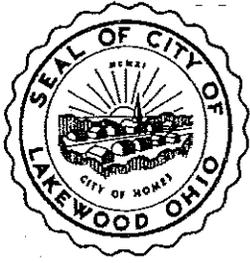
Adopted: _____

President of Council

Clerk of Council

Approved: _____

Mayor



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
SAM O'LEARY, WARD 2
SHAWN P. JURIS, WARD 3
MARY LOUISE MADIGAN, WARD 4

Re: Appointment of Zach Brown to the Citizens' Advisory Committee

April 29, 2015

Dear Colleagues and Fellow Citizens,

I am very pleased to announce my re-appointment of Zach Brown to the Citizens' Advisory Committee for a second full term.

Zach served Lakewood well on the Citizens' Advisory Committee, making thoughtful and helpful contributions while learning much about the Committee's operations as a first-term member. I am confident given his performance and commitment in his first term that he will continue to employ his professional expertise, enthusiasm for service, and eagerness to engage our residents, businesses, and other institutions as the Citizens Advisory Committee undertakes its crucial work.

Respectfully Submitted,

/s/ Sam O'Leary – Ward 2

Rules and Ordinances Committee, Chair | Public Works Committee, Member



12650 DETROIT AVENUE • 44107 • 216/521-7580 • fax 216/521-1379
Website: www.onelakewood.com

MICHAEL SUMMERS
MAYOR

April 27, 2015

Lakewood City Council Members
Lakewood, Ohio 44107

Re: Public Art – Solstice Steps

Council Members –

The City's Solstice Steps project incorporates a public art design option. In that regard, the City has been approached by a local organization that has some funding to offer in furtherance of the public art option for the Solstice Steps Project. This is a great opportunity for us to break out into committee for discussion about not only this specific public art opportunity, but a broader discussion about a public art program and process for the city as a whole.

With regard to the Solstice Steps public art opportunity we will need to develop a plan to determine a design application and selection process and how this process will interface with the Planning Commission and ABR. As part of the design selection process we will also need to address the issues of installation and a maintenance plan and budget.

At this same time, it may be appropriate to explore and educate ourselves of the several options this city has regarding public art planning for the city as a whole. Many cities around the country already have well-developed public art guidelines and ordinances/codes, master plans, selection processes, funding options and advisory committee frameworks we can look to for guidance. We can and should benefit from their experiences.

Thank you for your consideration. I am anxious to engage City Council in a further discussion of this opportunity in any manor council deems appropriate.

Very truly yours,

Michael P. Summers, Mayor



**LAW DEPARTMENT
OFFICE OF PROSECUTION**
12650 Detroit Avenue, Lakewood, Ohio 44107
(216) 529-6030 | Fax (216) 228-2514
www.onelakewood.com
law@lakewoodoh.net

KEVIN M. BUTLER
DIRECTOR OF LAW

PAMELA L. ROESSNER
CHIEF PROSECUTOR

JENNIFER L. MLADEK
CHIEF ASSISTANT
LAW DIRECTOR

MANDY J. GWIRTZ
ASSISTANT PROSECUTOR/
ASSISTANT LAW DIRECTOR

May 4, 2015

Lakewood City Council
12650 Detroit Avenue
Lakewood, Ohio 44107

Re: Resolution permitting Mayor Summers to enter into easement agreement with Commodore Club Apartments LLC for ingress and egress to maintain all storm water lines and sanitary lines

Dear Members of Council:

Please find attached a resolution that, if adopted, would permit Mayor Summers to enter into an easement agreement with Commodore Club Apartments LLC, owner of the property located at 18915 Detroit Extension, Lakewood, Ohio 44107, which would permit the city to have ongoing access to the property for the purpose of maintaining all storm and water lines that run through the property. The cost to the city for this permanent access easement is \$6,300.

Please refer the resolution to a committee of your choosing, such as Public Works, for further review and discussion.

Very truly yours,

Kevin M. Butler

RESOLUTION NO.

BY:

A RESOLUTION to take effect immediately provided it receives the vote of at least five members of Council, or otherwise to take effect at the earliest period allowed by law, authorizing the Mayor to enter into a permanent access easement agreement with Commodore Club Apartments, LLC, an Ohio limited liability company, governing the rights of the parties relative to a parcel located at 18915 Detroit Extension, Lakewood, Ohio 44107 which grants the City access to the parcel for ongoing maintenance of the underlying water and sanitary lines for a payment of \$6,300.

WHEREAS, the city administration wishes to enter into an easement agreement with Commodore Club Apartments, LLC, an Ohio limited liability company, governing the rights of the parties relative to a parcel of land located at 18915 Detroit Extension, Lakewood, Ohio 44107; and

WHEREAS, all contracts not specifically excepted by ordinance must be approved by Council pursuant to Section 111.02 of the Codified Ordinances; and

WHEREAS, this Council by a vote of at least five of its members determines that this resolution is an emergency measure and that it 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 City wishes to enter into the easement agreement for the parcel immediately, as there may now be no agreement governing its use; now, therefore,

BE IT RESOLVED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. The Mayor is hereby authorized to enter into an easement agreement in substantially the form as the agreement attached hereto as Exhibit A with Commodore Club Apartments, LLC.

Section 2. 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 3. 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 (5) 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

Exhibit A

Agreement for a Permanent Easement

THIS AGREEMENT made and concluded at Lakewood, Ohio, this ____ day of April, 2015 by and between the CITY OF LAKEWOOD, Ohio, 12650 Detroit Avenue, Lakewood, Ohio and/or its agents (hereinafter referred to as "City") and COMMODORE CLUB APARTMENTS, LLC , an Ohio limited liability company 18915 Detroit Extension, Lakewood, Ohio 44107 together with its successors, nominees, and assigns (hereinafter referred to as the "Owner").

WHEREAS, Owner is the owner of real property, Permanent Parcel No. 311-18-078, located at 18915 Detroit Extension, Lakewood, Ohio (hereinafter referred to as "Property"); and

WHEREAS the City desires to obtain a permanent access easement for purposes of ingress and egress, installing, constructing, operating, repairing, maintaining, replacing, extending and reconstructing any and all storm water lines, sanitary lines, detention basin and appurtenances.

WITNESSETH:

For valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereby agree as follows:

1. Owner shall grant an access easement (attached as Exhibit A) to City which the City shall cause to be recorded for record with the Cuyahoga County Recorder which shall be a permanent easement and will run with the land.
2. City shall compensate Owner \$6,300 for the easement.
3. The Owner shall not be permitted to construct and structures, buildings, retaining walls or embankments on any part of the easement area.
4. This agreement embodies the entire agreement between the City and Owner with respect to the subject matter hereof and supersedes all prior agreements and understandings, whether written or oral. Neither the City nor Owner has made nor relied upon any promises, representations or warranties in connection with this agreement that are not expressly set forth in this agreement. In entering into this agreement, the City and Owner have relied on the recitals representation and warranties contained in this agreement.
5. This agreement may not be modified except by a written agreement executed by the City and Owner. No waiver of any condition or covenant in this agreement by either party shall

be effective unless made in writing, nor shall any waiver be deemed to imply or constitute a future waiver of the same or any other condition or covenant of this agreement.

6. This agreement shall be construed and enforced in accordance with the laws of the State of Ohio.

7. Whenever a word appears here in its singular form, such word shall include the plural; and the masculine gender shall include the feminine and neuter genders. This agreement shall be construed without regard to any presumption or the rule permitting construction against the party causing this agreement to be drafted and shall not be construed more strictly in favor of or against either of the parties hereto.

8. If any term or provision of this agreement or the application thereof to any person or circumstances shall to any extent be invalid or unenforceable, the remainder of this agreement, or the application of such term or provision to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected thereby, and each term and provision of this agreement shall be valid and enforceable to the fullest extent permitted by law.

IN WITNESS WHEREOF, the parties have executed this agreement for the reasons stated herein and on the date(s) so noted below.

**OWNER:
COMMODORE CLUB APARTMENTS, LLC**

Date: _____

By: Kenneth Balogh, its managing member

CITY OF LAKEWOOD:

Date: _____

Michael P. Summers, Mayor

**APPROVED AS TO LEGAL FORM
AND CORRECTNESS:**

Date: _____

Jennifer L. Mladek, Chief Assistant Law Director



12650 Detroit Avenue • 44107
Timothy J. Malley Chief of Police

Division of Police
216-529-6750
FAX 216-521-7727
www.onelakewood.com

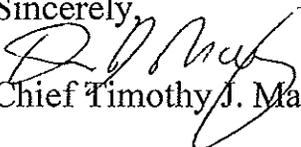
May 4th, 2015

Lakewood City Council
12650 Detroit Ave.
Lakewood, Ohio 44107

Dear Members of Council;

The Lakewood Police Department has been contacted by a Lakewood Citizen who wishes to anonymously donate Ten Thousand Dollars, (10,000.00) to supplement the cost of purchasing a new K-9 dog and the training associated with the handler of the K-9. Upon fulfilling the requirements of L.C.O. 111.14 we are notifying Lakewood City Council of this donation.

Sincerely,


Chief Timothy J. Malley



DEPARTMENT OF PLANNING & DEVELOPMENT
DRU SILEY, DIRECTOR

12650 Detroit Avenue • 44107 • (216) 529-6630 • FAX (216) 529-5907
www.onefakewood.com/development

April 29, 2015

Lakewood City Council
Lakewood, OH 44107

RE: Acceptance Grant from Cuyahoga County Property Demolition Program

Dear Council,

The City has received notice of an award of a \$200,000 demolition grant from the Cuyahoga County Property Demolition Program. This grant will be awarded on a reimbursement basis and requires no matching funds. The funds will be used for the demolition of the Hilliard Theater, 16201 Madison Avenue which was declared a nuisance in September, 2013.

Sincerely,

Dru Siley
Director of Planning and Development

NOTICE TO LEGISLATIVE
AUTHORITY

OHIO DIVISION OF LIQUOR CONTROL
8806 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX:(614)644-3166

TO

62971500005 <small>PERMIT NUMBER</small>			TFOL <small>TYPE</small>	NAMASTE INDIA GARDEN LLC 14412 DETROIT AV LAKEWOOD OH 44107		
10	01	2014 <small>ISSUE DATE</small>				
04	13	2015 <small>FILING DATE</small>				
D1 <small>PERMIT CLASSES</small>						
18	286	C	F13952 <small>RECEIPT NO.</small>			

FROM 04/21/2015 SAFEKEEPING

4256143 <small>PERMIT NUMBER</small>				JAY LOR IV INC 16300-02 DETROIT AV & PATIO LAKEWOOD OHIO 44107		
10	01	2014 <small>ISSUE DATE</small>				
04	13	2015 <small>FILING DATE</small>				
D1 <small>PERMIT CLASSES</small>						
18	286					



MAILED 04/21/2015

RESPONSES MUST BE POSTMARKED NO LATER THAN. 05/22/2015

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 TFOL 6297150-0005

(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