

**DOCKET  
OF A MEETING OF  
THE LAKEWOOD CITY COUNCIL  
TO BE HELD IN THE COUNCIL CHAMBERS  
LAKEWOOD CITY HALL - 12650 DETROIT AVENUE  
MAY 2, 2016  
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](http://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 and disposal of the minutes of the Regular Meeting of Council held April 18, 2016.  
Reports, legislation and communications from Members of Council, the Mayor and other City Officials.

\*\*\*\*OLD BUSINESS\*\*\*\*

1. Committee of the Whole Report regarding May 2, 2016 Committee Meeting. Mr. O'Leary; Chair. (To Be Provided)
2. Housing Committee Report regarding Ordinance 23-16. (Pg. 5)
3. **ORDINANCE NO. 23-16** – AN ORDINANCE amending Section 505.18, Certain Animals Prohibited, of the Codified Ordinances of the City of Lakewood, in order to permit the keeping of hens in the City under certain conditions. (1<sup>st</sup> Reading & REFERRED TO HOUSING COMMITTEE 3/21/16, 2<sup>ND</sup> READING 4/4/16) (Pg. 7)
4. Rules & Ordinances Committee Report regarding Resolution 8861-16. (To Be Provided)
5. **RESOLUTION NO. 8861-16** – 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 Volunteer Peace Officer Dependent Fund Board for the purpose of assisting in the review and determination of validity of claims made under the Volunteer Peace Office Dependent Fund established by ORC Chapter 143 for death or disability of a volunteer peace officer, and naming two appointees to the board. (REFERRED TO RULES & ORDINANCES COMMITTEE 3/21/16, DEFERRED 4/18/16) (Pg. 17)
6. **ORDINANCE NO. 24-16** – 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, to amend Section 1133.09, Demolition or Removal of Residential Structures, of the Codified Ordinances of the City of Lakewood. (1<sup>ST</sup> READING 4/4/16, 2<sup>ND</sup> READING 4/18/16) (Pg. 19)

\*\*\*\*NEW BUSINESS\*\*\*\*

7. Communication from Councilmember Marx regarding Lakewood's free-standing Emergency Department. (To Be Provided)
8. Communication from Councilmember Marx regarding Gary Rick appointment to Community Relations Advisory Commission. (Pg. 23)
9. Communication from Councilmember Litten regarding Rachel Donaldson to Lakewood Community Relations Advisory Committee. (Pg. 24)
10. Communication from Councilmember Litten regarding Foster Care Awareness Month. (Pg. 25)
11. **RESOLUTION NO. 8865-16** – A RESOLUTION designating May as Foster Care Month in Lakewood, Ohio. (Pg. 26)

12. Communication from Police Chief Malley regarding Receipt of \$868.99 from Ohio Tactical Officers Association. (Pg. 27)
13. Communication Finance Director Pae regarding Amending Purchasing and Contracting Ordinance FY2016. (Pg. 28)
14. **ORDINANCE NO. 36-15B** – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members of Council otherwise, it shall take effect and be in force after the earliest period allowed by law, amending Ordinance 36-15A, adopted February 16, 2016, 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 2016 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. (Pg. 29)
15. Communication from Law Director Butler regarding the Meridian Condominium shoreline protection, final assessment ordinance. (Pg. 35)
16. **ORDINANCE NO. 25-16** – 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, determining to proceed with the improvement of the shoreline abutting The Meridian Condominium, 12550 Lake Avenue, by the construction and installation of a revetment on the northerly property line by Lake Erie and including any and all appurtenances thereto. (Pg. 36)
17. Communication from Finance Director Pae regarding Capital Contracting Authority – Meridian Revetment Special Assessment Project. (Pg.40)
18. **ORDINANCE NO. 26-16** – AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, authorizing and directing 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 advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code of the City of Lakewood for the **Meridian Condominium Special Assessment Revetment Project** in accordance with the Administrative Code of the City of Lakewood, contracts not to exceed the specified amounts shown without separate resolution of Council. (Pg. 41)
19. Communication from Planning & Development Director Siley regarding Sale of vacant land. (Pg. 43)
20. **ORDINANCE NO. 27-16** – 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 and directing the Director of Planning and Development to enter into an agreement with a licensed real estate broker to market for sale the real property located at 11900 Madison Avenue (PPN 315-15-025), 1468 W. 117<sup>TH</sup> Street (PPN 315-13-103), and 1482-84 W. 117<sup>th</sup> Street (PPN 315-14-002) for a period of 120 days, pursuant to Section 155.07 of the Codified Ordinances. (Pg. 44)

21. Liquor Permit Application for new C1 & C2 permit classes to Natures Oasis, 15613 Detroit. (Pg. 46)



12650 DETROIT AVENUE 44107 216/529-6055 FAX 216/226-3650

[www.onelakewood.com](http://www.onelakewood.com)

Lakewood City Council

SAMUEL T. O'LEARY, PRESIDENT

DAVID ANDERSON, 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  
JOHN LITTEN, WARD 3  
DANIEL O'MALLEY, WARD 4

May 2, 2016

Lakewood City Council  
Lakewood City Hall

**Re: Housing Committee Report Regarding Proposed Ordinance 23-16**

Dear Colleagues and the Lakewood Community:

The Housing Committee met on four occasions to discuss proposed Ordinance 23-16 which would amend Section 505.18, Certain Animals Prohibited, of the City of Lakewood's Codified Ordinances, in order to permit the keeping of hens in the City under certain conditions.

As the chair of the four hearings, I am confident that each member of the Housing Committee, all members of Council, various departments within the Administration, residents and pilot program participants have taken advantage of the ample opportunities to make all thoughts, ideas and opinions known to the three sponsors of this proposed ordinance as well as other members of the Housing Committee and Administration.

For the record, a number of letters in support of hen keeping were accepted and a complete profile of all concerns received by the administration during the pilot phase was constantly referred to when suggesting amendments to the originally proposed Ordinance.

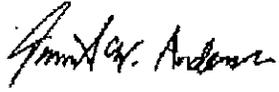
The proposed Ordinance was amended to provide for clarity as to the mechanics of the application, inspection and renewal process as well as regarding the schedule allowed to increase the number of approved applications over the next few years with a restriction that the total number of permits issued will not exceed 50.

While much time, attention and deliberation was dedicated to the setback requirements and allowable enclosure height, no changes were made in these regards as the majority of the Housing Committee considers these components as essential to the pilot program and that any such changes to these components would necessitate an additional pilot phase.

In conclusion, members of the Housing Committee settled on the deduction that the pilot program was very successful but that the experience over the pilot phase exposed areas for improvement. The

amendments to the proposed Ordinance, the Committee believed, incorporated such improvements and the Committee unanimously voted to recommend the final amended version before us now for Council's approval.

Yours in Service,

A handwritten signature in black ink, appearing to read "David W. Anderson". The signature is written in a cursive style with a large initial "D".

David W. Anderson  
Member of Council – Ward 1  
216-789-6463

ORDINANCE NO. 23-16

BY:

AN ORDINANCE amending Section 505.18, Certain Animals Prohibited, of the Codified Ordinances of the City of Lakewood, in order to permit the keeping of hens in the City under certain conditions.

WHEREAS, it is necessary and desirable to amend the Code in order to permit the keeping of hens in the City of Lakewood under certain conditions; 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; now, therefore,

BE IT RESOLVED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. Section 505.18, Certain Animals Prohibited, of the Codified Ordinances of the City of Lakewood, currently reading as follows:

**505.18 CERTAIN ANIMALS PROHIBITED.**

- (a) No person shall knowingly keep, maintain or have in his possession or under his control within the City any dangerous or carnivorous wild animal or reptile, any vicious domesticated animal, or any other animal or reptile, with vicious or dangerous propensities, except to the extent that an exemption may be applicable pursuant to subsections (c) or (d) hereof.
- (b) For the purposes of this section, there shall be an irrebuttable presumption, that, when kept or maintained within the City, the animals listed below are considered dangerous animals to which the prohibition of subsection (a) hereof, in the absence of an exemption pursuant to subsections (c) or (d) hereof, applies:
  - (1) All crotalid, elapid and venomous colubroid snakes;
  - (2) Apes; Chimpanzees (Pan); gibbons (hylobates); gorillas (Gorilla); orangutans (Pongo); and siamangs (Symphalangus);
  - (3) Baboons (Papoi, Manrillus);
  - (4) Bears (Ursidae);
  - (5) Bovines (Bovidae), includes all members of the bovine family, for example goats, sheep, bison and buffalo;
  - (6) Cheetahs (Acinonyx jubatus);
  - (7) Crocodilians (Crocodylia);
  - (8) Constrictor snakes when fourteen feet in length or more;

- (9) Coyotes (*Canis latrans*);
  - (10) Deer (*Cervidae*), includes all members of the deer family, for example, white-tailed deer, elk, antelope and moose;
  - (11) Elephants (*Elephas* and *Loxodonta*);
  - (12) Foxes (*Canis vulpes*);
  - (13) Gamecocks and other fighting birds;
  - (14) Hippopotami (*Hippopotamidae*);
  - (15) Horses (*Equidae*), includes all members of the horse family, for example donkeys, mules and zebras;
  - (16) Hyenas (*Hyaenidae*);
  - (17) Jaguars (*Panthera onca*);
  - (18) Leopards (*Panthera pardus*);
  - (19) Lions (*Panthera leo*);
  - (20) Lynxes (*Lynx*);
  - (21) Monkeys, old world (*Cercopithecidae*);
  - (22) Ostriches (*Struthio*);
  - (23) Piranha fish (*Characidae*);
  - (24) Puma (*Felis concolor*), also known as cougars, mountain lions and panthers;
  - (25) Rhinoceroses (*Rhinocerotidae*);
  - (26) Sharks (class *Chondrichthyes*);
  - (27) Snow leopards (*Panthera uncia*);
  - (28) Swine (*Suidae*), including Pot-bellied pigs;
  - (29) Tigers (*Panthera tigris*);
  - (30) Wolves (*Canis lupus*), including wolf hybrids;
  - (31) All game birds, including but not limited to, water fowl, chickens, roosters, ducks, geese, turkeys and common pigeon (other than a homing pigeon).
- (c) Licensed pet shops, menageries, zoological gardens, and circuses shall be exempt from the provisions of subsections (a) and (b) hereof if all of the following conditions are applicable:

- (1) The location conforms to the provisions of the City Zoning Code;
  - (2) All animals and animal quarters are kept in a clean and sanitary condition and so maintained as to eliminate objectionable odors;
  - (3) Animals are maintained in quarters so constructed as to prevent their escape; and
  - (4) No person resides within fifty feet of the quarters in which the animals are kept.
- (d) Notwithstanding any of the foregoing, the Director of Public Safety may grant a specific exemption, on a temporary basis, from any of the provisions of this section to any person with a legitimate scientific, educational or commercial purpose for maintaining the prohibited animals, in accordance with the following provisions:
- (1) Written application for exemption shall be filed by any person desiring to obtain an exemption with the Director of Public Safety. The application shall state the applicant's name, address, type and number of animals desired to be kept, general purpose for which the animals will be kept, and a general description of provisions which will be made for safe, sanitary and secure maintenance of the animals.
  - (2) The Director of Public Safety may grant, deny or restrict the terms of an application for exemption; provided, however, that he shall take some official action on an application within 120 days of its filing.
  - (3) In considering the merits of an application for exemption, the Director of Public Safety may cause one or more inspections of the applicant's premises to be made by appropriate employees or representatives of the City, and may also refer the application to persons who are technically knowledgeable with respect to the animals involved for an advisory opinion.
  - (4) In evaluating an application for exemption, the Director of Public Safety shall give consideration to the following criteria:
    - A. The experience and knowledge of the applicant relative to the animals involved;
    - B. Whether the applicant has obtained a federal or state permit relative to the animals involved;
    - C. The relative danger, safety, and health risks to the general public, to persons residing or passing near the applicant's premises, and to the applicant in connection with the animals involved;
    - D. The provisions which have been or will be made for the safe, sanitary and secure maintenance of the animals for the protection of the general public, persons residing or passing near the applicant's premises, and the applicant;
    - E. The provisions which have been or will be made to protect the safety and health of the animals involved;

F. Any other logically relevant information.

- (5) An application for exemption under this subsection (d) shall be denied unless the Director of Public Safety determines that, in view of all the relevant criteria and any restrictions which he may provide, reasonably appropriate measures commensurate with the degree of risk associated with the animals involved have been or will be taken to assure at least a minimum acceptable level of protection from danger to the health and safety of the general public, persons residing or passing near the applicant's premises, and the applicant.
- (6) An exemption granted pursuant to this subsection (d) may be withdrawn by action of the Director of Public Safety in the event that the Director of Public Safety determines that there has been a change in the conditions or assumptions under which it was originally granted or in the event that the applicant fails to comply with restrictions originally placed on the exemption.
- (7) The Director of Public Safety shall notify Council at least 30 days prior to any exemption taking effect.
- (e) No exemption granted pursuant to any paragraph of this section shall be construed, nor is it intended by the City as a guaranty or warranty of any kind, whether express or implied to any person, including without limitation the general public, persons residing or passing near the applicant's premises, or the applicant, either in general or individually, as to the danger, or lack thereof, or degree of risk to health or safety of any animal, specifically or generally, or any premises where any animal is maintained or kept pursuant to such exemption.
- (f) Whoever violates any of the provisions of this section is guilty of a minor misdemeanor. A separate offense shall be as deemed committed for each day during or on which a violation occurs or continues.

be and hereby is repealed, and new Section 505.18, Certain Animals Prohibited, of the Codified Ordinances of the City of Lakewood, is hereby established to read as follows:

**505.18 CERTAIN ANIMALS PROHIBITED.**

- (a) No person shall knowingly keep, maintain or have in his possession or under his control within the City any dangerous or carnivorous wild animal or reptile, any vicious domesticated animal, or any other animal or reptile, with vicious or dangerous propensities, except to the extent that an exemption may be applicable pursuant to subsections (c), (d) or (e) hereof.
- (b) For the purposes of this section, there shall be an irrebuttable presumption, that, when kept or maintained within the City, the animals listed below are considered dangerous animals to which the prohibition of subsection (a) hereof, in the absence of an exemption pursuant to subsections (c), (d) or (e) hereof, applies:
  - (1) All crotalid, elapid and venomous colubroid snakes;
  - (2) Apes; Chimpanzees (Pan); gibbons (hylobates); gorillas (Gorilla); orangutans (Pongo); and siamangs (Symphalangus);

- (3) Baboons (*Papio*, *Manrillus*);
- (4) Bears (*Ursidae*);
- (5) Bovines (*Bovidae*), includes all members of the bovine family, for example goats, sheep, bison and buffalo;
- (6) Cheetahs (*Acinonyx jubatus*);
- (7) Crocodilians (*Crocodylia*);
- (8) Constrictor snakes when fourteen feet in length or more;
- (9) Coyotes (*Canis latrans*);
- (10) Deer (*Cervidae*), includes all members of the deer family, for example, white-tailed deer, elk, antelope and moose;
- (11) Elephants (*Elephas* and *Loxodonta*);
- (12) Foxes (*Canis vulpes*);
- (13) Gamecocks and other fighting birds;
- (14) Hippopotami (*Hippopotamidae*);
- (15) Horses (*Equidae*), includes all members of the horse family, for example donkeys, mules and zebras;
- (16) Hyenas (*Hyaenidae*); .
- (17) Jaguars (*Panthera onca*);
- (18) Leopards (*Panthera pardus*);
- (19) Lions (*Panthera leo*);
- (20) Lynxes (*Lynx*);
- (21) Monkeys, old world (*Cercopithecidae*);
- (22) Ostriches (*Struthio*);
- (23) Piranha fish (*Characidae*);
- (24) Puma (*Felis concolor*), also known as cougars, mountain lions and panthers;
- (25) Rhinoceroses (*Rhinocerotidae*);
- (26) Sharks (class *Chondrichthyes*);
- (27) Snow leopards (*Panthera uncia*);
- (28) Swine (*Suidae*), including Pot-bellied pigs;

- (29) Tigers (*Panthera tigris*);
  - (30) Wolves (*Canis lupus*), including wolf hybrids;
  - (31) All game birds, including but not limited to, water fowl, chickens, roosters, ducks, geese, turkeys and common pigeon (other than a homing pigeon).
- (c) Licensed pet shops, menageries, zoological gardens, and circuses shall be exempt from the provisions of subsections (a) and (b) hereof if all of the following conditions are applicable:
- (1) The location conforms to the provisions of the City Zoning Code;
  - (2) All animals and animal quarters are kept in a clean and sanitary condition and so maintained as to eliminate objectionable odors;
  - (3) Animals are maintained in quarters so constructed as to prevent their escape; and
  - (4) No person resides within fifty feet of the quarters in which the animals are kept.
- (d) Notwithstanding any of the foregoing, the Director of Public Safety may grant a specific exemption, on a temporary basis, from any of the provisions of this section to any person with a legitimate scientific, educational or commercial purpose for maintaining the prohibited animals, in accordance with the following provisions:
- (1) Written application for exemption shall be filed by any person desiring to obtain an exemption with the Director of Public Safety. The application shall state the applicant's name, address, type and number of animals desired to be kept, general purpose for which the animals will be kept, and a general description of provisions which will be made for safe, sanitary and secure maintenance of the animals.
  - (2) The Director of Public Safety may grant, deny or restrict the terms of an application for exemption; provided, however, that he shall take some official action on an application within 120 days of its filing.
  - (3) In considering the merits of an application for exemption, the Director of Public Safety may cause one or more inspections of the applicant's premises to be made by appropriate employees or representatives of the City, and may also refer the application to persons who are technically knowledgeable with respect to the animals involved for an advisory opinion.
  - (4) In evaluating an application for exemption, the Director of Public Safety shall give consideration to the following criteria:
    - A. The experience and knowledge of the applicant relative to the animals involved;
    - B. Whether the applicant has obtained a federal or state permit relative to the animals involved;

- C. The relative danger, safety, and health risks to the general public, to persons residing or passing near the applicant's premises, and to the applicant in connection with the animals involved;
  - D. The provisions which have been or will be made for the safe, sanitary and secure maintenance of the animals for the protection of the general public, persons residing or passing near the applicant's premises, and the applicant;
  - E. The provisions which have been or will be made to protect the safety and health of the animals involved;
  - F. Any other logically relevant information.
- (5) An application for exemption under this subsection (d) shall be denied unless the Director of Public Safety determines that, in view of all the relevant criteria and any restrictions which he may provide, reasonably appropriate measures commensurate with the degree of risk associated with the animals involved have been or will be taken to assure at least a minimum acceptable level of protection from danger to the health and safety of the general public, persons residing or passing near the applicant's premises, and the applicant.
- (6) An exemption granted pursuant to this subsection (d) may be withdrawn by action of the Director of Public Safety in the event that the Director of Public Safety determines that there has been a change in the conditions or assumptions under which it was originally granted or in the event that the applicant fails to comply with restrictions originally placed on the exemption.
- (7) The Director of Public Safety shall notify Council at least 30 days prior to any exemption taking effect.
- (e) Notwithstanding any of the foregoing, female chickens ("hens," for the purpose of this subsection (e)), may be kept in the City only in accordance with the following regulations:
- (1) Zoning Districts. Hens may be kept only in an R1 Residential Single-Family or R2 Residential Single- and Two-Family District.
  - (2) Application, Permit and Renewal. Before the keeping of hens may occur, an annual permit shall have first been obtained from the Director of Public Safety. The permit application must be accompanied by a \$25.00 fee paid to the City. New permit applications shall include the following information: the name, phone number, home address and email address of the applicant; the size and location of the subject property; a proposal containing the number of hens the applicant seeks to keep on the property; a description of any coop or outdoor enclosure providing precise dimensions and the precise location of these enclosures in relation to property lines and adjacent properties, with specifications and drawings if available; a certificate or letter showing that the applicant has taken a class in keeping backyard hens from the Ohio State University Extension or other source approved by the Director of Public Safety; the permission of the property owner for the applicant to keep hens, if the applicant is not the owner; and the applicant's permis-

sion for any city official to enter the lot to determine whether the permit should be granted and the use maintained. Renewal permit applications shall be on a form prescribed by the Director of Public Safety. Both New and Renewal permit applications shall contain a waiver to allow a records check within the city to ensure that the applicant is in compliance with all applicable codes.

- (3) Inspection. Within 30 days of the Director of Public Safety or his or her designee receiving the initial application, he or she shall cause the lot to be inspected. The person(s) inspecting the premises shall determine if the lot dimensions in the application are accurate; determine the feasibility of the applicant meeting the remaining criteria in this subsection (e); and note whether any extraordinary circumstances exist, such as outstanding property citations or unsanitary property conditions, that would militate against the granting of the application. For new permit applications, an inspection of the coop and any fencing shall be conducted within 30 days' notice from the applicant that the coop has been installed. A determination shall be made, within 30 days of the inspection, whether the permit should be issued.
- (4) Personal Use; Limitations. Hens may be kept only for personal use by persons residing in the principal structure on the lot on which the hens are kept. No hens may be kept on a lot containing more than three dwelling units. Residents of no more than one dwelling unit within a structure may keep hens on that lot. No more than six hens shall be allowed on any lot.
- (5) Setbacks. Coops or accessory structures housing hens shall be kept at least three feet from the side and rear property lines. All such structures shall be located no less than 20 feet behind the rearmost wall of the principal structure on the lot.
- (6) Enclosure. The base surface of a coop and run must not exceed 80 square feet and six feet in height and shall be exempt from the lot coverage restrictions contained in the Zoning Code. Hens shall not be allowed out of these enclosures unless the rear yard of the property is fenced along the rear and side lot lines, and a resident of the property on which the hens are kept is directly monitoring them within the fenced area of the back yard such that the resident is able to immediately return the hens to the cage or coop if necessary. The manufacturer's specifications for the coop, or otherwise adequate drawings including dimensions, shall be submitted for approval together with the application for the permit. Hens shall be kept in a covered, predator-proof coop that is well-ventilated and designed to be accessed for cleaning. The enclosure shall be of uniform and sturdy design and constructed of quality materials. Fencing, if used, shall be securely fastened to posts of reasonable strength firmly set into the ground and shall be stretched tightly between support posts. The enclosure shall be maintained in good repair at all times so as to protect the aesthetics of the neighborhood and to not present a blighted or untidy appearance to the property or to neighbors. Hens shall have access to an outdoor enclosure or run that is adequately fenced to contain the hens on the property, to prevent them from running at large, and to prevent access by predators. The combined area of the coop and run shall allow at least three square feet per hen, and shall otherwise be constructed to provide humane condi-

tions and to ensure the health and well-being of the animals occupying it are not endangered by the manner of keeping or confinement.

- (7) Sanitation; Slaughtering. The coop and outdoor enclosure must be kept clean, dry and sanitary; free from debris and offensive odors; and devoid of rodents and vermin. It shall be so located that adequate drainage is obtained, normal drying occurs and standing water is not present. The coop and outdoor enclosure must be cleaned on a regular basis to prevent the accumulation of waste. All feed must be stored in a rodent-proof container. No hens shall be slaughtered except in accordance with, and only if permitted by, Chapter 918 of the Revised Code.
- (8) Number and Transferability. Within the first year of the effective date of this ordinance, no more than 24 non-transferable permits shall be issued pursuant to this subsection (e). At the first anniversary of the effective date of this ordinance and at each anniversary thereafter, an additional 13 non-transferable permits may be issued pursuant to this subsection (e), except that at no time shall the total number of permits issued in the City exceed 50. Initial applications shall be kept on file by the Director of Public Safety and considered in order of their receipt.
- (9) Permit Revocation. The Director of Public Safety may revoke a permit at any time if the permit holder materially fails to adhere to the provisions of this subsection (e).
- (10) Appeal. Any denial of a permit application or revocation of a permit may be appealed to the Board of Building Standards pursuant to section 1173.05.
- (f) No exemption granted pursuant to this section shall be construed, nor is it intended by the City as a guaranty or warranty of any kind, whether express or implied to any person, including without limitation the general public, persons residing or passing near the applicant's premises, or the applicant, either in general or individually, as to the danger, or lack thereof, or degree of risk to health or safety of any animal, specifically or generally, or any premises where any animal is maintained or kept pursuant to such exemption.
- (g) Whoever violates any of the provisions of this section is guilty of a minor misdemeanor. A separate offense shall be as deemed committed for each day during or on which a violation occurs or continues.

Section 2. All existing permits issued pursuant to Resolution No. 8755-14, adopted November 4, 2014 are hereby extended until October 1, 2016.

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

REFERRED TO RULES & ORDINANCES  
COMMITTEE 3/21/16.  
DEFERRED 4/18/16.

RESOLUTION NO. 8861-16

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 Volunteer Peace Officer Dependent Fund Board for the purpose of assisting in the review and determination of validity of claims made under the Volunteer Peace Officer Dependent Fund established by ORC Chapter 143 for death or disability of a volunteer peace officer; and naming two appointees to the board.

WHEREAS, Ohio Revised Code Chapter 143 will become effective on March 23, 2016; and

WHEREAS, Ohio Revised Code Chapter 143 requires that any local government which employs volunteer peace officers participate in a newly established Volunteer Peace Officer Dependent Fund (the "Fund") in order to establish a process of submitting and paying claims for injuries of volunteer officers resulting in death or disability; and

WHEREAS, Chapter 143 of the Ohio Revised Code also requires that participating governments establish a Board to accept and determine eligibility of claims made under the Fund; and

WHEREAS, the Revised Code established a five member Board serving one-year terms with two members appointed by the legislative authority, two members elected by the volunteer peace officers of the police or sheriff's department and one member elected by the four members above; and

WHEREAS, each board member must be an elector of the city, but cannot be a public employee, member of the legislative authority, or peace officer of the city; 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 is required to establish a Board no later than April 22, 2016; now, therefore,

BE IT RESOLVED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. Council hereby establishes the Volunteer Peace Officer Dependent Fund Board for the purpose of assisting in the review and determination of validity of claims made

under the Volunteer Peace Officer Dependent Fund established by ORC Chapter 143 for death or disability of a volunteer peace officer.

Section 2. Council hereby appoints \_\_\_\_\_ and \_\_\_\_\_ as members of the Volunteer Peace Officer Dependent Fund Board, each for a one-year term expiring December 31, 2016.

Section 3. 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 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 of Council

\_\_\_\_\_  
Clerk of Council

Approved: \_\_\_\_\_

\_\_\_\_\_  
Mayor

ORDINANCE NO. 24-16

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, to amend Section 1133.09, Demolition or Removal of Residential Structures, of the Codified Ordinances of the City of Lakewood.

WHEREAS, currently, where a demolition permit is sought to remedy conditions immediately dangerous to life, health or property, or to remedy a nuisance, a determination is required that the demolition is necessary by the Director of the Division of Health in addition to the Building Commissioner, Fire Chief and City Engineer; and

WHEREAS, this portion of the code was drafted when the city still had its own Division of Health; and

WHEREAS, the city contracts with Cuyahoga County Public Health District for the provision of public health services and no longer has a Director of the Division of Health; 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; 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 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 relevant provisions of the zoning code to allow for the efficient issuance of demolition permits where the life, health and safety are immediately at risk; now therefore,

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. Section 1133.09, Demolition or Removal of Residential Structures, of the Zoning Code within the Codified Ordinances of the City of Lakewood, currently reading as follows:

**1133.09 DEMOLITION OR REMOVAL OF RESIDENTIAL STRUCTURES.**

- (a) *Lakewood* consists of very distinctive neighborhoods that were settled at different times during its development each with its own distinctive housing patterns, which are reflective of the time period during which these neighborhoods were nurtured during the growth of the *City*. Many of these residential neighborhoods are easily recognizable by their consistency of char-

acteristics such as height, setbacks and side yards as well as their distinctive exterior façade design elements including, but not limited to, porches and steps, masonry, stoops, cornices and trims, doors and windows and other architectural styles and features, which over the years created a neighborhood environment and streetscape that brought neighbors together.

In a correspondence from the Ohio Historic Preservation Office dated May 5, 1992, their opinion is that the entire *City* constitutes a single historic district, eligible for listing in the National Register of Historic Places. As stated in their letter, "The *City* is significant as a late nineteenth and early twentieth century streetcar suburb. The *City* is also unique in that for a community of its size and density it retains remarkable integrity to convey both its historic and architectural significance."

As a result of the Ohio Historic Preservation findings, the *City* encourages conservation, preservation, redevelopment, and revitalization of residential neighborhoods to preserve their unique environments and for the public welfare of the *City*. The *City* acknowledges as a matter of public policy that the preservation and protection of residential neighborhoods is required for the health, safety and welfare of the people.

- (b) Requirements Before Demolition or Removal of Principal Structures on Residential Properties. No demolition or removal of a principal structure, built in 1945 or earlier, in an R1H Single-Family, high density, R1M Single-Family, medium density, R1L Single-Family, low density, R2 Single-Family, L Lagoon, MH Multiple-Family, high density and ML Multiple-Family, low density, Residential Districts shall be permitted unless and until one (1) of the following conditions is satisfied:
- (1) The Safety Director of the *City* authorizes the Commissioner to grant a demolition or removal permit, based on causes such as fire or other source of property damage or loss, in order to remedy conditions immediately dangerous to life, health or property, or to remedy a nuisance, as jointly determined and recommended by the Commissioner, the Fire Chief, the *City* Engineer and the Director of the Division of Health; or
  - (2) The passage of 180 days following application to the Commissioner for a demolition permit or permit to move a principal structure, during which time the applicant has further made good faith application to all required boards and commissions of the *City* for approval of a new principal structure at the location of such property; or
  - (3) The proposed principal structure at the location of such property conforms to the design requirements set forth in Chapter 1325 of the Building Code and has been approved by the Architectural Board of Review, and by any other required boards and commissions of the *City*, in order to proceed with the new principal structure. In addition, notwithstanding any other requirements, all approvals for such proposed principal structure shall be based on the following factors:
    - A. The proposed principal structure is consistent with the *Code*, the *Vision* and the "Standards for Rehabilitation" adopted by the U.S. Secretary of the Interior, as stated in Title 36 of the Code of Federal Regulations, Part 1208 (Formerly of Part 67); and

- B. The proposed principal structure is consistent with any historic or aesthetic features of the residential property being replaced and/or the nature and appearance of the surrounding neighborhood.
  - C. The Secretary of all such required boards and commissions of the *City* shall immediately notify the Commissioner of compliance with the provisions of this section by any applicant that would allow and provide for the issuance of a demolition permit or a removal permit by the Commissioner.
- (c) Demolition or Removal Delay Period. The time period before a demolition or removal permit can be issued in an R1H, R1M, R1L, R2, L, MH and ML is provided in order to permit the *City*, public agencies, civic groups and other interested parties a reasonable opportunity to study, comment and propose potential alternatives or modifications to the proposed new principal structure. During such time period, if the *City* and other interested parties deem preservation appropriate, the applicant shall undertake meaningful and continuing discussions with the *City* and other interested parties for the purpose of preserving such principal structure.
  - (d) A demolition or removal permit shall comply with the regulations set forth within this Chapter and those in Section 1171.03.
  - (e) Fees. A review and recording fee, established pursuant to Section 1173.06, shall be included with the application.

shall be and is hereby amended to read as follows:

**1133.09 DEMOLITION OR REMOVAL OF RESIDENTIAL STRUCTURES.**

...

- (b) Requirements Before Demolition or Removal of Principal Structures on Residential Properties. No demolition or removal of a principal structure, built in 1945 or earlier, in an R1H Single-Family, high density, R1M Single-Family, medium density, R1L Single-Family, low density, R2 Single and Two-Family, L Lagoon, MH Multiple-Family, high density and ML Multiple-Family, low density, Residential Districts shall be permitted unless and until one (1) of the following conditions is satisfied:

- (1) The Safety Director of the *City* authorizes the Commissioner to grant a demolition or removal permit, based on causes such as fire or other source of property damage or loss, in order to remedy conditions immediately dangerous to life, health or property, or to remedy a nuisance, as jointly determined and recommended by the Commissioner, the Fire Chief, and the *City* Engineer and the Director of the Division of Health; or

...

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 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 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 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, 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](http://www.onelakewood.com)  
Lakewood City Council  
SAM O'LEARY, PRESIDENT  
DAVID ANDERSON, 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  
JOHN LITTEN, WARD 3  
DAN O'MALLEY, WARD 4

May 2, 2016

RE: Gary Rick appointment to CRAC

Dear Members of Council,

It is my pleasure to appoint Gary to the Community Relations Advisory Commission for a 3 year term beginning January 1, 2016. Mr. Rick has actively been involved in the City of Lakewood as the Director of the YMCA Lakewood branch. His knowledge of Lakewood's diverse population and his commitment to serving our community will certainly enhance the ability of this commission to serve our City.

Please join me in thanking Mr. Rick for his willingness to serve on this important commission.

Sincerely,

Cindy Marx  
Councilmember At-Large



12650 DETROIT AVENUE 44107 216/529-6055 FAX 216/226-3650  
[www.onelakewood.com](http://www.onelakewood.com)  
Lakewood City Council  
SAM O'LEARY, PRESIDENT  
DAVID W. ANDERSON, 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  
JOHN LITTEN, WARD 3  
DANIEL J. O'MALLEY, WARD 4

May 2, 2016

Lakewood City Council  
Lakewood, OH 44107

Re: Rachel Donaldson to Lakewood Community Relations Advisory Committee

Dear Colleagues:

I write today to appoint Rachel Donaldson to the Lakewood Community Relations Advisory Committee.

I have come to know Rachel as an engaged Lakewood neighbor, who is highly qualified for and committed to the goals of this vital committee. I am sure that she will serve all of Lakewood well in this position.

As such, I ask for Council's favorable consideration of this nomination.

Yours in service,

John Litten  
Member of Council, Ward 3  
216-302-8333



12650 DETROIT AVENUE 44107 216/529-6055 FAX 216/226-3650  
www.oneLakewood.com  
Lakewood City Council  
SAM O'LEARY, PRESIDENT  
DAVID W. ANDERSON, 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  
JOHN LITTEN, WARD 3  
DANIEL J. O'MALLEY, WARD 4

May 2, 2016

Lakewood City Council  
Lakewood, OH 44107

Re: Foster Care Awareness Month

Dear Colleagues:

Using statistics from the U.S. Department of Health and Human Services, Administration for Children and Families, it is estimated that over 400,000 children are in foster care in our country at a given time. In a given year around 250,000 enter into foster care, and about 240,000 exit out. There are also over 100,000 children awaiting adoption at any given time.

Communities like Lakewood play an important role in supporting all children and youth in foster care. By becoming a foster parent, respite provider, engaging in volunteer work, or mentoring children who need an adult role model, individuals and families can make a lasting impact in a child's life.

With the need to bring attention to our collective role, comes the added responsibility of educating our community. As a starting point, I respectfully request your support to officially recognize the month of May as National Foster Care Month.

I want to thank the citizens of Lakewood who already do their part to raise awareness and get involved in the lives of foster children. Mentoring at any level makes a significant difference in children's lives.

I ask that any of my colleagues who wish to join me in this communication do so retroactively, and that tonight's minutes reflect a joint communication with those colleagues and myself.

I ask for Council's favorable consideration of this designation.

Yours in service,

John Litten  
Member of Council, Ward 3  
216-302-8333

RESOLUTION NO.

BY:

A RESOLUTION designating May as Foster Care Month in Lakewood, Ohio.

WHEREAS, Foster Care Month is an opportunity to raise awareness about the challenges of children in the foster care system, and encourage the implementation of policies to improve the lives of children in the foster care system, and

WHEREAS, the City of Lakewood follows on National Foster Care Month, established more than 20 years ago to bring foster care issues to the forefront of public consciousness; to highlight the importance of permanency for every child; and to recognize the essential role that foster parents, social workers, and advocates have in the lives of children in foster care throughout the United States; and

WHEREAS, all children deserve a safe, loving, and permanent home, and

WHEREAS, children of minority races and ethnicities are more likely to stay in the foster care system for longer periods of time and are less likely to be reunited with their biological families, and

WHEREAS, the primary goal of the foster care system is to ensure the safety and well-being of children while working to provide a safe, loving, and permanent home for each child; now, therefore:

BE IT RESOLVED BY THE CITY OF LAKEWOOD, STATE OF OHIO:

Section 1. That this Council designates May 2016 Foster Care Month in Lakewood, Ohio.

Section 2. That the Clerk of Council be and is hereby authorized to spread a copy of this resolution upon the minutes of this meeting.

Section 3. 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 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



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

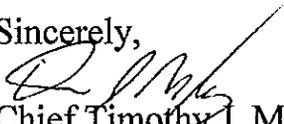
Division of Police  
216-529-6750  
FAX 216-521-7727  
[www.onelakewood.com](http://www.onelakewood.com)

Lakewood City Council  
12650 Detroit Ave.  
Lakewood, Ohio 44107

Dear Members of Council,

As required by LCO 111.14 I am notifying you of a donation to the Lakewood Police Department of \$868.99. The Ohio Tactical Officers Association is holding a conference June 6<sup>th</sup> to June 10<sup>th</sup> 2016 and they have donated to us seats for 8 officers at the conference tuition free. The officers will mostly be taking part in only one day sessions of the conference in Sandusky, Ohio. Thank you for your consideration.

Sincerely,

  
Chief Timothy J. Malley





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

Jennifer R. Pae  
Director of Finance

May 2, 2016

Lakewood City Council

Re: Amended Purchasing and Contracting Ordinance FY2016

Dear Members of Council:

Attached is an amended ordinance reflecting increased contracting authority in the amount of \$80,000.

Increasing/Decreasing Service Contracts Contracting Authority for:

- \$25,000 HVAC Maintenance
- \$40,000 Site to Receive & Process Yard Waste

Increasing/Decreasing/Adding Materials, Supplies and Equipment Contracting Authority for:

- \$15,000 Fitness Equipment

The items included are part of the 2016 Appropriation Ordinance.

Please refer to the Finance Committee for further discussion.

Respectfully,

Jennifer R. Pae  
Director of Finance

AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five (5) members of Council otherwise, it shall take effect and be in force after the earliest period allowed by law, amending Ordinance 36-15A, adopted February 16, 2016, 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 2016 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 2016 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 (5) 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, STATE OF OHIO

Section 1. That Section 1 of Ordinance 36-15A, adopted February 16, 2016 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 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 2016 Budget are as follows:

- 1) Legal Services ..... 750,000
- 2) Recodification of Ordinances..... 12,500
- 3) Financial Audit..... 75,000
- 4) Hospitalization and Health Care Benefit Consulting Services ..... 45,000
- 5) Consultant for Workers Compensation..... 30,000
- 6) Risk Management Consulting Services ..... 13,000
- 7) Healthcare, Physicals, Drug & Alcohol Testing ..... 25,000
- 8) Employee Assistance Program..... 13,000

9) Supervisor / Manager / Employee Training.....	125,000
10) Exams for Classified Positions .....	75,000
11) Housing and Building Plans Examinations.....	45,000
12) Lakewood Jail Medical Services.....	75,000
13) Band Concerts .....	15,000
14) Municipal Engineering Consultant.....	60,000
15) Debt Issuance Costs.....	225,000
16) Forensic Services.....	10,000
17) Long Term Control Plan and Storm Water Professional Services.....	100,000
18) Administrative Professional Services.....	300,000
19) Professional Services related to Lakewood Hospital .....	150,000
<b>Sub-Total.....</b>	<b>\$2,143,000</b>

Services contracts included in the 2016 Budget are as follows:

1) Government Agreements (WEB).....	105,000
2) Government Agreements (Bd of Ed/Pools) .....	210,000
3) Financial Institution Service Charges .....	50,000
4) Electronic Payment Services.....	200,000
5) Property & Liability Insurance Contracts .....	450,000
6) Workers' Comp Stop Loss Insurance.....	85,000
7) Life Insurance .....	20,000
8) Hospitalization and Health Care Benefit Services .....	7,000,000
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 .....	40,000
13) Disposal of Screenings and Grit (WWTP).....	15,000
14) Excavation Spoils Removal .....	100,000
15) Roll of Box for Street Sweeping .....	50,000
16) Solid Waste Disposal Site.....	900,000
17) Organic Waste Disposal.....	30,000
18) Waste Collections – Condominiums .....	95,000
19) Biosolids Disposal.....	100,000
20) Roll-Off Box for Construction Debris .....	60,000
21) Lab Analysis Service .....	25,000
22) Citywide Computer Hrdwr Op. Sys., & Software Maint Contracts .....	350,000
23) Communications Services .....	50,000
24) Water Meter Program Maintenance .....	50,000
25) Telephone Service.....	150,000
26) Cellular Phone Service.....	85,000
27) Laundry Service-Police Department .....	12,000
28) HVAC Maintenance.....	75,000
29) Elevator Maintenance .....	25,000
30) Fire Alarm Maintenance .....	60,000
31) Copier Maintenance Service .....	25,000
32) Postage, Mailing Services, Equipment Lease/Maintenance.....	250,000
33) Rental and Laundry of Uniforms .....	15,000
34) Advertising.....	30,000
35) Printing Services .....	115,000
36) CRIS/LEADS Fees .....	35,000
37) Parking Citation Billing Service.....	50,000
38) Fireworks Display .....	35,000
39) Transportation Services.....	35,000
<b>Sub-Total.....</b>	<b>\$11,427,000</b>

Materials, supplies, and equipment authorized for purchase under the 2016 Budget are as follows:

1) Sand and Aggregate .....	30,000
2) Concrete Supplies .....	50,000
3) Asphalt Materials .....	50,000
4) Asphalt Cold Patch.....	25,000
5) Crack Sealant .....	40,000
6) Road Salt (Sodium Chloride) .....	450,000
7) Fire Hydrants, Sewer and Water Appurtenances .....	100,000
8) Water Meter Supplies & Materials .....	150,000
9) Sign Shop-Supplies, Blanks & Reflective Material.....	100,000
10) Polymer Flocculants .....	25,000
11) Wastewater Treatment Chemicals .....	120,000
12) Tires and Road Service .....	80,000
13) Automotive Repairs, Parts and Supplies.....	600,000
14) Oil and Lubricants.....	45,000
15) Fuel (Gasoline and Diesel).....	500,000
16) Purchase of Uniforms and Gear .....	40,000
17) Electrical Supplies.....	50,000
18) Hardware Supplies .....	35,000
19) Janitorial Supplies.....	45,000
20) Landscape Materials .....	25,000
21) Lumber Supplies .....	90,000
22) Plumbing Supplies .....	40,000
23) Pool Supplies – Chemicals.....	45,000
24) Small Tools and Equipment.....	110,000
25) Prisoner Food Supplies .....	40,000
26) Purchase Uniforms & Gear – Safety Forces .....	60,000
27) Ammunition.....	25,000
28) Office Supplies.....	35,000
29) Computer Supplies .....	10,000
30) Computer Software .....	10,000
31) Communications Equipment .....	75,000
32) Paper Supplies .....	15,000
33) Lease Copier Equipment.....	37,000
34) Subscriptions/Publications .....	35,000
35) Reforestation .....	130,000
36) Police Operating Equipment .....	200,000
37) Fire/EMS Operating Equipment.....	200,000
38) Waste Water Treatment Plant Operating Equipment.....	150,000
<b>Sub-Total .....</b>	<b>\$3,867,000</b>
<b>Total .....</b>	<b>\$17,437,500</b>

is hereby amended to read:

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 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 2016 Budget are as follows:

1) Legal Services .....	750,000
2) Recodification of Ordinances.....	12,500

3) Financial Audit.....	75,000
4) Hospitalization and Health Care Benefit Consulting Services .....	45,000
5) Consultant for Workers Compensation.....	30,000
6) Risk Management Consulting Services .....	13,000
7) Healthcare, Physicals, Drug & Alcohol Testing.....	25,000
8) Employee Assistance Program.....	13,000
9) Supervisor / Manager / Employee Training.....	125,000
10) Exams for Classified Positions .....	75,000
11) Housing and Building Plans Examinations.....	45,000
12) Lakewood Jail Medical Services.....	75,000
13) Band Concerts .....	15,000
14) Municipal Engineering Consultant.....	60,000
15) Debt Issuance Costs.....	225,000
16) Forensic Services.....	10,000
17) Long Term Control Plan and Storm Water Professional Services.....	100,000
18) Administrative Professional Services.....	300,000
19) Professional Services related to Lakewood Hospital .....	150,000
<b>Sub-Total.....</b>	<b>\$2,143,000</b>

Services contracts included in the 2016 Budget are as follows:

1) Government Agreements (WEB).....	105,000
2) Government Agreements (Bd of Ed/ Pools) .....	210,000
3) Financial Institution Service Charges .....	50,000
4) Electronic Payment Services.....	200,000
5) Property & Liability Insurance Contracts .....	450,000
6) Workers' Comp Stop Loss Insurance.....	85,000
8) Life Insurance.....	20,000
8) Hospitalization and Health Care Benefit Services .....	7,000,000
9) Medical Claims Billing Service .....	100,000
10) Sentenced Prisoners Full Jail Service .....	300,000
12) Home Delivered Meals.....	45,000
12) Distribution System Leak Survey .....	40,000
13) Disposal of Screenings and Grit (WWTP).....	15,000
14) Excavation Spoils Removal .....	100,000
15) Roll of Box for Street Sweeping .....	50,000
16) Solid Waste Disposal Site.....	900,000
17) Organic Waste Disposal.....	30,000
18) Waste Collections – Condominiums .....	95,000
19) Biosolids Disposal.....	100,000
20) Roll-Off Box for Construction Debris .....	60,000
21) Site to Receive & Process Yard Waste .....	40,000
22) Lab Analysis Service .....	25,000
23) Citywide Computer Hrdwr Op. Sys., & Software Maint Contracts .....	350,000
24) Communications Services .....	50,000
25) Water Meter Program Maintenance.....	50,000
26) Telephone Service.....	150,000
27) Cellular Phone Service.....	85,000
28) Laundry Service-Police Department .....	12,000
29) HVAC Maintenance.....	100,000
30) Elevator Maintenance .....	25,000
31) Fire Alarm Maintenance .....	60,000
32) Copier Maintenance Service .....	25,000
33) Postage, Mailing Services, Equipment Lease/Maintenance.....	250,000
34) Rental and Laundry of Uniforms .....	15,000
35) Advertising.....	30,000
36) Printing Services .....	115,000

37) CRIS/LEADS Fees .....	35,000
38) Parking Citation Billing Service.....	50,000
39) Fireworks Display .....	35,000
39) Transportation Services .....	35,000
<b>Sub-Total .....</b>	<b>\$11,492,000</b>

Materials, supplies, and equipment authorized for purchase under the 2016 Budget are as follows:

1) Sand and Aggregate .....	30,000
2) Concrete Supplies .....	50,000
3) Asphalt Materials .....	50,000
4) Asphalt Cold Patch.....	25,000
5) Crack Sealant .....	40,000
6) Road Salt (Sodium Chloride).....	450,000
7) Fire Hydrants, Sewer and Water Appurtenances .....	100,000
8) Water Meter Supplies & Materials .....	150,000
9) Sign Shop-Supplies, Blanks & Reflective Material.....	100,000
10) Polymer Flocculants .....	25,000
11) Wastewater Treatment Chemicals .....	120,000
12) Tires and Road Service .....	80,000
13) Automotive Repairs, Parts and Supplies.....	600,000
14) Oil and Lubricants.....	45,000
15) Fuel (Gasoline and Diesel).....	500,000
16) Purchase of Uniforms and Gear .....	40,000
17) Electrical Supplies.....	50,000
18) Hardware Supplies .....	35,000
19) Janitorial Supplies .....	45,000
20) Landscape Materials .....	25,000
21) Lumber Supplies .....	90,000
22) Plumbing Supplies .....	40,000
23) Pool Supplies – Chemicals.....	45,000
24) Small Tools and Equipment .....	110,000
25) Prisoner Food Supplies .....	40,000
26) Purchase Uniforms & Gear – Safety Forces .....	60,000
27) Ammunition.....	25,000
28) Office Supplies.....	35,000
29) Computer Supplies .....	10,000
30) Computer Software .....	10,000
31) Communications Equipment .....	75,000
32) Paper Supplies.....	15,000
33) Lease Copier Equipment .....	37,000
34) Subscriptions/Publications .....	35,000
35) Reforestation .....	130,000
36) Police Operating Equipment .....	200,000
37) Fire/EMS Operating Equipment.....	200,000
38) Waste Water Treatment Plant Operating Equipment .....	150,000
39) Fitness Equipment/Devices .....	15,000
<b>Sub-Total .....</b>	<b>\$3,882,000</b>
<b>Total .....</b>	<b>\$17,517,500</b>

Section 2. That, 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 (5) 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



KEVIN M. BUTLER  
DIRECTOR OF LAW

PAMELA ROESSNER  
CHIEF PROSECUTOR

JENNIFER L. SWALLOW  
CHIEF ASSISTANT  
LAW DIRECTOR

ANDREW N. FLECK  
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](http://www.onelakewood.com)

[kevin.butler@lakewoodoh.net](mailto:kevin.butler@lakewoodoh.net)  
(216) 529-6034

May 2, 2016

Lakewood City Council  
Lakewood, Ohio

Re: The Meridian Condominium shoreline protection; final assessment ordinance

Dear Members of Council,

At the request of a majority of ownership of The Meridian Condominium, in March 2016 you adopted a resolution of necessity that began the process known as special assessment related to the shoreline protection project of The Meridian Condominium, 12550 Lake Avenue. The special assessment process is designed to have the city pay the cost of a public improvement up front and then have residents reimburse the city, either immediately after the project is completed or over a period of time via the residents' property tax duplicate. This process is set out in Article XVI of the Charter.

We are now at that point for Council to consider the final assessment ordinance, which if adopted would direct the city to proceed with the project and specially assess the costs for the project upon the owners of The Meridian Condominium. This follows a required meeting of the Board of Revision of Assessments. The report of the Board was presented to you at your last meeting and is attached to the ordinance as Exhibit A.

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

Respectfully,

Kevin M. Butler

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 at the earliest period allowed by law, determining to proceed with the improvement of the shoreline abutting The Meridian Condominium, 12550 Lake Avenue, by the construction and installation of a revetment on the northerly property line by Lake Erie and including any and all appurtenances thereto.

WHEREAS, this Council by a vote of at least five of its members determines that this ordinance is an emergency measure, 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 2016 construction season is upon us; now, therefore

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. The City shall proceed with the improvement of shoreline protection for The Meridian Condominium, 12550 Lake Avenue, by the construction and installation of a revetment on the northerly property line by Lake Erie, and including all necessary appurtenances thereto, as set forth in Resolution No. 8861-16, adopted on March 7, 2016, that resolution having been approved by the Board of Revision of Assessments (the "Board") in its final report previously filed with Council and attached hereto and made a part hereof as **Exhibit A** (the "Report").

Section 2. The City finds that the described project constitutes a public improvement.

Section 3. Except as modified herein, the Report is hereby approved and the assessments approved by the Board and set forth in its Report hereby are accepted and approved.

Section 4. Such improvement shall be in accordance with the Resolution as approved by the Board in its Report and in accordance with the plans, estimates and profiles now on file in the office of the Director of Public Works, and the character of the materials to be bid upon for the construction is shown on the plans and reference is made to said plans and specifications for additional information concerning the character of the materials for such improvements.

Section 5. The Board has reported to this Council that no claim for damages resulting from the improvements have been filed, but if it should be determined that any claims have been filed they shall be inquired into before the commencement of the proposed improvements and the Director of Law shall be and is hereby authorized and directed to institute legal proceedings in a court of competent jurisdiction to inquire into any claims so filed.

Section 6. The cost of said improvement to be assessed shall be assessed in the manner and the number of installments provided in the Resolution and on the lots and lands abutting and abounding upon said improvement between and including the termini of the improvement as approved by the Board in its report, and the cost of said improvements shall include the cost of preliminary and other surveys, plans, specifications, profiles and estimates and of printing, serving and publishing notices, resolutions and ordinances the amount thereon; the costs incurred in connection with the preparation, levy and collection of the special assessments; the cost of purchasing, appropriating and otherwise acquiring therefor any required real estate or interests therein; expenses of legal services, including obtaining any approved legal opinions; the cost of labor and material, together with all other necessary expenditures.

Section 7. The City having received bids for the completion of the work since the report of the Board, the list of estimated assessments as heretofore prepared by the Director of Finance and as approved by the Board in its report be and the same is hereby modified to reflect that the total assessment amount shall be changed from \$704,000 to \$\_\_\_\_\_, and the assessments so to be levied shall be paid in 20 semiannual installments, provided that the owner of any property to be assessed may at his option pay such assessment in cash within 30 days of completion of the improvement.

Section 8. Pursuant to Article XVI, Section 16 of the Charter of the City, the Director of Public Works has certified to this Council that this estimate of the life of the improvement described herein is 20 years.

Section 9. The Director of Public Works be and he is hereby authorized and directed as soon as the funds hereof are available to make and execute a contract for materials and certain services with the lowest and best bidder after advertising according to law.

Section 10. The Clerk of this Council be and she is hereby directed to deliver to the Fiscal Officer of Cuyahoga County a certified copy of this ordinance within 15 days following its passage.

Section 11. It is found that the improvements to be made pursuant to this ordinance have been petitioned for in writing by the owners of a majority of the foot frontage to be assessed.

Section 12. 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 13. This ordinance is hereby declared to be an emergency measure for the reasons stated in the preamble hereof, and provided it receives the affirmative vote of at least five members of Council it shall take effect and be in force immediately upon its adoption and approval by the Mayor, or otherwise it shall take effect and be in force after the earliest period allowed by law.

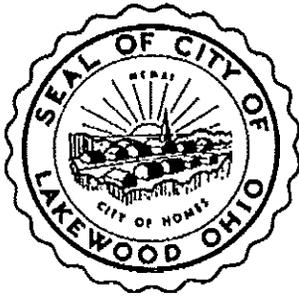
Adopted: \_\_\_\_\_

\_\_\_\_\_  
President

\_\_\_\_\_  
Clerk

Approved: \_\_\_\_\_

\_\_\_\_\_  
Mayor



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

Jennifer R. Pae  
Director of Finance

April 18, 2016

Lakewood City Council  
12650 Detroit Avenue  
Lakewood, OH 44107

**Re: Meridian shoreline protection project; report of Board of Revision of Assessments**

Dear Members of Council:

This letter will serve as the report of the Board of Revision of Assessments, made pursuant to Article XVI of the Second Amended Charter of the City of Lakewood, related to the Meridian Condominium shoreline erosion protection project.

Having duly given notice to the residents in accordance with the charter, the Board met on Wednesday, April 6, 2016 at 6:30 p.m. in the Auditorium. Several members of the public were present. The Board received some objections and some statements in support from the affected residents related to the improvements contemplated under the project. The Board found no reason to adjust any amounts appearing in the initial assessment report, now on file in the office of City Council. Upon deliberation, by a unanimous vote the Board voted to make a finding that the project is a necessary public improvement. The Board then adjourned.

I anticipate a final assessment ordinance will be introduced separately by the administration on a future Council agenda.

Please let me know if you have any remaining questions or concerns.

Sincerely,

Jennifer R. Pae  
Secretary, Board of Revision of Assessments

cc: Mayor Mike Summers, Chair  
Council President Sam O'Leary, Member  
Public Works Director Joe Beno, Member  
Law Director Kevin Butler, Member



Jennifer R. Pae  
Director of Finance

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

May 2, 2016

Lakewood City Council  
Lakewood, OH 44107

Re: Capital Contracting Authority – Meridian Revetment Special Assessment Project

Dear Members of Council:

Attached is an ordinance to allow capital contracting authority in an amount not to exceed \$704,000 for the Meridian Condominium Special Assessment Revetment Project. This project will allow for shoreline projection through the construction of a break wall on the Meridian property paid for via a special assessment as set out in Article XVI of the City Charter.

I respectfully request that this be placed on first reading and referred to the Finance Committee.

Sincerely,

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 (5) members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, authorizing and directing 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 advertise for bid and enter into a contract with the lowest and best bidder in accordance with the Administrative Code of the City of Lakewood for the **Meridian Condominium Special Assessment Revetment Project** in accordance with the Administrative Code of the City of Lakewood, contracts not to exceed the specified amounts shown without separate resolution of Council.

WHEREAS, this Council by a vote of at least five (5) 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 certain capital improvements projects are to be undertaken this construction season in accordance with the Capital Improvement Plan for fiscal year 2016. Now therefore,

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO:

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 is hereby authorized and directed to engage architectural and/or engineering firms to provide professional services for the design, preparation of specifications, construction and engineering, construction inspection, contract administration and to advertise for bids and enter into a contract with the lowest and best bidder in accordance with the Administrative Code of the City of Lakewood, for the following Infrastructure Improvements, contracts not to exceed the specified amounts shown, except as hereinafter provided:

<b>Meridian Condominium Special Assessment Revetment Project</b>	<b>\$704,000</b>
--	------------------

Section 2. 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 is hereby authorized and directed to enter into contracts as set forth above in amounts not to exceed the specified amounts without further action from Council; and to enter into contracts in excess of specified amounts only upon consent of Council evidenced by adoption of a resolution specifying the authorized amount.

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 (5) 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 of Council

\_\_\_\_\_  
Clerk of Council

Approved: \_\_\_\_\_

\_\_\_\_\_  
Mayor



DEPARTMENT OF PLANNING & DEVELOPMENT  
DRU SILEY, DIRECTOR

12650 Detroit Avenue • 44107 • (216) 529-6630 • FAX (216) 529-5907  
[www.onelakewood.com/development](http://www.onelakewood.com/development)

May 2, 2016

Lakewood City Council  
Lakewood, OH 44107

Re: Sale of vacant land

Dear Members of Council:

The City of Lakewood current owns three vacant parcels of commercially zoned land located at 1468 W. 117<sup>th</sup> Street, 1482-84 W. 117<sup>th</sup> Street and 11900 Madison Avenue. The buildings that once occupied these parcels were demolished under the City's nuisance ordinance.

I respectfully request approval of the attached ordinance to allow sale of these vacant lots. The Department of Planning and Development will process proposals from interested buyers and keep Council apprised of any sales.

Sincerely,

Dru Siley, AICP  
Director of Planning and Development

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, authorizing and directing the Director of Planning and Development to enter into an agreement with a licensed real estate broker to market for sale the real property located at 11900 Madison Avenue (PPN 315-15-025), 1468 W. 117<sup>th</sup> Street (PPN 315-13-103), and 1482-84 W. 117<sup>th</sup> Street (PPN 315-14-002) for a period of 120 days, pursuant to Section 155.07 of the Codified Ordinances.

WHEREAS, the City is the owner of three commercially zoned, vacant parcels located at 11900 Madison Avenue, 1468 W. 117<sup>th</sup> Street, and 1482-84 W. 117<sup>th</sup> Street; and

WHEREAS, this Council has determined it is in the best interest of the City to sell said real property and that such sale shall further the interest of the City and its residents; 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 property, health and safety, and to provide for the usual daily operation of municipal department in that these properties are currently vacant and immediate action is required; now, therefore,

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. The Director of Planning and Development ("Director") is hereby authorized and directed, on behalf of the City, to solicit proposals from licensed real estate brokers and to enter into an agreement with the broker deemed most responsive determined by the Director, to market real property located at 11900 Madison Avenue (PPN 315-15-025), 1468 W. 117<sup>th</sup> Street (PPN 315-13-103), and 1482-84 W. 117<sup>th</sup> Street (PPN 315-14-002) for a period of 120 days, pursuant to Section 155.07 of the Codified Ordinances.

Section 2. Either the Director or the Director of Law is hereby authorized and directed to enter into agreements and execute all ancillary and related instruments for the sale of said real property upon presentation of an acceptable offer as determined by the Director.

Section 3. The Director specifically is authorized to negotiate and or make counterproposals to any offer to purchase said real property, and shall, upon the close of the transaction, report to Council the details of the sale.

Section 4. The Director shall make no representations or warranties concerning the conditions of the property, including, but not limited to the property's environmental condition, mechanical systems, dry basements, foundations, structural integrity or compliance with code, zoning or building requirements.

Section 5. 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 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

\_\_\_\_\_  
Clerk

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

6315818		NEW		NATURES OASIS LLC	
PERMIT NUMBER		TYPE		15613 DETROIT AV	
ISSUE DATE				LAKEWOOD OH 44107	
04 11 2016					
FILING DATE					
C1 C2		PERMIT CLASSES			
18 286 C		B14817			
TAX DISTRICT		RECEIPT NO.			

FROM 04/19/2016

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



MAILED 04/19/2016

RESPONSES MUST BE POSTMARKED NO LATER THAN. 05/20/2016

**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 6315818**

(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