FAIRVIEW PARK CITY COUNCIL
SPECIAL MEETING NOTICE

Please be advised of the following special meeting of the Fairview Park City Council, which will take place at Fairview Park City Hall, 3rd Floor Caucus Room, located at 20777 Lorain Road, Fairview Park, OH 44126.

MON. Aug 28 Council Special Committee Meeting 7:00 p.m.
SPECIAL COMMITTEE MEETING
MONDAY, AUGUST 28, 2017
Council Caucus Room
7:00 p.m.

MEETING CALLED TO ORDER | ROLL CALL

FINANCE COMMITTEE – Councilwoman Cleary, Chair
✧ Ord. 17-27 | Authorizing Participation in Cooperative Purchase Programs
✧ Ord. 17-28 | Street Lighting Assessment for Tax Years 2018-2019
✧ Ord. 17-29 | Solid Waste Fee Special Assessment for Tax Years 2018 and 2019
✧ Ord. 17-30 | Weed Cutting Charges for Certain Properties

ENVIRONMENT, PUBLIC WORKS, PLANNING, ZONING & DEVELOPMENT – Councilman Minek, Chair
✧ Res. 17-08 | Approving Plans and Specifications for Replacement of Mastick Road Bridge No. 03.13
✧ Issue: Energy Audit Review
✧ Issue: City Sidewalks
✧ Issue: Community Development
✧ Issue: Municipal Facilities Maintenance
✧ Issue: Sewers

BOARD & COMMISSIONS REPORTS

ROUNDTABLE

DO YOU HAVE A SMART DEVICE? To download tonight’s agenda and legislation being considered, scan the code below:
AN ORDINANCE AUTHORIZING THE CITY DIRECTORS TO PARTICIPATE IN VARIOUS COOPERATIVE PURCHASING PROGRAMS, AND DECLARING AN EMERGENCY.

WHEREAS, the Home Rule powers of the Ohio Constitution grant power to the City of Fairview Park to participate in joint purchasing programs; and

WHEREAS, the Ohio Department of Administration (ODAS), Ohio Department of Transportation (ODOT), General Services Administration (GSA), U.S. Communities Government Purchasing Alliance, National Joint Powers Alliance (NJPA), National Institute of Government Purchases (NIGP), the National Purchasing Partners (NPP), and any other Governmental Cooperative Programs are non-profit instruments of the government that assists local and state agencies in reducing the costs of purchased goods through the purchasing power of public agencies nationwide through competitively solicited contracts; and

WHEREAS, Council desires to authorize the City Directors to participate in these programs for the purchase of goods on behalf of the City of Fairview Park for calendar years 2018 and 2019.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:

SECTION 1. That Council, pursuant to the Home Rule authority granted to it by the Ohio Constitution, hereby authorizes the Directors to continue to participate in the Ohio Department of Administration (ODAS), Ohio Department of Transportation (ODOT), General Services Administration (GSA) U.S. Communities Government Purchasing Alliance, National Joint Powers Alliance (NJPA), National Institute of Government Purchases (NIGP), National Purchasing Partners (NPP) and any other Governmental Cooperative Purchasing Programs for the calendar years 2018 and 2019.

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all 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. That this ordinance is hereby declared to be an emergency measure, necessary for the immediate preservation of the public peace, health, safety and welfare; and for the further reason that it is immediately necessary to continue the efficiency of the City of Fairview Park, and provided it receives the affirmative vote of a majority plus one of the members elected to Council, it take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st reading: 08.14.17
APPROVED: 2nd reading:
3rd reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council
CITY OF FAIRVIEW PARK
ORDINANCE NO. 17-28
ORIGINATED BY: THE FINANCE DEPARTMENT
REQUESTED BY: MAYOR EILEEN ANN PATTON
SPONSORED BY: COUNCILWOMAN CLEARY

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF ALL OF THE STREETS OF FAIRVIEW PARK, OHIO PROVIDING AND SUPPLYING SAID STREETS WITH ELECTRIC STREET LIGHTING FOR THE TAX YEARS 2018 AND 2019, AND DECLARING AN EMERGENCY

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:

SECTION 1. That the assessment of the cost and expense of improving all of the streets in the City of Fairview Park, Ohio, by providing and supplying said streets with electric lighting for the tax years of 2018 and 2019, in the approximate aggregate amount of $300,000 for each said tax year, as reported to the Finance Director and now on file in the office of the Finance Director; be and the same is hereby adopted and confirmed, and that for the tax years 2018 and 2019, these be and are hereby levied and assessed upon the lots, lands and property bounding and abutting on said streets, or parts thereof, and served by said street lighting, the several amounts reported as aforesaid, which assessments are in proportion to the tax value thereof, and are not in excess of any statute of limitation; and said lots, lands and property are hereby determined to be specially benefited by said improvement.

SECTION 2. That the remainder of the entire cost of said improvement shall be paid out of the Street Lighting Fund of the City of Fairview Park, Ohio.

SECTION 3. That this Council hereby finds and determines that the assessments now on file in the office of said Director are in the same proportion to the estimated assessments as originally filed as the actual cost of the above described improvement is to the estimated cost of the improvement as originally filed.

SECTION 4. That the assessment against each lot or parcel of land shall be payable in cash within thirty (30) days after the passage of this Ordinance, or at the option of the owner, in two (2) annual installments. All cash payments shall be made to the Director of Finance of the City. All assessments remaining unpaid at the expiration of said thirty (30) days shall be certified by the Clerk of Council to the County Fiscal Officer as provided by law, to be placed by him on the tax duplicate and collected as other taxed are collected.

SECTION 5. That the Clerk of this Council shall cause a notice of the passage of this Ordinance to be published once in a newspaper of general circulation in this City, and to continue on file in this office said assessments.

SECTION 6. That the Clerk of this Council is hereby directed to deliver a certified copy of this Ordinance to the County Fiscal Officer within twenty (20) days after its passage.
SECTION 7. It is found and determined that all formal actions of this council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this council, and that all 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 8. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare; and for the further reason that it is necessary to provide funds for street lighting installation and maintenance lighting of the aforesaid streets to protect the health, convenience, and welfare of the inhabitants of the City of Fairview Park, and provided it receives the affirmative vote of a majority plus one of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: 1st reading: 08.14.17
APPROVED: 2nd reading: 3rd reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council
CITY OF FAIRVIEW PARK
ORDINANCE NO. 17-29
ORIGINATED BY: FINANCE DEPARTMENT
REQUESTED BY: MAYOR EILEEN PATTON
SPONSORED BY: COUNCILWOMAN CLEARY

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR COLLECTION OF THE MONTHLY CHARGE FOR COLLECTION OF SOLID WASTE IN THE CITY OF FAIRVIEW PARK, OHIO FOR THE TAX YEARS 2018 AND 2019, AND DECLARING AN EMERGENCY

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:

SECTION 1. That the assessment of the cost and expense of solid waste collection for the tax years 2018 and 2019, in the amount of $120 per year per residential parcel for each tax year, as reported to the Finance Director and now on file in the office of the Finance Director; be and the same is hereby adopted and confirmed, and that for the tax years 2018 and 2019, there be and are hereby levied and assessed upon each residential parcel that is subject to collection of solid waste by the City's vendor, the amount reported as aforesaid, which are not in excess of any statutory limitation; and said properties are hereby determined to be specially benefited by said improvement.

SECTION 2. That the remainder of the entire cost of said improvement shall be paid out of the General Fund of the City of Fairview Park, Ohio.

SECTION 3. That this Council hereby finds and determines that the assessments now on file in the office of said Director are in the same proportion to the estimated assessments as originally filed as the actual cost of the above described improvement is to the estimated cost of the improvement as originally filed.

SECTION 4. That the assessment against each lot or parcel of land shall be payable in cash within thirty (30) days after the passage of this Ordinance, or at the option of the owner, in two (2) annual installments. All cash payments shall be made to the Director of Finance of the City. All assessments remaining unpaid at the expiration of said thirty (30) days shall be certified by the Clerk of Council to the County Fiscal Officer as provided by law, to be placed on the tax duplicate and collected as other taxed are collected.

SECTION 5. That the Clerk of this Council shall cause a notice of the passage of this Ordinance to be published once in a newspaper of general circulation in this City, and to continue on file in this office said assessments.

SECTION 6. That the Clerk of this Council is hereby directed to immediately deliver a certified copy of this Ordinance to the County Fiscal Officer to meet the 2018 deadline.
SECTION 7. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all 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 8. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare; and for the further reason that it is necessary to provide funds for solid waste collection to protect the health, convenience, and welfare of the inhabitants of the City of Fairview Park and provided it receives the affirmative vote of a majority plus one of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the mayor, otherwise from and after the earliest period allowed by law.

PASSED: 1st reading: 08.14.17
APPROVED: 
2nd reading: 
3rd reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council
CITY OF FAIRVIEW PARK
ORDINANCE NO. 17-30
REQUESTED BY: MAYOR EILEEN ANN PATTON
SPONSORED BY: COUNCILWOMAN CLEARY

AN ORDINANCE MAKING A WRITTEN RETURN TO THE FISCAL OFFICER OF CUYAHOGA COUNTY, OHIO, FOR CHARGES FOR THE SERVICES OF THE CITY OF FAIRVIEW PARK, OHIO, FOR CUTTING WEEDS ON CERTAIN PARCELS OF LAND DESCRIBED HEREIN, AND AUTHORIZING SAID CHARGES TO BE PLACED UPON THE TAX DUPLICATE AND COLLECTED AS OTHER TAXES PURSUANT TO SECTION 731.54 OF THE REVISED CODE OF OHIO, AND DECLARING AN EMERGENCY

WHEREAS, in accordance with and upon written information that noxious weeds were growing on the following parcels of land within the City of Fairview Park:

<table>
<thead>
<tr>
<th>Location</th>
<th>Permanent Parcel No.</th>
</tr>
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</table>

and that said weeds were about to spread or mature seeds, the Council of the City of Fairview Park, Ohio, has heretofore authorized the Director of Public Service and Development to notify said owners by written notice that said weeds were to be cut within forty-eight (48) hours after receipt thereof; and

WHEREAS, the Director of Public Service and Development caused written notices to be sent to the aforesaid property owners by posting a notice on the property and/or by ordinary mail, notifying said owners to cut said weeds; and

WHEREAS, said owners failed to comply with said notices within the time allotted herein and the Council of this City authorized the Director of Public Service and Development to cause said weeds to be cut and destroyed; and

WHEREAS, said weeds were cut by said City on the aforesaid parcels of land; and
WHEREAS, the City expended the sum hereinafter set forth necessary labor and equipment or contracted for cutting and destroying said weeds; and

WHEREAS, the City has complied with the requirements of Section 731.51 to 731.53 of the Ohio Revised Code of the State of Ohio.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:

SECTION 1. That the Director of Finance for the City of Fairview Park is hereby authorized to pay the total of the sums of money hereinafter set forth out of funds not otherwise appropriated to cover the cost and expenses of cutting noxious weeds on the parcels and land herein defined.

SECTION 2. That, in accordance with Section 731.54 of the Revised Code of the State of Ohio, the Council of the City of Fairview Park, Ohio hereby makes and this ordinance shall be considered as its written return to the Fiscal Officer of Cuyahoga County, Ohio, of its actions under Section 731.54 to and including Section 731.53 of the Revised Code of the State of Ohio.

SECTION 3. That copies of the statements of charges of the services of the City of Fairview Park, and the amounts paid for performing such labor including overhead, for cutting weeds on the respective parcels of land described herein, are attached hereto, marked Exhibit "A"; and considered a part hereof as if rewritten herein.

SECTION 4. That the description of the premises on which said weeds were cut are as heretofore set forth in the preamble hereof, and the respective charges for said services on the following permanent parcels are as follows:

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<thead>
<tr>
<th>Permanent Parcel No.</th>
<th>Charges</th>
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SECTION 5. That, in accordance with Section 731.54 of the Revised Code of Ohio, the Fiscal Officer of Cuyahoga County, Ohio be and he is hereby authorized and directed to enter the aforesaid charges upon the tax duplicate of the hereinbefore described parcels of land as liens upon said parcels of land, and such items shall be collected as other taxes and returned to the City of Fairview Park, Ohio with general fund revenue.
SECTION 6. That the Clerk of Council is hereby directed to forward a certified copy of this Ordinance to the Fiscal Officer of Cuyahoga County.

SECTION 7. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all 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 8. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare and for the further reason that it is immediately necessary to certify this amount to the County Fiscal Officer for collection before September 11, 2017, for the benefit of the residents of the City of Fairview Park; and provided it receives the affirmative vote a majority plus one of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: 1st reading: 08.14.17
APPROVED: 2nd reading:
3rd reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council
CITY OF FAIRVIEW PARK
RESOLUTION NO. 17-08
REQUESTED BY: SHAWN LEININGER, DIRECTOR OF PUBLIC SERVICE & DEVELOPMENT
SPONSORED BY: CITY COUNCIL

A RESOLUTION APPROVING THE REHABILITATION AND WIDENING OF THE MASTICK ROAD BRIDGE BY CUYAHOGA COUNTY TO PROVIDE A MULTI-USE PATH AND DECLARING AN EMERGENCY

WHEREAS, the City has previously passed Ordinance 14-55, which was approved December 2, 2014 and authorized the improvement of the Mastick Road Bridge located between Valley Parkway and Eaton Road in the City of Fairview Park; and

WHEREAS, Cuyahoga County has prepared plans and specifications to rehabilitate and widen the existing Mastick Road Bridge located between Valley Parkway and Eaton Road in the City of Fairview Park; and

WHEREAS, the City of Fairview Park have reviewed the preliminary plans and are in agreement and support of the bridge project, attached as Exhibit “A”); and

WHEREAS, the widened bridge will accommodate a multi-use path supporting a future pathway connection offering pedestrians and bicyclists additional, safe access to the Cleveland Metroparks Rocky River Reservation; and

WHEREAS, Cuyahoga County has coordinated the rehabilitation and widening of the Mastick Road Bridge with the City of Fairview Park and Cleveland Metroparks and is requesting approval of the proposed plans and specifications; and

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:

SECTION 1. As set forth in Article VII Section 2(d) of the Charter of the City of Fairview Park and Section 713.02 of the Ohio Revised Code, the Planning Commission has reviewed the location, character, and extent of the plans and specifications for the Mastick Road Bridge rehabilitation and widening and on June 21, 2017, recommended that City Council approve said plans and specifications.

SECTION 2. The efforts of Cuyahoga County to improve and expand infrastructure within the City of Fairview Park in a manner that enhances the quality of life of our residents and businesses through additional access to the Cleveland Metroparks Rocky River Reservation are appreciated.

SECTION 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all 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 4. That this Resolution is hereby declared to be an emergency measure, necessary for the immediate preservation of the public peace, health, safety and welfare; and for the further reason that Cuyahoga County is subject to certain deadlines that must be met in order for the project to be completed and funded; and provided it receives the affirmative vote of a majority plus one of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: 1st reading: 08.14.17
APPROVED: 2nd reading:
3rd reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council
May 22, 2017

Shawn Leininger, AICP
Director of Public Service & Development
City of Fairview Park
20777 Lorain Road
Fairview Park, OH 44126-2018

Subject: Mastick Road (C.R. 101) Bridge 03.13 Improvements Project
Stage 1 Plan (Preliminary Design) Submittal

Dear Mr. Leininger:

Enclosed for your review are two, 11x17 copies of the Stage 1 Plan Submission for the above referenced project. Via an emailed link to Michael Baker’s FTP site, we have transmitted electronic copies of the plans and accompanying design files, including a brief design narrative, drainage report, and preliminary opinion of probable construction costs.

As previously coordinated between Cuyahoga County, Cleveland Metroparks, and City of Fairview Park, the proposed project includes construction of a 10'-0" shared use path along the limits of the new structure, to provide for future connectivity with a trail along Mastick Road from Eaton Road to Valley Parkway. Temporary and permanent right-of-way acquisition of Metroparks property will be required for the proposed structure improvements.

We respectfully request that comments be provided by June 16th to us and/or Khaled Diab, Project Manager for Cuyahoga County Department of Public Works, at kdiab@cuyahogacounty.us, or 216-348-3924. Please do not hesitate to contact us with any questions, comments, or concerns.

Respectfully Submitted,

MICHAEL BAKER INTERNATIONAL, INC.

Jeff W. Broadwater, P.E.
Project Manager

Enclosures

Cc: Khaled Diab, P.E., Project Manager, Cuyahoga County Department of Public Works
CUYAHoga COUNTY
MASTICK ROAD
BRIDGE 03.13
REHABILITATION OF
MASTICK ROAD BRIDGE

CITY OF FAIRVIEW PARK
STATE OF OHIO

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RIVER DISTURBED AREA .................. 0.57 ACRES
ESTIMATED CONTRACTOR DISTURBED AREA ........ 0.29 ACRES
NOTICE OF INTENT DISTurbed AREA ............ N/A (NO DISTURBED)

2016 SPECIFICATIONS
THE STANDARD CONSTRUCTION AND MATERIAL SPECIFICATIONS OF
THE STATE OF OHIO, DEPARTMENT OF TRANSPORTATION, SHALL
GOVERN THIS IMPROVEMENT EXCEPT WHEN MODIFIED BY THE
PLANS, SPECIAL PROVISIONS, SUPPLEMENTAL SPECIFICATIONS OR
PROPOSAL NOTES

I HEREBY APPROVE THESE PLANS AND DECLARE THAT THE MAKING
OF THIS IMPROVEMENT WILL REQUIRE THE CLOSING TO TRAFFIC OF
THE HIGHWAY AND THAT DETOURS WILL BE PROVIDED.

MICHAEL W. DEVER, M.P.A.
DIRECTOR OF PUBLIC WORKS

ARMOND BUDISH
CUYAHOGa COUNTY EXECUTIVE

STAGE 1 SUBMITTAL
MAY 22, 2017

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