



CITY OF FAIRVIEW PARK CITY COUNCIL MEETING AGENDA

MONDAY, DECEMBER 17, 2018

REGULAR COUNCIL MEETING

6:30 p.m. - Study Session – Council Caucus Room

7:00 p.m. - Council Meeting – Council Chambers

Swearing-In of Council Ward 4 Representative Sarah Wering

Meeting Called to Order

Moment of Silent Prayer | Pledge of Allegiance

Roll Call

Disposition of Minutes:

Regular Meeting of Council December 3, 2018

Committee Reports

Environment, Public Works, Planning, Zoning and Development Committee, Councilman Minek, Chair

Local Government and Community Services Committee, McDonough, Chair

Finance Committee, Councilman Wojnar, Chair

~ LEGISLATIVE AGENDA ~

Audience Input on Legislation Up For Passage

Legislation on for Passage Without Three Readings

COUNCILMAN WOJNAR

Ord. 18-__ | Repeal and Replace Purchase Agreement for Property at 20520 Lorain Road

COUNCILMAN MCDONOUGH

Ord. 18-59 | Amending Section 129.01 Police Appointment Age Eligibility

Legislation on Third Reading and Final Passage

COUNCILMAN WOJNAR

Ord. 18-54 | 2018 Final Appropriations

Ord. 18-55 | 2019 Temporary Appropriations

Ord. 18-56 | Approving Tax Abatement Application for 20520-40 Lorain Rd_Pompeani DDS

Res. 18-19 | County Fiscal Officer to Advance Taxes 2019

Reports and Communications from Mayor, Directors and Other City Officials

Public Session

Miscellaneous Business and Reports from Council

Executive Session

Adjournment

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UPCOMING MEETINGS OF COUNCIL

MON., JAN 7	Council Meeting	7:00 p.m.	Council Chambers
MON., JAN 14	Council Committee	7:00 p.m.	Council Caucus Room
TUES., JAN 22	Council Meeting	7:00 p.m.	Council Chambers
MON, JAN 28	Council Committee	7:00 p.m.	Council Caucus Room

1
2 **MINUTES OF THE REGULAR MEETING OF FAIRVIEW PARK CITY COUNCIL**
3 **MONDAY, DECEMBER 3, 2018**
4

5 The regular meeting of Council was called to order by Council President Kilbane at 7:00 p.m.

6 MOMENT OF SILENT PRAYER

7 PLEDGE OF ALLEGIANCE

8 ROLL CALL:

9 PRESENT: Council–B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo and T. Smith

10 Administration – Mayor Patton, Director Leininger, Director Cingle, Director McGinty, Engineer Mackay

11
12 THE CHAIR made a motion to approve the minutes of the regular meeting of November 19, 2018.

13 Moved and Seconded.

14 ROLL ON MOTION: Vote: YES-5, NO-0, ABSTAIN-1 | Motion carried.

15 YES: B. McDonough, B. Minek, M. Kilbane, A. Russo and T. Smith | ABSTAIN: P. Wojnar

16 THE CHAIR asked Councilman Wojnar the reason for his abstention.

17 COUNCILMAN WOJNAR stated that he was in Louisville, Kentucky for work.

18
19 THE CHAIR made a motion to approve the minutes of the special meeting of November 26, 2018.

20 Moved and Seconded.

21 ROLL ON MOTION: Vote: YES-6, NO-0 | Motion carried.

22 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo and T. Smith

23
24 **COMMITTEE REPORTS**

25 COUNCILMAN MINEK reported that the Environment, Public Works, Planning, Zoning and
26 Development Committee met on Monday, November 26, 2018 at 10:06 pm to discuss Ordinances 18-47
27 and 18-48. Public Service/Development Director Leininger was present as requested. **Ordinance 18-47**,
28 bids & contract for the Campus Drive and W. 210 St. water main replacement and extension project.
29 Director Leininger stated certain water mains on Campus Drive and W. 210 St., between North Park Drive
30 and Campus Drive are in need of replacement and/or extension. Motion to place on 3rd reading was
31 approved 5-0. **Ordinance 18-48**, authorizing the Mayor to enter into an agreement with the Fairview Park
32 City Schools for fire line and hydrant replacement. Director Leininger stated the present 6 inch water main
33 on Campus Drive will be replaced by an 8 inch water main from W. 212 St. to the easterly property line of
34 the school district. The school district will reimburse the city 100 percent of the total costs including
35 design, construction and construction administration. Motion to place on 3rd reading was approved 5-0.
36 This completes my report.

37
38 COUNCILMAN MCDONOUGH reported that the Local Government and Community Services
39 Committee met on November 26 at 9:21pm to discuss **Ordinance 18-49**, the Gemini Center Membership
40 and Fees for 2019. Under our joint agreement with the Fairview Park City School District, the Recreation
41 Department prepares and submits a fee schedule to Council every year. Mayor Eileen Patton, Recreation
42 Director Steve Owens and Mary Long from the Department attended and provided membership data
43 regarding current membership and finances of the Gemini Center. The goal was to keep the Gemini rates
44 affordable. There would be no increase for membership for 2019, however due to a change by Silver
45 Sneakers, the AARP component, the Recreation Department and Administration suggested the Once A
46 Member, Always a Member Program that would allow seniors to have continued access to popular senior
47 programs at the Gemini Center. Those seniors participate in hours when the Gemini Center is not
48 crowded, and the ability to retain these members is important to the continued financial stability of the
49 Gemini Center. The city of Westlake offered the program, and have been successful retaining good
50 members so in this ordinance we would add in the Once A Member, always a Member addition to the

51 ordinance. By a vote of 5-0 to place the Ordinance on third reading, and the committee meeting ended at
52 10:06 pm.

53
54 COUNCILMAN WOJNAR reported that the Finance Committee met on Monday, November 26th at
55 8:41pm to discuss the following: **Ordinance 18-53** authorizes purchase computer equipment from Gov
56 Connection, Inc. in the amount of (\$30,439.66) and would be paid from Fund (260) for Permanent
57 Improvements. Director Cingle reported that a listing was provided by Go2It for equipment and licensing
58 needed for Phase One upgrades to city computer systems requests for quotes. Following this, 3 companies
59 were asked to provide pricing of the equipment. Government Connection had the best pricing compared
60 to Great Lakes and Go2IT due to governmental pricing discount, but he advised that the pricing is only
61 good for through December 10th and asked for emergency passage, so that the ordinance will not need to
62 be reconsidered or amended later. Installation of equipment would be done in early to mid-February. Joe
63 Billings explained that this would be Phase One, and would replace the entire existing server structure,
64 which would bring up to date the Exchange (email server) and backup systems, which currently are the
65 city's most pressing issues due to an extremely outdated system, which is now hard to find parts for. The
66 domain controller, backup and software supporting for Building and Finance Systems would also be
67 included in this. There is a 4-6 year life span on this equipment. Phase 2, if the city moved forward with
68 it, would be would include getting an additional server for the Gemini Center and acting as a backup for
69 quick recovery of systems. The cost of purchasing this equipment, versus using cloud software was
70 discussed. A motion to place on 2nd reading emergency passage passed by a vote of 5-0. **Ordinance 18-50**
71 supports and authorizes the submission of an application to the Ohio Department of Natural Resources for
72 the 2019 Land & Water Conservation Fund Grant Program to provide financial assistance for the
73 reconstruction of a public restroom at Bain Park. Director Leininger explained that the current structure is
74 not in service, and this would be a new structure that would be made in compliance with ADA standards
75 and replacing and improving current infrastructure issues. A motion to place on third reading and final
76 passage passed by a vote of 5-0. **Ordinance 18-54** authorizes the final appropriations ordinance
77 supplement for the year fiscal year 2018. Director Cingle went through the individual changes since the
78 last supplement. He advised that it has been a good year with income tax collections, and that the 2019
79 workers compensation premium would be paid in advance this year to take advantage of a 2% discount
80 being offered. Director Cingle asked that council keep the ordinance open for a full three reads in case of
81 any unforeseen items that would require further adjustments. A motion to place on second and return to
82 committee passed by a 5-0 vote. **Ordinance 18-55** authorizes temporary appropriations for city
83 expenditures for the period of January 1st through March 31, 2019 ordinance supplement for the year
84 fiscal year 2018. The amounts are generated from activity in the first quarter of 2018, and a 4.7 % increase
85 in healthcare has been considered. Director Cingle said that Department Directors have been asked to start
86 working on their budgets in December, so that the budget review process can be commenced earlier in the
87 year in 2019. A motion to place on second and return to committee passed by a 5-0 vote. **Ordinance 18-**
88 **56** approves the Tax Abatement Application for 20520-40 Lorain Rd for Mark "POM_PEE_AH_NEE"
89 Pompeani, DDS. This abatement application has already approved and considered by the Community
90 Reinvestment Area Housing Council on October 16, 2018. This is in line with previous request before
91 Council in the past with 100% tax abatement for seven years. A motion to place on second and subsequent
92 third passed by a 5-0 vote. **Ordinance 18-57** approves a cooperative agreement with Cuyahoga County for
93 the resurfacing of Mastick Road from the City's western line to Eaton Road. Director Leininger said that
94 the total cost of the project is \$1.7 million, and the City's match would be approximately \$360,000. The
95 County and City both have applied for various funds, which if received will lower the match required to
96 be paid by the city. This project would be funded from the 2019 budget and is expected to be completed
97 from June through December. Mayor Patton said that this project has been worked on for the last four
98 years. The project was approved in June and the Administration just received the ordinance for review and
99 passage. A motion to place on second reading emergency passed by a 5-0 vote. **Resolution 18-19** allows
100 the County Fiscal Officer to advance taxes for the year 2019. Director Cingle said that this is a

101 housekeeping item, which asks the County to advance taxes for the year of 2019. The City received \$2.9
102 million into the General Fund and \$334, 000 for the Gemini Center in 2018 and estimated receipts for
103 2019 should be about \$500,000 higher, due to recent appraisals. This resolution needs to be passed by the
104 end of the year. A motion to place on second and subsequent third passed by a 5-0 vote. The Finance
105 committee ended at 9:21 p.m.

106

107 **LEGISLATION ON FIRST READING**

108 COUNCILMAN MCDONOUGH placed the following legislation up for first reading and introduction:

109 ORDINANCE NO. 18-59

110 REQUESTED BY: POLICE CHIEF ERICH UPPERMAN

111 SPONSORED BY: COUNCILMAN MCDONOUGH

112 *AN ORDINANCE AMENDING SECTION 129.01 OF CHAPTER 129 ENTITLED, "POLICE*
113 *DEPARTMENT" TO INCLUDE AGE ELIGIBILITY REQUIREMENTS FOR ORIGINAL*
114 *APPOINTMENTS AND DECLARING AN EMERGENCY*

115 ACTION: Ordinance 18-59 was placed on first reading and referred to the Local Government and
116 Community Services Committee.

117

118 **LEGISLATION ON SECOND READING**

119 COUNCILMAN WOJNAR placed the following legislation up for second reading:

120 ORDINANCE NO. 18-54

121 ORIGINATED BY: THE FINANCE DEPARTMENT

122 REQUESTED BY: MAYOR EILEEN ANN PATTON

123 SPONSORED BY: COUNCILMAN WOJNAR

124 *AN ORDINANCE APPROPRIATING FUNDS FOR CURRENT EXPENSES AND OTHER*
125 *EXPENDITURES OF THE CITY OF FAIRVIEW PARK, OHIO FOR THE PERIOD COMMENCING*
126 *JANUARY 1, 2018 AND ENDING DECEMBER 31, 2018 AND DECLARING AN EMERGENCY*

127 ACTION: Ordinance 18-54 was placed on second reading and returned to the Finance Committee.

128

129 ORDINANCE NO. 18-55

130 ORIGINATED BY: THE FINANCE DEPARTMENT

131 REQUESTED BY: MAYOR EILEEN ANN PATTON

132 SPONSORED BY: COUNCILMAN WOJNAR

133 *AN ORDINANCE APPROPRIATING FUNDS FOR CURRENT EXPENSES AND OTHER*
134 *EXPENDITURES OF THE CITY OF FAIRVIEW PARK, OHIO FOR THE PERIOD COMMENCING*
135 *JANUARY 1, 2019 AND ENDING MARCH 31, 2019 AND DECLARING AN EMERGENCY.*

136 ACTION: Ordinance 18-55 was placed on second reading and returned to the Finance Committee.

137

138 ORDINANCE NO. 18-56

139 REQUESTED BY: MAYOR EILEEN ANN PATTON

140 SPONSORED BY: COUNCILMAN WOJNAR

141 CO-SPONSORED BY: COUNCILMAN MINEK

142 *AN ORDINANCE ACCEPTING AND APPROVING THE PRE-CONSTRUCTION TAX ABATEMENT*
143 *APPLICATION OF MARK J. POMPEANI, DDS FOR ELIGIBLE IMPROVEMENTS TO PROPERTY*
144 *LOCATED AT 20520-40 LORAIN ROAD (PARCEL 323-20-005) AND DECLARING AN EMERGENCY*

145 ACTION: Ordinance 18-56 was placed on second reading and subsequent third reading.

146

147 RESOLUTION NO. 18-19

148 REQUESTED BY: GREG CINGLE, FINANCE DIRECTOR

149 SPONSORED BY: COUNCILMAN WOJNAR

150 *A RESOLUTION REQUESTING THE COUNTY FISCAL OFFICER TO ADVANCE TAXES FROM THE*
151 *PROCEEDS OF TAX LEVIES PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE, AND*
152 *DECLARING AN EMERGENCY*

153 ACTION: Resolution 18-19 was placed on second reading and subsequent third reading.

154

155 **AUDIENCE INPUT ON LEGISLATION UP FOR PASSAGE**

156

157 **LEGISLATION ON PASSAGE WITHOUT THREE READINGS**

158 COUNCILMAN WOJNAR placed an ordinance up for emergency passage.

159 ORDINANCE 18-53

160 REQUESTED BY: FINANCE DIRECTOR GREG CINGLE

161 SPONSORED BY: COUNCILMAN WOJNAR

162 *AN ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE COMPUTER EQUIPMENT*
163 *FOR UPGRADES TO THE CITY'S COMPUTER SYSTEMS AND DECLARING AN*
164 *EMERGENCY*

165 THE CHAIR asked for any discussion before passage.

166 COUNCILMAN WOJNAR made a motion to suspend the Charter Provision and Rule 49 requiring three
167 readings.

168 Moved and Seconded.

169 ROLL ON MOTION: Vote: YES-6, NO-0 | Motion carried.

170 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo and T. Smith

171 THE CHAIR asked for any further discussion before passage. No Discussion.

172 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Motion carried, Ordinance 18-53 passes.

173 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo and T. Smith

174

175 **LEGISLATION ON THIRD READING AND FINAL PASSAGE**

176 COUNCILMAN MINEK placed the following legislation up for third reading and final passage:

177 ORDINANCE NO. 18-47

178 REQUESTED BY: SHAWN LEININGER, DIRECTOR OF PUBLIC SERVICE & DEVELOPMENT

179 SPONSORED BY: COUNCILMAN MINEK

180 *AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND DEVELOPMENT TO*
181 *ADVERTISE FOR BIDS AND THE MAYOR TO ENTER INTO A CONTRACT FOR THE CAMPUS*
182 *DRIVE AND WEST 210 STREET WATER MAIN REPLACEMENT AND EXTENSION PROJECT AND*
183 *DECLARING AN EMERGENCY*

184 THE CHAIR asked for any further discussion before passage. No Discussion.

185 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Motion carried, Ordinance 18-47 passes.

186 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo and T. Smith

187

188 ORDINANCE NO. 18-48

189 REQUESTED BY: SHAWN LEININGER, DIRECTOR OF PUBLIC SERVICE & DEVELOPMENT

190 SPONSORED BY: COUNCILMAN MINEK

191 *AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE*
192 *FAIRVIEW PARK CITY SCHOOLS (SCHOOL DISTRICT) AND DECLARING AN EMERGENCY*

193 THE CHAIR asked for any further discussion before passage. No Discussion.

194 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Motion carried, Ordinance 18-48 passes.

195 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo and T. Smith

196

197 COUNCILMAN MCDONOUGH placed the following legislation up for third reading and final passage:

198 ORDINANCE NO. 18-49

199 REQUESTED BY: MAYOR EILEEN ANN PATTON

200 SPONSORED BY: COUNCILMAN MCDONOUGH
201 *AN ORDINANCE SETTING THE MEMBERSHIP USER FEE SCHEDULE FOR THE FAIRVIEW PARK*
202 *RECREATION AND COMMUNITY CENTER GEMINI CENTER FOR THE YEAR 2019 AND*
203 *DECLARING AN EMERGENCY*
204 THE CHAIR asked for any further discussion before passage. No Discussion.
205 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Motion carried, Ordinance 18-49 passes.
206 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo and T. Smith
207
208 COUNCILMAN WOJNAR placed the following legislation up for third reading and final passage:
209 ORDINANCE NO. 18-50
210 REQUESTED BY: STEVEN OWENS, DIRECTOR OF RECREATION
211 SPONSORED BY: COUNCILMAN WOJNAR
212 CO-SPONSORED BY: COUNCILMAN MINEK
213 *AN ORDINANCE SUPPORTING AND AUTHORIZING THE SUBMISSION OF AN APPLICATION TO*
214 *THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR THE 2019 LAND & WATER*
215 *CONSERVATION FUND GRANT PROGRAM TO PROVIDE FINANCIAL ASSISTANCE FOR THE*
216 *RECONSTRUCTION OF A PUBLIC RESTROOM AT BAIN PARK AND AUTHORIZING THE MAYOR*
217 *TO ACCEPT ANY AWARDED GRANT FUNDS AND FILE ALL DOCUMENTS AND EXECUTE ALL*
218 *AGREEMENTS NECESSARY TO RECEIVE AND ADMINISTER ANY AWARDED GRANT FUNDS AND*
219 *DECLARING AN EMERGENCY*
220 THE CHAIR asked for any further discussion before passage. No Discussion.
221 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Motion carried, Ordinance 18-50 passes.
222 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo and T. Smith
223
224 RESOLUTION NO. 18-17
225 REQUESTED BY: MAYOR EILEEN ANN PATTON
226 SPONSORED BY: COUNCILMAN WOJNAR
227 CO-SPONSORED BY: COUNCILMAN MINEK
228 *A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT THE FUNDS DONATED BY GIANT*
229 *EAGLE FOR THE SENIOR CENTER TO PROVIDE TRANSPORTATION SERVICES AND DECLARING*
230 *AN EMERGENCY*
231 THE CHAIR asked for any further discussion before passage. No Discussion.
232 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Motion carried, Resolution 18-17 passes.
233 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo and T. Smith
234
235 RESOLUTION 18-18
236 REQUESTED BY: SENIOR LIFE DIRECTOR, REGINA SILLASEN
237 SPONSORED BY: COUNCILMAN WOJNAR
238 CO-SPONSORED BY: COUNCILMAN MINEK
239 *A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE WESTERN*
240 *RESERVE AREA AGENCY ON AGING TO ACCEPT GRANT FUNDS FROM SAID AGENCY FOR THE*
241 *CITY'S PROGRAMS UNDER THE TITLE III OF THE OLDER AMERICANS ACT OF 1965 (42 USC 35)*
242 *WHICH PROVIDES FUNDING FOR TRANSPORTATION, NUTRITION AND SUPPORT SERVICES*
243 *AND PARTIAL FUNDING FOR SUPPLEMENTAL PROGRAMS THEREUNDER FOR 2019 AND*
244 *DECLARING AN EMERGENCY*
245 THE CHAIR asked for any further discussion before passage. No Discussion.
246 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Motion carried, Resolution 18-18 passes.
247 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo and T. Smith
248

249 **REPORTS AND COMMUNICATION FROM THE MAYOR, DIRECTORS, AND OTHER CITY**
250 **OFFICIALS**

251 MAYOR PATTON announced that the Officer Phil Program would be in town December 11 and 12, and
252 that the Police Department now has a Facebook page for information and updates. She announced that the
253 Fire Department has begun training on the new truck that arrived this week and will go into service on
254 December 7. On Monday, December 10, S.A.F.E. (Safe Air For Everyone) an environmental organization
255 put together by Westside cities who meet with the airport Director and Staff to review activities and
256 concerns at Hopkins Airport, will meet at 2:00pm at the Westlake Recreation Center.

257
258 DIRECTOR LEININGER reported that a previously announced closing for Wooster Road Hill into the
259 Metroparks announced last Friday, was cancelled by CEI and Cleveland Water, and that will be updated
260 as soon as one is provided, and the road will remain open until then. Several businesses at Westgate are
261 making improvements, including Starbucks, Ulta, EarthFare and PetSmart. He also welcomed Wealth
262 Advisors located in the Fairview Corporate Center on Brookpark Road to the city. DIRECTOR
263 LEINIGNER reported that Thomas Lane Development 2 lots left to build and the project should be
264 wrapped up fully in 2019. The Clifford sewer project has been awarded to Fabrizi Trucking and Paving,
265 but will not start until January, though there will be some tree clearing before the holidays. Roadways will
266 remain open through the holidays. Clifford Drive on West 212th and West 220th and between West 227th
267 and West 229th and will be one way going westbound. DIRECTOR LEINGINER announced that there was
268 a pre-bid meeting today at the Gemini Natatorium Roof Replacement Project. The bids will be opened on
269 Friday, December 14 at noon and the results shared shortly thereafter.

270
271 DIRECTOR CINGLE said that the Administration appreciates the passage of Ordinance 18-53, and said
272 that I there is any information needed for the final or temporary appropriations, Ordinances 18-54 or 18-
273 55, prior to next week's committee meeting to let him know.

274
275 DIRECTOR MCGINTY reported that he has been working with Council President Kilbane regarding the
276 sudden and unexpected closing of Workout Anytime, and has met with Prosecutor Castele, Police Chief
277 Upperman and had phone conversations with the Attorney General's Consumer Affairs Office, and is
278 awaiting a response to discuss their ability to assist consumers in obtaining refunds and proper
279 compensation. He said he will continue to advise council as he receives information. DIRECTOR
280 MCGINTY reported that he will be in Columbus in school next week, and unable to attend the committee
281 meeting next Monday.

282
283 ENGINEER MACKAY reported that the 2018 water line and street repair projects are complete, with the
284 exception of a few punch list items still being worked on. Work continues with ODOT to complete plans
285 for the Lorain Road Slide project, to be completed in 2019.

286
287 **PUBLIC SESSION**

288 MR. STEVEN OWENS, RECREATION DIRECTOR – DIRECTOR OWENS thanked Council for their
289 passage of the Recreation legislation for the evening. He said it is reassuring that Council supports the
290 work of the Department, and thanked everyone who attended Winterfest. HE announced upcoming events
291 including the Swim with Santa on December 15, Cookie Baking on December 20 and the New Year's Eve
292 Party on December 31.

293 THE CHAIR asked about maintenance and repairs needed on fitness equipment at the Gemini and
294 availability of towels to members.

295 DIRECTOR OWENS said that he aware of the some of the needed maintenance on equipment and will be
296 working to get those looked at and repaired. He said that towels were ordered over a month ago, and there
297 have been issues getting them delivered. He said that tri-folded towels were being used in the meantime,
298 but that towels looked to have been delivered today and would double-check on that.

299 COUNCILMAN WOJNAR said that there have been several residents that have brought up the issue of
300 the condition of machines, where pins are broken on some, and said he is not sure what it costs to repair
301 them.

302 DIRECTOR OWENS said that he would make this a priority to get this fixed.

303 THE CHAIR thanked Director Owens for the update.

304

305 MS. EVELYN GORCZYNSKI – 20100 Lorain Road – MS. GORCZYNSKI came to ask council to please
306 replant the tree that was recently planted by the bus shelter near the Library near West 213/214. She said
307 that it is cute, and she has fallen in love with it, but you cannot see the bus coming due to the tree.

308 MAYOR PATTON said that the city will look into this.

309

310 THE CHAIR opened the floor for nominations to fill the Ward 4 vacancy.

311 COUNCILMAN MCDONOUGH nominated Sarah Wering to fill the appointment to the Ward 4 vacancy.

312 COUNCILMAN WOJNAR seconded the nomination of Sarah Wering.

313 THE CHAIR closed the nominations with no other nominations offered.

314 THE CHAIR asked the Clerk to call the roll vote on the nomination for Sarah Wering to fill the Ward 4
315 vacancy.

316 ROLL CALL ON APPOINTMENT: Vote: YES-6, NO-0 | Sarah Wering appointed as Ward 4
317 Representative.

318 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo and T. Smith

319

320 **MISCELLANEOUS BUSINESS AND COMMENTS BY MEMBERS OF COUNCIL**

321 COUNCILMAN MCDONOUGH thanked the Service Department for the excellent leaf collection
322 information provided to residents. Many residents appreciate the service and response during challenging
323 weather is greatly appreciated.

324

325 COUNCILMAN MINEK said that the Board of Control met on Wednesday, November 21, 2018 at 10:00
326 am to award the Clifford Drive sewer improvement project. The engineer's estimate was three million,
327 five hundred thousand dollars (\$3,500,000). Three bids were received and the contract was awarded to
328 Fabrizi trucking in the amount of three million, four hundred and sixty two thousand, six hundred and
329 fourteen dollars and ten cents (\$3,462,614.10). Fabrizi has successfully completed several projects in the
330 city previously, with the most recent being the West 214th Street water line replacement.

331

332 COUNCILMAN SMITH thanked Director Owens for Winterfest. He said it was the first one he has been
333 able to attend and he was amazed at the number in attendance and great seeing the community out at the
334 event. COUNCILMAN SMITH thanked Mayor Patton for having him at her Director's meeting this
335 morning, he said it was a great meeting where he could officially meet everyone.

336

337 THE CHAIR thanked Director McGinty for his help with the Workout Anytime situation. He said that he
338 also filed a claim with the Attorney General's Office, as well as a report with the Fairview Police
339 Department today. He hopes that justice can be received for anyone affected by this.

340 THE CHAIR announced that Council held executive sessions on November 12, November 26 and this
341 evening to consider the appointment of a public official. He reported that Council also held an executive
342 session on November 19, 2018 for the purposes of purchase of property for public purposes, or for the
343 sale of property at competitive bidding, if premature disclosure of information would give an unfair
344 competitive or bargaining advantage to a person whose personal, private interest is adverse to the general
345 public interest; and conferences with an attorney for the public body concerning disputes involving the
346 public body that are the subject to pending or imminent court action.

347

348 THE CHAIR entertained a motion to adjourn the regular meeting with no further business.

349 Moved and Seconded.
350 ROLL ON MOTION: Vote: YES-6, NO-0 | Meeting adjourned at 7:43 p.m.
351 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, A. Russo and T. Smith

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356 Michael P. Kilbane, President of Council

Liz L. Westbrooks, Clerk of Council

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360 Eileen Ann Patton, Mayor

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CITY OF FAIRVIEW PARK
ORDINANCE NO. 18-
REQUESTED BY: MAYOR EILEEN ANN PATTON
SPONSORED BY: COUNCILMAN WOJNAR

AN ORDINANCE REPEALING AND REPLACING ORDINANCE 18-30, AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH POMPDENT LLC FOR THE PURCHASE OF THE PROPERTY LOCATED AT 20520 LORAIN ROAD, FAIRVIEW PARK, OHIO, AND DECLARING AN EMERGENCY

WHEREAS, the City of Fairview Park owns the property located at 20520 Lorain Road, Fairview Park, Ohio; and

WHEREAS, PompDent LLC has offered to purchase the property located at 20520 Lorain Road, Fairview Park, Ohio; and

WHEREAS, PompDent LLC intends to build a new building on the property located at 20520 Lorain Road for its business operations; and

WHEREAS, on August 1, 2018, City Council approved Ordinance 18-30 authorizing the Mayor to enter into an Agreement with PompDent LLC for the purchase of the property located at 20520 Lorain Road; and

WHEREAS, as authorized by the Agreement PompDent LLC completed due diligence of the property, including but not limited to engineering and cost analyses to correct unfavorable soil conditions of the property impacting its redevelopment; and,

WHEREAS, as a result of the additional construction costs associated with the unfavorable soil conditions of the property, PompDent LLC has requested the purchase price be reduced from \$85,000 to \$40,000 payable as follows: Five Thousand Dollars (\$5,000.00) as a refundable earnest money payment, Twenty-Five Thousand Dollars (\$25,000.00) to be paid at the time of title transfer, and a Ten Thousand Dollar (\$10,000.00) promissory note to, and to be held by, the City of Fairview Park, which will be forgiven in total if the property is developed and opened for business within one (1) year of the date that title transfers to PompDent LLC; and,

WHEREAS, PompDent LLC has also requested an additional sixty (60) days to obtain all local governmental approvals necessary to construct a new medical office building on the property; and

WHEREAS, it is in the best interest of the City of Fairview Park to sell the property at 20520 Lorain Road to PompDent LLC under the terms and conditions herein.

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

SECTION 1. The Mayor is hereby authorized to enter into an Agreement with PompDent LLC, according to the terms and conditions contained herein, and execute any and all necessary documents for the sale of the land located at 20520 Lorain Road, Fairview Park, Ohio.

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 committee that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 3. That existing Ordinance 18-30 is hereby repealed and replaced with this ordinance.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare and provide for the sale of the subject land in a timely fashion and as soon as possible, 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:
APPROVED:

1st reading:
2nd reading:
3rd reading:

Michael P. Kilbane, President of Council

Eileen Ann Patton, Mayor

Liz L. Westbrooks, Clerk of Council

PURCHASE AGREEMENT

This Purchase Agreement (the "Agreement") is made this ____ day of _____, 2018 at Fairview Park, Cuyahoga County, Ohio by and between PompDent LLC, an Ohio Limited Liability Company with a mailing address of 3368 Vineyard Park, Avon, Ohio 44011 (hereinafter referred to as "Purchaser") and the City of Fairview Park, Ohio, an Ohio municipal corporation, with a mailing address of 20777 Lorain Road, Fairview Park, Ohio 44126 (hereinafter referred to as "Seller").

SECTION 1 - PROPERTY. Purchaser agrees to purchase and the Seller agrees to sell the property located at 20520 Lorain Road, Fairview Park, Ohio, permanent parcel number 323-20-029 (hereinafter the "Property"), including all land, improvements, appurtenant rights, easements, licenses, governmental permits and privileges under the terms and conditions set out in this Agreement.

SECTION 2 - TITLE.

2.1 Deed and Title Evidence. Seller shall furnish a limited warranty deed (the "Deed") conveying to Purchaser marketable title, free and clear from all encumbrances, except restrictions, easements and reservations of record, which do not materially affect the use or value of the property and a lien for real estate taxes (and assessments, if any) not yet payable. Seller shall also provide an Owners' Fee Policy of Title Insurance, for the value of the property in the amount of the purchase price, showing marketable title as aforesaid.

SECTION 3 - ESCROW AND TITLE DOCUMENTS.

3.1 Designation of Escrow Agent. Maximum Title and Escrow Services, or such other title company as may be chosen by mutual agreement of Seller and Purchaser, is hereby designated as the "Escrow Agent" in connection with this transaction. Immediately following the date the Agreement is executed by both parties, Purchaser and Seller shall open an escrow account with the Escrow Agent. This Agreement shall serve as escrow instructions and shall be subject to the usual conditions of acceptance of the Escrow Agent, insofar as the same are not inconsistent with any of the terms hereof.

3.2 Title Commitment. Within fourteen (14) days after the date the Agreement is executed by both parties, Seller and Purchaser shall cause the Escrow Agent to issue to Purchaser a commitment for title insurance in the amount of the value of the property set forth in Section 4.1 below ("Commitment"), setting out the state of title to the Property as of the effective date of the Commitment. The Escrow Agent shall be instructed to deliver a copy of the Commitment to Seller and Purchaser.

3.3 Title Objections. Within five (5) days after receipt of the Commitment, Purchaser will give Seller notice ("Objection Notice") of any matter disclosed in the Commitment which is objectionable to Purchaser, in Purchaser's sole discretion ("Defect"). Seller may, but shall not be obligated to, cure any Defect stated on the Objection Notice. If Seller fails to cure or remove a Defect within thirty (30) days following receipt of the Objection Notice or provides Purchaser with written notice that Seller will not cure or remove a Defect, Purchaser shall have the right, at its sole option, to: (i) waive the Defect which Seller has not removed or cured and accept title to the Property subject to the Defect without reduction in the Purchase Price; (ii) extend the Closing Date and all other dates herein for a period mutually agreed to in order to provide Seller with additional time to cure or remove the Defect and do the work contemplated herein; or (iii) terminate this Agreement. Purchaser's failure to provide written notice to Seller of its election within three (3) days after the earlier of: (i) the end of the thirty (30) day cure period, or (ii) receipt of Seller's written notice that Seller will not cure or remove a Defect; shall be deemed to be Purchaser's intent to terminate this Agreement. In the event of such termination, all funds and documents deposited by Purchaser

into escrow shall be immediately returned to Purchaser and thereupon the parties shall be fully released from all further obligation to the other under this Agreement, except the Seller and Purchaser shall each pay one-half (50%) of the accrued escrow and title charges, if applicable.

SECTION 4 - PURCHASE PRICE.

4.1 Purchase Price. The purchase price is in the amount of Forty Thousand and 00/100 Dollars (\$40,000.00). Subject to and in accordance with the terms and provisions hereof, the Purchase Price shall be payable as follows:

4.1.1 Purchaser shall deposit refundable earnest money (the "Earnest Money Deposit") of Five Thousand and 00/100 Dollars (\$5,000.00) with the Escrow Agent;

4.1.2 Twenty-Five Thousand and 00/100 Dollars (\$25,000.00) to be deposited with the Escrow Agent not less than two (2) days prior to the "Closing" as hereafter defined; and

4.1.3 Ten Thousand and 00/100 Dollars (\$10,000.00) Cognovit Promissory Note (the "Note"), in the form and content as set forth on Exhibit A attached hereto and made a part hereof. The Note shall be forgiven upon Seller's receipt of evidence reasonably satisfactory to Seller that Purchaser has completed construction of an appropriate structure, in full compliance with the applicable rules, regulations, ordinances and laws, for the operation of a business and that such structure has been completed and the business has opened no later than one (1) year from the date of title transfer hereunder. Should Purchaser fail to comply with these conditions on a timely basis, the Note shall be due and payable in accordance with its terms.

SECTION 5 - DUE DILIGENCE PERIOD. Purchaser shall have a period of sixty (60) days (the "Review Period") after the execution of this Agreement to receive, review and inspect all aspects of the Property to Purchaser's sole satisfaction and obtain all local governmental approvals necessary to construct a new medical office building on the property. Seller shall cooperate with Purchaser in its inspection of the Property and provide any and all available documents, records, reports and/or related information relating to the Property to Purchaser as soon as practicable. If Purchaser notifies Seller during the Review Period that Purchaser does not wish to consummate the transaction contemplated herein, for any reason in its sole and absolute discretion, then all earnest money and interest accrued thereon shall be refunded to Purchaser immediately upon delivery of Purchaser's written notice of termination of this Agreement to Seller and Escrow Agent. Seller shall allow Purchaser access to the Property in order for the Purchaser to exercise its inspection rights. Purchaser shall hold Seller harmless and indemnify Seller against any claim, expense or cost of any kind relating to or arising from Purchaser's inspection of the Property, including without limitation, attorney fees; and Purchaser shall promptly repair any damage and restore the Property to its condition prior to Purchaser's inspection.

SECTION 6 - CONDITIONS TO CLOSING.

6.1 Tax Abatement. Purchaser's obligation to close this transaction is conditioned upon the Property being approved for tax abatement on terms reasonably acceptable to Purchaser. Purchaser shall take all steps necessary to apply for tax abatement for the Property and the Parties anticipate that the tax abatement will be considered concurrently with this Agreement. In the event the tax abatement is not granted, Purchaser shall have the right to terminate this Agreement by providing written notice of termination to Seller within seven (7) days of the tax abatement decision.

6.2 Architectural Standards. Seller's obligation to close this transaction is conditioned upon the Purchaser obtaining approval of a building permit to construct a building substantially similar in massing,

architectural style and pattern, material, color, and general aesthetic as that shown on the conceptual drawing attached hereto as Exhibit B. It is the intent of this section and Exhibit B to require architectural design elements that exemplify the Western Reserve area in which the Property is located. Any modifications to the approved building permit following the closing of the Property must be substantially similar to Exhibit B or consistent with the architectural design elements of the Western Reserve area, as reasonably determined by the Seller.

SECTION 7 - CLOSING. Provided that all of the conditions set forth in this Agreement are fully satisfied, performed and/or waived, the closing shall be held promptly following the expiration of the Review Period at the offices of the Escrow Agent, on a date selected by Purchaser and reasonably acceptable to Seller, but in no event shall the closing be later than April 1, 2019 ("Closing"). All funds and documents and any other items required to complete the sale shall be placed in escrow with the Escrow Agent as set forth herein and in no event later than the Closing. The parties agree that time is of the essence of this Agreement.

SECTION 8 - POSSESSION. Seller shall deliver possession to Purchaser on the date of Closing.

SECTION 9 - PRORATIONS AND HOLDBACKS AND ASSESSMENTS. Taxes and assessments, if any, shall be prorated as of the date of filing the deed for record, based on the last available tax duplicate. All tax and assessment proration shall be set forth in a closing statement issued by the Escrow Agent and approved in writing by Purchaser and Seller. Any assessments and taxes, if any, owed as of the date of Closing shall be paid in full by Seller.

SECTION 10 - CLOSING COSTS. At the Closing, Purchaser and Seller shall pay their own respective costs incurred with respect to the consummation of the purchase and sale of the Property as contemplated herein, including, without limitation, attorneys' fees. Notwithstanding the foregoing, Purchaser shall pay at closing: one-half of the cost of the Owner's Fee Policy of Title Insurance, the cost of recording the Deed, and one-half the escrow or closing fee. Seller shall pay at closing: the cost of the Commitment, one-half of the cost of the Owner's Fee Policy of Title Insurance, all applicable transfer taxes, and one-half of the escrow fee or closing fee.

SECTION 11 - CONDITION OF PROPERTY. Purchaser agrees to accept, and Seller to deliver, possession of the property subject to the following:

NO WARRANTIES/"AS IS, WHERE IS"; "WITH ALL FAULTS". PURCHASER EXPRESSLY ACKNOWLEDGES THAT PURCHASER AND PURCHASER'S AGENTS HAVE MADE, OR WILL HAVE THE OPPORTUNITY, PURSUANT TO THIS AGREEMENT, TO MAKE INDEPENDENT INVESTIGATIONS OF THE PROPERTY, AND HAVE REVIEWED OR WILL REVIEW ALL MATERIALS REGARDING THE CONDITION OF THE PROPERTY WHICH IT DEEMS NECESSARY. SUBJECT TO PURCHASER'S RIGHTS TO TERMINATE THIS AGREEMENT, PURCHASER IS BUYING THE PROPERTY AS AN "AS IS" "WHERE IS" CONDITION. PURCHASER IS OR, AFTER COMPLETION OF SUCH INSPECTION WILL BE, IN ALL RESPECTS, SATISFIED WITH THE PROPERTY, INCLUDING THE PHYSICAL CONDITION THEREOF, AND, EXCEPT AS EXPRESSLY PROVIDED HEREIN, PURCHASER HAS NOT RELIED UPON ANY REPRESENTATION OR WARRANTY MADE BY SELLER IN CONNECTION WITH THE PROPERTY, INCLUDING SPECIFICALLY, WITHOUT LIMITATION, ANY WARRANTY OR REPRESENTATION AS TO THE CONDITION OF THE TOPOGRAPHY, GRADING, CLIMATE, AIR, FLOOD OR MUDSLIDE HAZARDS, WATER RIGHTS, UTILITIES, PRESENT AND FUTURE ZONING, GOVERNMENTAL ENTITLEMENTS AND RESTRICTIONS, SOIL, SUBSOIL, PAINT OR CONTAMINATION OF SOIL OR WATER, ACCESS TO PUBLIC ROADS OR THE PRESENCE OR ABSENCE OF ANY HAZARDOUS MATERIALS. THE FOREGOING AGREEMENT OF

PURCHASER SHALL BE EXTENDED TO AND SHALL BE IN FULL FORCE AND EFFECT AS OF THE CLOSING DATE AND SHALL SURVIVE THE CLOSING DATE. PURCHASER HEREBY DISCLAIMS ANY AND ALL WARRANTIES WITH RESPECT TO THE PROPERTY TO BE SOLD PURSUANT HERETO, INCLUDING WITHOUT LIMITATION, WARRANTIES AS TO QUALITY, HABITABILITY, FITNESS, MERCHANTABILITY AND SUITABILITY FOR ANY PURPOSE. PURCHASER ACKNOWLEDGES THAT PURCHASER'S AGREEMENT HEREUNDER TO PURCHASE THE PROPERTY IN ITS "AS IS" "WHERE IS" CONDITION WAS BARGAINED FOR IN THE PURCHASE PRICE.

SECTION 12 – INFORMATION. As soon as practicable, but in no event later than three (3) business days after the execution of this Agreement, Seller shall deliver to Purchaser copies of the following (i) the current title insurance policy, if available; and (ii) any information relating to environmental conditions with respect to the Property; if any.

SECTION 13 - BINDING CONTRACT - DEFAULT. When this Purchase Agreement is signed by the Purchaser and Seller, it shall constitute a binding contract and the entire Agreement between the parties, their heirs, personal representatives, successors, and assigns. Should Seller fail to perform this Agreement, Purchaser may, in addition to any other available remedies, declare this Agreement null and void and receive a refund of any funds paid. Should Purchaser fail to perform this Agreement, Seller may either: (i) retain the Earnest Money Deposit as liquidated damages, declare this Agreement null and void and receive a refund of any funds paid by Seller and, in such event, Purchase shall be solely responsible for all title costs and any other costs incurred with the Escrow Agent; or (ii) pursue any remedies available at law or equity.

SECTION 14 - MISCELLANEOUS. This Agreement constitutes the entire Agreement of the parties and there are no other oral or written agreements between the parties other than expressly set forth in this written Agreement. This Agreement shall be binding upon and inure to the benefit of all parties hereto and their respective heirs, executors, administrators and assigns. This Agreement shall be interpreted under Ohio law. In the event that any of the provisions of this Agreement is held to be unenforceable or invalid, the validity and enforceability of the remaining provisions, or portions thereof, shall not be affected thereby. This Agreement may be executed in multiple counterparts, each of which shall be deemed an original and all of which shall constitute one Agreement. The parties hereto acknowledge that each participated equally in the negotiation of this Agreement, that each has had an opportunity to obtain independent legal counsel of their choosing and that no court construing this Agreement shall construe it more stringently against one party than against the other, regardless of which party's counsel drafted or participated in the drafting of this Agreement.

SECTION 15 - NOTICES.

15.1 Any notice to be given to Purchaser shall be mailed or delivered in person to:

PompDent LLC
3368 Vineyard Park
Avon, OH 44011

15.2 Any Notice to be given to Seller shall be directed to:

Eileen A. Patton
Mayor
City of Fairview Park
20777 Lorain Road
Fairview Park, Ohio 44126

Copy to:

William McGinty
Law Director
City of Fairview Park
20777 Lorain Road
Fairview Park, Ohio 44126

[Signature pages immediately follow this page; remainder intentionally blank]

IN WITNESS WHEREOF, the parties have set their hands to triplicate originals of this Agreement.

SELLER:

CITY OF FAIRVIEW PARK

Date _____

By: _____
Eileen A. Patton, Mayor

Witness

Witness

This legal document is hereby approved:

Date: _____

By: _____
William McGinty, Director of Law

PURCHASER:

POMPDENT LLC

Date _____

By: _____
Mark Pompeani, Member

Witness

Witness

CITY OF FAIRVIEW PARK
ORDINANCE NO. 18-59
REQUESTED BY: POLICE CHIEF ERICH UPPERMAN
SPONSORED BY: COUNCILMAN MCDONOUGH

AN ORDINANCE AMENDING SECTION 129.01 OF CHAPTER 129 ENTITLED, "POLICE DEPARTMENT" TO INCLUDE AGE ELIGIBILITY REQUIREMENTS FOR ORIGINAL APPOINTMENTS AND DECLARING AN EMERGENCY

WHEREAS, current age eligibility requirements for original appointments to the Fairview Park Police Department are currently limited to candidates who are younger than age 35; and

WHEREAS, the Fairview Park Police Department desires that the age for eligibility be increased to include candidates who are age 40 or younger in hopes of increasing the diversity and experience of the police force and expand its pool of eligible applicants; and

WHEREAS, the Fairview Park Civil Service Commission approved the age eligibility increase at its meeting on November 15, 2018.

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

SECTION 1. That Section 129.01 of the Codified Ordinances of the City of Fairview Park shall be, and is hereby amended as follows:

129.01 COMPOSITION AND ELIGIBILITY AGE

(a) The Police Department shall be composed of a Chief of Police, four Lieutenants of Police, three Sergeants of Police and not more than twenty-one patrol or police officers. (Ord. 06-13. Passed 4-17-06.)

(b) The Police Chief may designate one of the members of the Police Department to serve as Juvenile Public Relations Officer and Crime Prevention Officer. (Ord. 91-101. Passed 12-2-91.)

(c) No person shall be eligible for an original appointment as a police officer unless he/she has attained the age of twenty-one years. No person shall be eligible to have his/her name certified for original appointment to the position of police officer in the City of Fairview Park if such person has reached his/her forty-first birthday on the date of the entrance examination.

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 preservation of the public peace, health, safety and welfare and immediately provide for continued computer maintenance service 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:
APPROVED:

1st reading: 12.03.18
2nd reading:
3rd reading:

Michael P. Kilbane, President of Council

Eileen Ann Patton, Mayor

Liz L. Westbrooks, Clerk of Council

CITY OF FAIRVIEW PARK
ORDINANCE NO. 18-54
ORIGINATED BY: THE FINANCE DEPARTMENT
REQUESTED BY: MAYOR EILEEN ANN PATTON
SPONSORED BY: COUNCILMAN WOJNAR

AN ORDINANCE APPROPRIATING FUNDS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF FAIRVIEW PARK, OHIO FOR THE PERIOD COMMENCING JANUARY 1, 2018 AND ENDING DECEMBER 31, 2018 AND DECLARING AN EMERGENCY

WHEREAS, for the ongoing operation of the municipal government, it is necessary to appropriate funds for the fiscal year 2018.

WHEREAS, Ordinance 18-10A was approved March 20, 2018, and was amended by Ordinance 18-29, which was approved September 18, 2018, and was further amended by Ordinance 18-42, which was approved November 6, 2018, needs to be additionally adjusted to reflect budgetary changes.

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

SECTION 1. To provide for the current expenses and other expenditures of the City of Fairview Park, Ohio for the period commencing January 1, 2018 and ending December 31, 2018 as attached in Exhibit "A."

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 necessary for the daily operation of municipal departments in 2018 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:
APPROVED:

1st reading: 11.19.18
2nd reading: 12.03.18
3rd reading:

Michael P. Kilbane, President of Council

Eileen Ann Patton, Mayor

Liz L. Westbrooks, Clerk of Council

APPROPRIATIONS 2018
(dollars changed in bold)
CITY OF FAIRVIEW PARK

	Temporary Ord #17- 60 (12/18/17)	\$ Adjustment	Annual Ord #18-10A (3/19/18)	\$ Adjustment	Supplemental #1 Ord #18-29 (9/17/18)	\$ Adjustment	Supplemental #2 Ord #18-42 (11/5/18)	\$ Adjustment	Supplemental #3 Ord #18-54
<u>GENERAL FUND</u>									
<u>1110 SECURITY OF PERSONS AND PROPERTY</u>									
PERSONNEL SUBTOTAL	\$757,548.44	\$2,137,316.56	\$2,894,865.00		\$2,894,865.00		\$2,894,865.00	(\$10,000.00)	\$2,884,865.00
OTHER SUBTOTAL	\$41,538.81	\$124,686.80	\$166,225.61		\$166,225.61		\$166,225.61		\$166,225.61
TOTAL SECURITY PERSONS AND PROPERTY	\$799,087.25	\$2,262,003.36	\$3,061,090.61	\$0.00	\$3,061,090.61	\$0.00	\$3,061,090.61	(\$10,000.00)	\$3,051,090.61
<u>1130 FIRE PREVENTION AND CONTROL</u>									
PERSONNEL SUBTOTAL	\$514,508.17	\$1,599,499.89	\$2,114,008.06		\$2,114,008.06		\$2,114,008.06		\$2,114,008.06
OTHER SUBTOTAL	\$18,125.32	\$31,283.96	\$49,409.28		\$49,409.28	\$437.00	\$49,846.28		\$49,846.28
TOTAL FIRE PREVENTION AND CONTROL	\$532,633.49	\$1,630,783.85	\$2,163,417.34	\$0.00	\$2,163,417.34	\$437.00	\$2,163,854.34	\$0.00	\$2,163,854.34
<u>1140 FIRE PROTECTION REGIONAL EMS</u>									
TOTAL FIRE PROTECTION REGIONAL EMS	\$32,287.50	\$97,212.50	\$129,500.00		\$129,500.00		\$129,500.00	\$2,022.02	\$131,522.02
<u>2200 PUBLIC HEALTH</u>									
TOTAL PUBLIC HEALTH	\$462.50	\$912.50	\$1,375.00		\$1,375.00	\$100.00	\$1,475.00	\$0.00	\$1,475.00
<u>3420 BAIN PARK CABIN</u>									
TOTAL BAIN PARK CABIN	\$4,462.50	\$12,722.60	\$17,185.10		\$17,185.10	\$1,340.00	\$18,525.10	\$1,750.00	\$20,275.10
<u>3810 SENIOR LIFE OFFICE</u>									
PERSONNEL SUBTOTAL	\$88,821.87	\$240,554.16	\$329,376.03	(\$100,000.00)	\$229,376.03	(\$8,260.00)	\$221,116.03	(\$15,000.00)	\$206,116.03
OTHER SUBTOTAL	\$8,927.50	\$25,849.18	\$34,776.68		\$34,776.68	\$1,320.00	\$36,096.68	\$3,270.00	\$39,366.68
TOTAL SENIOR LIFE OFFICE	\$97,749.37	\$266,403.34	\$364,152.71	(\$100,000.00)	\$264,152.71	(\$6,940.00)	\$257,212.71	(\$11,730.00)	\$245,482.71
<u>4410 PARKS AND PROPERTY MAINTENANCE</u>									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$875.00	(\$708.01)	\$166.99		\$166.99		\$166.99		\$166.99
TOTAL PARKS AND PROPERTY MAINTENANCE	\$875.00	(\$708.01)	\$166.99	\$0.00	\$166.99	\$0.00	\$166.99	\$0.00	\$166.99
<u>4510 PLANNING & DESIGN COMMISSION</u>									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$706.51	\$2,506.12	\$3,212.63		\$3,212.63	\$350.00	\$3,562.63		\$3,562.63
TOTAL PLANNING COMMISSION	\$706.51	\$2,506.12	\$3,212.63	\$0.00	\$3,212.63	\$350.00	\$3,562.63	\$0.00	\$3,562.63
<u>4520 BUILDING STANDARDS</u>									
PERSONNEL SUBTOTAL	\$81,746.63	\$269,538.40	\$351,285.03		\$351,285.03	\$3,050.00	\$354,335.03		\$354,335.03
OTHER SUBTOTAL	\$3,473.87	\$11,096.46	\$14,570.33		\$14,570.33		\$14,570.33	(\$1,000.00)	\$13,570.33
TOTAL BUILDING STANDARDS	\$85,220.50	\$280,634.86	\$365,855.36	\$0.00	\$365,855.36	\$3,050.00	\$368,905.36	(\$1,000.00)	\$367,905.36

	Temporary Ord #17- 60 (12/18/17)	\$ Adjustment	Annual Ord #18-10A (3/19/18)	\$ Adjustment	Supplemental #1 Ord #18-29 (9/17/18)	\$ Adjustment	Supplemental #2 Ord #18-42 (11/5/18)	\$ Adjustment	Supplemental #3 Ord #18-54
4530 BOARD OF APPEALS									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$242.45	\$814.52	\$1,056.97		\$1,056.97	\$200.00	\$1,256.97		\$1,256.97
TOTAL BOARD OF APPEALS	\$242.45	\$814.52	\$1,056.97	\$0.00	\$1,056.97	\$200.00	\$1,256.97	\$0.00	\$1,256.97
5550 RECYCLING & SOLID WASTE DISPOSAL									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$45,878.29	\$156,433.71	\$202,312.00		\$202,312.00		\$202,312.00		\$202,312.00
TOTAL REFUSE COLLECTION AND DISPOSAL	\$45,878.29	\$156,433.71	\$202,312.00	\$0.00	\$202,312.00	\$0.00	\$202,312.00	\$0.00	\$202,312.00
6120 TRAFFIC SAFETY									
PERSONNEL SUBTOTAL	\$46,033.86	\$132,654.99	\$178,688.85		\$178,688.85		\$178,688.85		\$178,688.85
OTHER SUBTOTAL	\$15,494.02	\$46,297.29	\$61,791.31		\$61,791.31		\$61,791.31	(\$1,000.00)	\$60,791.31
TOTAL TRAFFIC SAFETY	\$61,527.88	\$178,952.28	\$240,480.16	\$0.00	\$240,480.16	\$0.00	\$240,480.16	(\$1,000.00)	\$239,480.16
6800 MOTOR VEHICLE MAINTENANCE									
PERSONNEL SUBTOTAL	\$43,185.47	\$134,154.07	\$177,339.54		\$177,339.54		\$177,339.54		\$177,339.54
OTHER SUBTOTAL	\$53,319.25	\$169,559.76	\$222,879.01		\$222,879.01		\$222,879.01	\$25,200.00	\$248,079.01
TOTAL MOTOR VEHICLE MAINTENANCE	\$96,504.72	\$303,713.83	\$400,218.55	\$0.00	\$400,218.55	\$0.00	\$400,218.55	\$25,200.00	\$425,418.55
7710 MAYOR'S OFFICE									
PERSONNEL SUBTOTAL	\$46,961.70	\$139,389.31	\$186,351.01		\$186,351.01	\$700.00	\$187,051.01		\$187,051.01
OTHER SUBTOTAL	\$3,173.96	\$10,115.04	\$13,289.00		\$13,289.00		\$13,289.00	\$1,450.00	\$14,739.00
TOTAL MAYOR'S OFFICE	\$50,135.66	\$149,504.35	\$199,640.01	\$0.00	\$199,640.01	\$700.00	\$200,340.01	\$1,450.00	\$201,790.01
7711 SERVICE & DEVELOPMENT DIRECTOR'S									
PERSONNEL SUBTOTAL	\$115,274.96	\$283,403.91	\$398,678.87		\$398,678.87		\$398,678.87		\$398,678.87
OTHER SUBTOTAL	\$7,739.50	\$28,155.81	\$35,895.31		\$35,895.31		\$35,895.31	(\$6,000.00)	\$29,895.31
TOTAL SERVICE DIRECTOR'S OFFICE	\$123,014.46	\$311,559.72	\$434,574.18	\$0.00	\$434,574.18	\$0.00	\$434,574.18	(\$6,000.00)	\$428,574.18
7720 FINANCE DEPARTMENT									
PERSONNEL SUBTOTAL	\$63,310.70	\$177,029.43	\$240,340.13		\$240,340.13		\$240,340.13	(\$6,000.00)	\$234,340.13
OTHER SUBTOTAL	\$52,755.00	\$170,925.00	\$223,680.00		\$223,680.00		\$223,680.00	\$30,000.00	\$253,680.00
TOTAL FINANCE DEPARTMENT	\$116,065.70	\$347,954.43	\$464,020.13	\$0.00	\$464,020.13	\$0.00	\$464,020.13	\$24,000.00	\$488,020.13
7730 LEGAL ADMINISTRATION									
PERSONNEL SUBTOTAL	\$40,909.71	\$104,509.77	\$145,419.48		\$145,419.48	\$1,200.00	\$146,619.48		\$146,619.48
OTHER SUBTOTAL	\$1,262.50	\$5,662.50	\$6,925.00		\$6,925.00		\$6,925.00		\$6,925.00
TOTAL LEGAL ADMINISTRATION	\$42,172.21	\$110,172.27	\$152,344.48	\$0.00	\$152,344.48	\$1,200.00	\$153,544.48	\$0.00	\$153,544.48
7740 ENGINEER									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$9,770.39	\$29,288.61	\$39,059.00		\$39,059.00		\$39,059.00		\$39,059.00
TOTAL ENGINEER	\$9,770.39	\$29,288.61	\$39,059.00	\$0.00	\$39,059.00	\$0.00	\$39,059.00	\$0.00	\$39,059.00

	Temporary Ord #17- 60 (12/18/17)	\$ Adjustment	Annual Ord #18-10A (3/19/18)	\$ Adjustment	Supplemental #1 Ord #18-29 (9/17/18)	\$ Adjustment	Supplemental #2 Ord #18-42 (11/5/18)	\$ Adjustment	Supplemental #3 Ord #18-54
<u>7750 MUNICIPAL LANDS AND BUILDING</u>									
PERSONNEL SUBTOTAL	\$64,497.16	\$187,616.76	\$252,113.92		\$252,113.92		\$252,113.92		\$252,113.92
OTHER SUBTOTAL	\$55,511.45	\$173,581.88	\$229,093.33		\$229,093.33		\$229,093.33	\$4,600.00	\$233,693.33
TOTAL MUNICIPAL LANDS AND BUILDING	\$120,008.61	\$361,198.64	\$481,207.25	\$0.00	\$481,207.25	\$0.00	\$481,207.25	\$4,600.00	\$485,807.25
<u>7760 CIVIL SERVICE</u>									
PERSONNEL SUBTOTAL	\$488.98	\$931.40	\$1,420.38		\$1,420.38		\$1,420.38		\$1,420.38
OTHER SUBTOTAL	\$938.75	\$1,261.25	\$2,200.00		\$2,200.00		\$2,200.00		\$2,200.00
TOTAL CIVIL SERVICE	\$1,427.73	\$2,192.65	\$3,620.38	\$0.00	\$3,620.38	\$0.00	\$3,620.38	\$0.00	\$3,620.38
<u>7770 COUNTY DEDUCTIONS AND AUDIT EXAMINERS</u>									
PERSONNEL SUBTOTAL	\$1,397.50	\$154,556.73	\$155,954.23	\$280.01	\$156,234.24		\$156,234.24	\$135,667.62	\$291,901.86
OTHER SUBTOTAL	\$38,641.52	\$135,681.48	\$174,323.00		\$174,323.00		\$174,323.00	\$650.00	\$174,973.00
TOTAL COUNTY DEDUCTIONS AND AUDIT EXAMINERS	\$40,039.02	\$290,238.21	\$330,277.23	\$280.01	\$330,557.24	\$0.00	\$330,557.24	\$136,317.62	\$466,874.86
<u>7780 LEGISLATIVE</u>									
PERSONNEL SUBTOTAL	\$46,574.07	\$136,939.19	\$183,513.26		\$183,513.26		\$183,513.26		\$183,513.26
OTHER SUBTOTAL	\$3,833.92	\$12,650.53	\$16,484.45		\$16,484.45		\$16,484.45		\$16,484.45
TOTAL LEGISLATIVE	\$50,407.99	\$149,589.72	\$199,997.71	\$0.00	\$199,997.71	\$0.00	\$199,997.71	\$0.00	\$199,997.71
<u>7790 OTHER ADMINISTRATIVE</u>									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$265,026.95	\$883,791.69	\$1,148,818.64	\$99,719.99	\$1,248,538.63		\$1,248,538.63	\$93,730.00	\$1,342,268.63
TOTAL OTHER ADMINISTRATIVE	\$265,026.95	\$883,791.69	\$1,148,818.64	\$99,719.99	\$1,248,538.63	\$0.00	\$1,248,538.63	\$93,730.00	\$1,342,268.63
TOTAL GENERAL FUND	\$2,575,706.68	\$7,827,875.75	\$10,403,582.43	\$0.00	\$10,403,582.43	\$437.00	\$10,404,019.43	\$259,339.64	\$10,663,359.07
<u>101 CONTINGENCY RESERVE FUND</u>									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
TOTAL CONTINGENCY RESERVE	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<u>210 STREET CONSTRUC MAINT & REPAIRS</u>									
<u>6610 STREET MAINTENANCE</u>									
PERSONNEL SUBTOTAL	\$177,788.68	\$513,871.20	\$691,659.88		\$691,659.88		\$691,659.88	(\$5,000.00)	\$686,659.88
OTHER SUBTOTAL	\$0.00	\$15,000.00	\$15,000.00		\$15,000.00		\$15,000.00	\$5,000.00	\$20,000.00
TOTAL STREET MAINTENANCE	\$177,788.68	\$528,871.20	\$706,659.88	\$0.00	\$706,659.88	\$0.00	\$706,659.88	\$0.00	\$706,659.88
<u>6620 STREET CLEANING</u>									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
TOTAL STREET CLEANING	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
TOTAL STREET CONSTRUC MAINT RP	\$177,788.68	\$528,871.20	\$706,659.88	\$0.00	\$706,659.88	\$0.00	\$706,659.88	\$0.00	\$706,659.88

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<u>220 STATE HIGHWAY FUND</u>									
<u>6610 STREET MAINTENANCE</u>									
TOTAL STREET MAINTENANCE	\$14,749.07	\$56,249.57	\$70,998.64		\$70,998.64		\$70,998.64		\$70,998.64
<u>6620 STREET CLEANING</u>									
TOTAL STREET CLEANING	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
TOTAL STATE HIGHWAY FUND	\$14,749.07	\$56,249.57	\$70,998.64	\$0.00	\$70,998.64	\$0.00	\$70,998.64	\$0.00	\$70,998.64
<u>230 RECREATION FUND</u>									
PERSONNEL SUBTOTAL	\$375,885.08	\$1,125,937.15	\$1,501,822.23		\$1,501,822.23		\$1,501,822.23	\$27,066.70	\$1,528,888.93
OTHER SUBTOTAL	\$669,346.99	\$2,375,538.97	\$3,044,885.96		\$3,044,885.96		\$3,044,885.96	(\$27,066.70)	\$3,017,819.26
TOTAL RECREATION FUND	\$1,045,232.07	\$3,501,476.12	\$4,546,708.19	\$0.00	\$4,546,708.19	\$0.00	\$4,546,708.19	\$0.00	\$4,546,708.19
<u>231 RECREATION CONSTRUCTION FUND</u>									
TOTAL RECREATION CONSTRUCTION FUND	\$90,000.00	\$56,000.00	\$146,000.00	\$84,333.75	\$230,333.75		\$230,333.75	\$50,000.00	\$280,333.75
<u>240 POLICE AND FIRE PENSION FUND</u>									
PERSONNEL SUBTOTAL	\$254,750.18	\$732,249.82	\$987,000.00		\$987,000.00		\$987,000.00		\$987,000.00
OTHER SUBTOTAL	\$787.79	\$2,612.21	\$3,400.00		\$3,400.00		\$3,400.00	\$200.00	\$3,600.00
TOTAL POLICE AND FIRE PENSION FUND	\$255,537.97	\$734,862.03	\$990,400.00	\$0.00	\$990,400.00	\$0.00	\$990,400.00	\$200.00	\$990,600.00
<u>250 STREET LIGHTING FUND</u>									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$63,292.50	\$204,707.50	\$268,000.00		\$268,000.00		\$268,000.00	\$10,000.00	\$278,000.00
TOTAL STREET LIGHTING FUND	\$63,292.50	\$204,707.50	\$268,000.00	\$0.00	\$268,000.00	\$0.00	\$268,000.00	\$10,000.00	\$278,000.00
<u>255 SOLID WASTE FEE</u>									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$179,946.15	\$562,553.85	\$742,500.00		\$742,500.00	\$19,000.00	\$761,500.00		\$761,500.00
TOTAL SOLID WASTE FEE FUND	\$179,946.15	\$562,553.85	\$742,500.00	\$0.00	\$742,500.00	\$19,000.00	\$761,500.00	\$0.00	\$761,500.00
<u>260 PERMANENT IMPROVEMENT FUND</u>									
TOTAL PERMANENT IMPROVEMENT FUND	\$175,000.00	\$387,126.52	\$562,126.52	\$485,000.00	\$1,047,126.52	\$130,616.67	\$1,177,743.19	(\$180,000.00)	\$997,743.19
<u>270 FIRE OPERATING LEVY FUND</u>									
PERSONNEL SUBTOTAL	\$91,398.75	\$200,331.96	\$291,730.71		\$291,730.71		\$291,730.71	\$5,600.45	\$297,331.16
OTHER SUBTOTAL	\$23,693.62	\$22,919.22	\$46,612.84		\$46,612.84		\$46,612.84		\$46,612.84
TOTAL FIRE OPERATING LEVY FUND	\$115,092.37	\$223,251.18	\$338,343.55	\$0.00	\$338,343.55	\$0.00	\$338,343.55	\$5,600.45	\$343,944.00
<u>285 FEMA GRANT FUND</u>									
TOTAL FEMA GRANT FUND	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00

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<u>290 FEDERAL GRANTS FUND</u>									
TOTAL FEDERAL GRANTS FUND	\$0.00	\$80,000.00	\$80,000.00		\$80,000.00		\$80,000.00		\$80,000.00
<u>295 STATE GRANT FUND</u>									
TOTAL STATE GRANT FUND	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
<u>300 BOND RETIREMENT FUND</u>									
TOTAL BOND RETIREMENT FUND	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
<u>500 WATER REIMBURSEMENT FUND</u>									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$10,000.00	\$40,000.00	\$50,000.00		\$50,000.00		\$50,000.00	(\$20,000.00)	\$30,000.00
TOTAL WATER REIMBURSEMENT FUND	\$10,000.00	\$40,000.00	\$50,000.00	\$0.00	\$50,000.00	\$0.00	\$50,000.00	(\$20,000.00)	\$30,000.00
<u>510 FAIRVIEW PARK SANITARY SEWER FUND</u>									
PERSONNEL SUBTOTAL	\$79,819.24	\$301,221.48	\$381,040.72		\$381,040.72		\$381,040.72		\$381,040.72
OTHER SUBTOTAL	\$500,000.00	\$5,873,375.17	\$6,373,375.17		\$6,373,375.17		\$6,373,375.17		\$6,373,375.17
TOTAL FAIRVIEW PARK SANITARY SEWER FUND	\$579,819.24	\$6,174,596.65	\$6,754,415.89	\$0.00	\$6,754,415.89	\$0.00	\$6,754,415.89	\$0.00	\$6,754,415.89
<u>550 WATER LINE RECONDITIONING</u>									
TOTAL WATER LINE RECONDITIONING FUND	\$100,000.00	\$192,804.94	\$292,804.94		\$292,804.94		\$292,804.94	\$287,045.92	\$579,850.86
<u>611 SPECIAL HOLD ACCOUNT</u>									
PERSONNEL SUBTOTAL	\$1,766.39	(\$1,766.39)	\$0.00	\$100,000.00	\$100,000.00		\$100,000.00		\$100,000.00
OTHER SUBTOTAL	\$100,000.00	\$62,998.88	\$162,998.88		\$162,998.88		\$162,998.88		\$162,998.88
TOTAL SPECIAL HOLD ACCOUNT	\$101,766.39	\$61,232.49	\$162,998.88	\$100,000.00	\$262,998.88	\$0.00	\$262,998.88	\$0.00	\$262,998.88
<u>709 REDEVELOPMENT FUND</u>									
TOTAL REDEVELOPMENT FUND	\$200,000.00	\$0.00	\$200,000.00		\$200,000.00		\$200,000.00		\$200,000.00
<u>710 SENIOR CENTER CONST FUND</u>									
TOTAL SENIOR CENTER CONST FUND	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
<u>711 BAIN PARK RESTORATION</u>									
TOTAL BAIN PARK RESTORATION	\$10,000.00	\$9,460.00	\$19,460.00		\$19,460.00		\$19,460.00		\$19,460.00
<u>713 STATE BLDG ASSESSMENT</u>									
TOTAL STATE BLDG ASSESSMENT	\$1,093.78	\$3,283.02	\$4,376.80		\$4,376.80		\$4,376.80	\$949.03	\$5,325.83

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714 LAW ENFORCEMENT TRUST FUND									
TOTAL LAW ENFORCEMENT TRUST FUND	\$2,750.00	\$8,700.00	\$11,450.00		\$11,450.00		\$11,450.00		\$11,450.00
715 D.U.I. EDUCATE FUND									
TOTAL D.U.I. EDUCATE FUND	\$625.00	\$5,375.00	\$6,000.00		\$6,000.00		\$6,000.00		\$6,000.00
716 P.O.P.A.S. FUND									
PERSONNEL SUBTOTAL	\$10,000.00	\$68,617.50	\$78,617.50		\$78,617.50		\$78,617.50	(\$800.00)	\$77,817.50
OTHER SUBTOTAL	\$5,000.00	\$27,000.00	\$32,000.00		\$32,000.00		\$32,000.00	\$800.00	\$32,800.00
TOTAL P.O.P.A.S. FUND	\$15,000.00	\$95,617.50	\$110,617.50	\$0.00	\$110,617.50	\$0.00	\$110,617.50	\$0.00	\$110,617.50
731 HEALTH INS RESERVE FUND									
PERSONNEL SUBTOTAL	\$355,532.29	\$1,000,776.71	\$1,356,309.00		\$1,356,309.00		\$1,356,309.00		\$1,356,309.00
OTHER SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
TOTAL HEALTH INS RESERVE FUND	\$355,532.29	\$1,000,776.71	\$1,356,309.00	\$0.00	\$1,356,309.00	\$0.00	\$1,356,309.00	\$0.00	\$1,356,309.00
732 EMPLOYEE SECT 125M									
PERSONNEL SUBTOTAL	\$5,000.00	\$6,320.33	\$11,320.33		\$11,320.33		\$11,320.33		\$11,320.33
OTHER SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
TOTAL EMPLOYEE SECT 125M	\$5,000.00	\$6,320.33	\$11,320.33	\$0.00	\$11,320.33	\$0.00	\$11,320.33	\$0.00	\$11,320.33
741 CABLE TV FRANCHISE FEE									
TOTAL CABLE TV FRANCHISE FEE	\$0.00	\$0.00	\$0.00	\$235,000.00	\$235,000.00		\$235,000.00		\$235,000.00
750 JUVENILE DIVERSION PROGRAM									
PERSONNEL SUBTOTAL	\$0.00	\$1,731.75	\$1,731.75		\$1,731.75		\$1,731.75		\$1,731.75
OTHER SUBTOTAL	\$500.00	(\$300.00)	\$200.00		\$200.00		\$200.00		\$200.00
TOTAL JUVENILE DIVERSION PROGRAM	\$500.00	\$1,431.75	\$1,931.75	\$0.00	\$1,931.75	\$0.00	\$1,931.75	\$0.00	\$1,931.75
751 DARE FUND									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$200.00	(\$200.00)	\$0.00		\$0.00		\$0.00		\$0.00
TOTAL DARE FUND	\$200.00	(\$200.00)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
752 GRADE DEPOSITS									
TOTAL GRADE DEPOSITS	\$3,967.97	\$6,468.21	\$10,436.18		\$10,436.18	\$5,000.00	\$15,436.18	\$3,562.94	\$18,999.12
753 STREET CLEANING DEPOSITS									
TOTAL STREET CLEANING DEPOSITS	\$625.00	\$2,625.00	\$3,250.00		\$3,250.00	(\$2,000.00)	\$1,250.00	\$3,000.00	\$4,250.00
754 STREET OPENING DEPOSITS									
TOTAL STREET OPENING DEPOSITS	\$812.50	\$3,437.50	\$4,250.00		\$4,250.00	(\$250.00)	\$4,000.00		\$4,000.00

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757 REZONING-DEPOSITS									
TOTAL REZONING-DEPOSITS	\$281.11	\$1,343.33	\$1,624.44		\$1,624.44	(\$500.00)	\$1,124.44		\$1,124.44
758 ARCHITECT DEPOSITS									
TOTAL ARCHITECT DEPOSITS	\$3,500.00	\$2,918.47	\$6,418.47		\$6,418.47	\$5,500.00	\$11,918.47	\$7,082.86	\$19,001.33
761 SENIOR LIFE DONATIONS									
TOTAL SENIOR LIFE DONATIONS	\$5,000.00	\$10,430.23	\$15,430.23		\$15,430.23		\$15,430.23		\$15,430.23
772 CEMETERY RESTORATION FUND									
TOTAL CEMETERY RESTORATION FUND	\$500.00	\$2,225.00	\$2,725.00		\$2,725.00		\$2,725.00		\$2,725.00
781 EMER MEDICAL SERV COLLECTION									
PERSONNEL SUBTOTAL	\$79,898.10	\$242,726.57	\$322,624.67		\$322,624.67		\$322,624.67	\$5,510.60	\$328,135.27
OTHER SUBTOTAL	\$7,500.00	\$95,200.00	\$102,700.00		\$102,700.00		\$102,700.00	(\$15,000.00)	\$87,700.00
TOTAL EMER MEDICAL SERV COLLECTION	\$87,398.10	\$337,926.57	\$425,324.67	\$0.00	\$425,324.67	\$0.00	\$425,324.67	(\$9,489.40)	\$415,835.27
790 SURVEY SAN/STORM SEWER									
TOTAL SURVEY SAN/STORM SEWER	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
811 CAPITAL PROJECTS FUND									
TOTAL CAPITAL PROJECTS FUND	\$250,000.00	\$1,566,286.70	\$1,816,286.70		\$1,816,286.70		\$1,816,286.70		\$1,816,286.70
TOTAL ALL FUNDS	\$6,426,716.87	\$23,696,033.12	\$30,122,749.99	\$904,333.75	\$31,027,083.74	\$157,803.67	\$31,184,887.41	\$417,291.44	\$31,602,178.85

Number revised 03/13/2018

2018 SCHEDULED TRANSFERS TEMPORARY ORDINANCE #17- 60

FROM	TO	AMOUNT
100	240	\$ 170,000.00
		\$ 170,000.00

2018 SCHEDULED TRANSFERS ORDINANCE 18-42

FROM	TO	AMOUNT
100	240	\$ 750,000.00
100	260	\$ 100,000.00
741	260	\$ 235,000.00
		\$ 1,085,000.00

2018 SCHEDULED ADVANCES ORDINANCE 18-54

FROM	TO	AMOUNT
	100	290 \$ 80,000.00
	100	550 \$ 11,000.00
		\$ 91,000.00

CITY OF FAIRVIEW PARK
ORDINANCE NO. 18-55
ORIGINATED BY: THE FINANCE DEPARTMENT
REQUESTED BY: MAYOR EILEEN PATTON
SPONSORED BY: COUNCILMAN WOJNAR

AN ORDINANCE APPROPRIATING FUNDS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF FAIRVIEW PARK, OHIO FOR THE PERIOD COMMENCING JANUARY 1, 2019 AND ENDING MARCH 31, 2019 AND DECLARING AN EMERGENCY.

WHEREAS, for the ongoing operation of the municipal government, it is necessary to appropriate funds for the first fiscal quarter of 2019; and

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

SECTION 1. To provide for the current expenses and other expenditures of the City of Fairview Park, Ohio, for a period commencing January 1, 2019 and ending March 31, 2019, attached as Exhibit "A."

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 preservation of the public peace, health, safety and welfare and for the further reason that it is necessary for the daily operation of municipal departments in 2019, 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:
APPROVED:

1st reading: 11.19.18
2nd reading: 12.03.18
3rd reading:

Michael P. Kilbane, President of Council

Eileen Ann Patton, Mayor

Liz L. Westbrooks, Clerk of Council

**CITY OF FAIRVIEW PARK
TEMPORARY APPROPRIATIONS 2019**

<u>GENERAL FUND</u>		
<u>1110 SECURITY OF PERSONS AND PROPERTY</u>		
PERSONNEL SUBTOTAL	\$	735,640.58
OTHER SUBTOTAL	\$	41,556.40
TOTAL SECURITY PERSONS AND PROPERTY	\$	777,196.98
<u>1130 FIRE PREVENTION AND CONTROL</u>		
PERSONNEL SUBTOTAL	\$	539,072.06
OTHER SUBTOTAL	\$	12,461.57
TOTAL FIRE PREVENTION AND CONTROL	\$	551,533.63
<u>1140 FIRE PROTECTION REGIONAL EMS</u>		
TOTAL FIRE PROTECTION REGIONAL EMS	\$	32,880.51
<u>2200 PUBLIC HEALTH</u>		
TOTAL PUBLIC HEALTH	\$	368.75
<u>3420 BAIN PARK CABIN</u>		
TOTAL BAIN PARK CABIN	\$	5,068.78
<u>3810 SENIOR LIFE OFFICE</u>		
PERSONNEL SUBTOTAL	\$	52,559.59
OTHER SUBTOTAL	\$	9,841.67
TOTAL SENIOR LIFE OFFICE	\$	62,401.26
<u>4410 PARKS AND PROPERTY MAINTENANCE</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	41.75
TOTAL PARKS AND PROPERTY MAINTENANCE	\$	41.75
<u>4510 PLANNING & DESIGN COMMISSION</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	890.66
TOTAL PLANNING COMMISSION	\$	890.66

<u>4520 BUILDING STANDARDS</u>		
PERSONNEL SUBTOTAL	\$	90,355.43
OTHER SUBTOTAL	\$	3,392.58
TOTAL BUILDING STANDARDS	\$	93,748.02
<u>4530 BOARD OF APPEALS</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	314.24
TOTAL BOARD OF APPEALS	\$	314.24
<u>5550 RECYCLING & SOLID WASTE DISPOSAL</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	50,578.00
TOTAL REFUSE COLLECTION AND DISPOSAL	\$	50,578.00
<u>6120 TRAFFIC SAFETY</u>		
PERSONNEL SUBTOTAL	\$	45,565.66
OTHER SUBTOTAL	\$	15,197.83
TOTAL TRAFFIC SAFETY	\$	60,763.48
<u>6800 MOTOR VEHICLE MAINTENANCE</u>		
PERSONNEL SUBTOTAL	\$	45,221.58
OTHER SUBTOTAL	\$	62,019.75
TOTAL MOTOR VEHICLE MAINTENANCE	\$	107,241.34
<u>7710 MAYOR'S OFFICE</u>		
PERSONNEL SUBTOTAL	\$	47,698.01
OTHER SUBTOTAL	\$	3,684.75
TOTAL MAYOR'S OFFICE	\$	51,382.76
<u>7711 SERVICE & DEVELOPMENT DIRECTOR'S</u>		
PERSONNEL SUBTOTAL	\$	101,663.11
OTHER SUBTOTAL	\$	7,473.83
TOTAL SERVICE DIRECTOR'S OFFICE	\$	109,136.94
<u>7720 FINANCE DEPARTMENT</u>		
PERSONNEL SUBTOTAL	\$	59,756.73
OTHER SUBTOTAL	\$	62,170.00
TOTAL FINANCE DEPARTMENT	\$	121,926.73

<u>7730</u>	<u>LEGAL ADMINISTRATION</u>		
	PERSONNEL SUBTOTAL	\$	37,387.97
	OTHER SUBTOTAL	\$	1,731.25
	TOTAL LEGAL ADMINISTRATION	\$	39,119.22
<u>7740</u>	<u>ENGINEER</u>		
	PERSONNEL SUBTOTAL	\$	-
	OTHER SUBTOTAL	\$	9,960.05
	TOTAL ENGINEER	\$	9,960.05
<u>7750</u>	<u>MUNICIPAL LANDS AND BUILDING</u>		
	PERSONNEL SUBTOTAL	\$	64,289.05
	OTHER SUBTOTAL	\$	58,423.33
	TOTAL MUNICIPAL LANDS AND BUILDING	\$	122,712.38
<u>7760</u>	<u>CIVIL SERVICE</u>		
	PERSONNEL SUBTOTAL	\$	355.10
	OTHER SUBTOTAL	\$	550.00
	TOTAL CIVIL SERVICE	\$	905.10
<u>7770</u>	<u>COUNTY DEDUCTIONS AND AUDIT EXAMINERS</u>		
	PERSONNEL SUBTOTAL	\$	72,975.47
	OTHER SUBTOTAL	\$	43,743.25
	TOTAL COUNTY DEDUCTIONS AND AUDIT EXAMINERS	\$	116,718.72
<u>7780</u>	<u>LEGISLATIVE</u>		
	PERSONNEL SUBTOTAL	\$	46,795.88
	OTHER SUBTOTAL	\$	4,121.11
	TOTAL LEGISLATIVE	\$	50,916.99
<u>7790</u>	<u>OTHER ADMINISTRATIVE</u>		
	PERSONNEL SUBTOTAL	\$	-
	OTHER SUBTOTAL	\$	335,567.16
	TOTAL OTHER ADMINISTRATIVE	\$	335,567.16
	TOTAL GENERAL FUND	\$	2,701,373.41

<u>101 CONTINGENCY RESERVE FUND</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	-
TOTAL CONTINGENCY RESERVE	\$	-
<u>210 STREET CONSTRUC MAINT & REPAIRS</u>		
<u>6610 STREET MAINTENANCE</u>		
PERSONNEL SUBTOTAL	\$	175,098.27
OTHER SUBTOTAL	\$	5,000.00
TOTAL STREET MAINTENANCE	\$	180,098.27
<u>6620 STREET CLEANING</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	-
TOTAL STREET CLEANING	\$	-
TOTAL STREET CONSTRUC MAINT RP	\$	180,098.27
<u>220 STATE HIGHWAY FUND</u>		
<u>6610 STREET MAINTENANCE</u>		
TOTAL STREET MAINTENANCE	\$	40,000.00
<u>6620 STREET CLEANING</u>		
TOTAL STREET CLEANING	\$	-
TOTAL STATE HIGHWAY FUND	\$	40,000.00
<u>230 RECREATION FUND</u>		
PERSONNEL SUBTOTAL	\$	389,866.68
OTHER SUBTOTAL	\$	322,148.58
TOTAL RECREATION FUND	\$	712,015.26
<u>231 RECREATION CONSTRUCTION FUND</u>		
TOTAL RECREATION CONSTRUCTION FUND	\$	70,083.44
<u>240 POLICE AND FIRE PENSION FUND</u>		
PERSONNEL SUBTOTAL	\$	251,685.00
OTHER SUBTOTAL	\$	900.00
TOTAL POLICE AND FIRE PENSION FUND	\$	252,585.00

<u>250 STREET LIGHTING FUND</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	73,275.00
TOTAL STREET LIGHTING FUND	\$	73,275.00
<u>255 SOLID WASTE FEE</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	190,375.00
TOTAL SOLID WASTE FEE FUND	\$	190,375.00
<u>260 PERMANENT IMPROVEMENT FUND</u>		
TOTAL PERMANENT IMPROVEMENT FUND	\$	400,000.00
<u>270 FIRE OPERATING LEVY FUND</u>		
PERSONNEL SUBTOTAL	\$	75,819.45
OTHER SUBTOTAL	\$	11,653.21
TOTAL FIRE OPERATING LEVY FUND	\$	87,472.66
<u>285 FEMA GRANT FUND</u>		
TOTAL FEMA GRANT FUND	\$	-
<u>290 FEDERAL GRANTS FUND</u>		
TOTAL FEDERAL GRANTS FUND	\$	60,000.00
<u>295 STATE GRANT FUND</u>		
TOTAL STATE GRANT FUND	\$	-
<u>300 BOND RETIREMENT FUND</u>		
TOTAL BOND RETIREMENT FUND	\$	-
<u>500 WATER REIMBURSEMENT FUND</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	5,000.00
TOTAL WATER REIMBURSEMENT FUND	\$	5,000.00

<u>510 FAIRVIEW PARK SANITARY SEWER FUND</u>		
PERSONNEL SUBTOTAL	\$	97,165.38
OTHER SUBTOTAL	\$	1,593,343.79
TOTAL FAIRVIEW PARK SANITARY SEWER FUND	\$	1,690,509.18
<u>550 WATER LINE RECONDITIONING</u>		
TOTAL WATER LINE RECONDITIONING FUND	\$	235,000.00
<u>611 SPECIAL HOLD ACCOUNT</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	40,749.72
TOTAL SPECIAL HOLD ACCOUNT	\$	40,749.72
<u>709 REDEVELOPMENT FUND</u>		
TOTAL REDEVELOPMENT FUND	\$	50,000.00
<u>710 SENIOR CENTER CONST FUND</u>		
TOTAL SENIOR CENTER CONST FUND	\$	-
<u>711 BAIN PARK RESTORATION</u>		
TOTAL BAIN PARK RESTORATION	\$	4,865.00
<u>713 STATE BLDG ASSESSMENT</u>		
TOTAL STATE BLDG ASSESSMENT	\$	1,094.20
<u>714 LAW ENFORCEMENT TRUST FUND</u>		
TOTAL LAW ENFORCEMENT TRUST FUND	\$	2,862.50
<u>715 D.U.I. EDUCATE FUND</u>		
TOTAL D.U.I. EDUCATE FUND	\$	1,500.00
<u>716 P.O.P.A.S. FUND</u>		
PERSONNEL SUBTOTAL	\$	20,047.46
OTHER SUBTOTAL	\$	1,133.22
TOTAL P.O.P.A.S. FUND	\$	21,180.68

<u>718 COPS GRANT FUND</u>		
TOTAL COPS GRANT FUND	\$	-
<u>731 HEALTH INS RESERVE FUND</u>		
PERSONNEL SUBTOTAL	\$	339,077.25
OTHER SUBTOTAL	\$	-
TOTAL HEALTH INS RESERVE FUND	\$	339,077.25
<u>732 EMPLOYEE SECT 125M</u>		
PERSONNEL SUBTOTAL	\$	2,830.08
OTHER SUBTOTAL	\$	-
TOTAL EMPLOYEE SECT 125M	\$	2,830.08
<u>741 CABLE TV FRANCHISE FEE</u>		
TOTAL CABLE TV FRANCHISE FEE	\$	-
<u>750 JUVENILE DIVERSION PROGRAM</u>		
PERSONNEL SUBTOTAL	\$	441.60
OTHER SUBTOTAL	\$	50.00
TOTAL JUVENILE DIVERSION PROGRAM FUND	\$	491.60
<u>751 DARE FUND</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	-
TOTAL DARE FUND	\$	-
<u>752 GRADE DEPOSITS</u>		
TOTAL GRADE DEPOSITS	\$	2,215.49
<u>753 STREET CLEANING DEPOSITS</u>		
TOTAL STREET CLEANING DEPOSITS	\$	1,187.50
<u>754 STREET OPENING DEPOSITS</u>		
TOTAL STREET OPENING DEPOSITS	\$	1,000.00

757 REZONING-DEPOSITS

TOTAL REZONING-DEPOSITS \$ 281.11

758 ARCHITECT DEPOSITS

TOTAL ARCHITECT DEPOSITS \$ 1,625.00

761 SENIOR LIFE DONATIONS

TOTAL SENIOR LIFE DONATIONS \$ 2,500.00

772 CEMETERY RESTORATION FUND

TOTAL CEMETERY RESTORATION FUND \$ 300.00

781 EMER MEDICAL SERV COLLECTION

PERSONNEL SUBTOTAL \$ 83,674.49

OTHER SUBTOTAL \$ 17,896.67

TOTAL EMER MEDICAL SERV COLLECTION \$ 101,571.16

790 SURVEY SAN/STORM SEWER

TOTAL SURVEY SAN/STORM SEWER \$ -

811 CAPITAL PROJECTS FUND

TOTAL CAPITAL PROJECTS FUND \$ 398,618.78

TOTAL ALL FUNDS \$ 7,671,737.28

2019 SCHEDULED TRANSFERS

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
General Fund	Police & Fire Pension	\$ 187,500.00
		\$ 187,500.00

CITY OF FAIRVIEW PARK
ORDINANCE NO. 18-56
REQUESTED BY: MAYOR EILEEN ANN PATTON
SPONSORED BY: COUNCILMAN WOJNAR
CO-SPONSORED BY: COUNCILMAN MINEK

AN ORDINANCE ACCEPTING AND APPROVING THE PRE-CONSTRUCTION TAX ABATEMENT APPLICATION OF MARK J. POMPEANI, DDS FOR ELIGIBLE IMPROVEMENTS TO PROPERTY LOCATED AT 20520-40 LORAIN ROAD (PARCEL 323-20-005) AND DECLARING AN EMERGENCY

WHEREAS, pursuant to Ohio Revised Code Section 3735.67 the City has a tax abatement plan in place available to all commercial development within the City which plan is intended to be an incentive to new development within the City; and

WHEREAS, Mark J. Pompeani, DDS, has made application (see attached Exhibit "A") for pre-construction approval of its Tax Abatement request pursuant to said plan for eligible improvements to property located at 20520-40 Lorain Road (Parcel 323-20-005); and

WHEREAS, the City's Community Reinvestment Area Housing Council met on October 16, 2018, and reviewed and approved said applications; and

WHEREAS, by letter of October 17, 2018, David Coleman, Chairman of the City's Community Reinvestment Area Housing Council informed the Mayor and City Council of the action of the City Community Reinvestment Area Housing Council approving said tax abatement request (see attached Exhibit "B").

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 Pre-construction Tax Abatement Application submitted by Mark J. Pompeani, DDS, as approved by the City's Community Reinvestment Area Housing Council the terms of which are One Hundred Percent (100%) Abatement of building improvements for a period of seven (7) years is hereby accepted and approved.

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 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:
APPROVED:

1st reading: 11.19.18
2nd reading: 12.03.18
3rd reading:

Michael P. Kilbane, President of Council

Eileen Ann Patton, Mayor

Liz L. Westbrooks, Clerk of Council

**PRE-CONSTRUCTION APPLICATION
FOR A COMMUNITY REINVESTMENT AREA AGREEMENT
PROVIDING FOR REAL PROPERTY
TAX EXEMPTION FOR COMMERCIAL* PROJECTS**

Please fill out the following application in full. Information provided will be used to determine eligibility for a CRA Agreement providing for real property tax exemption for a commercial project in Fairview Park's Community Reinvestment Area.

- 1. Name of Applicant: MARK J. POMPEANI, DDS FAIRVIEW PARK,
 - 2. Current Address: 22725 FAIRVIEW CENTER DR SUITE 150 OH. 44126
 - 3. Address and Permanent Parcel Number of property ("Project Site") for which exemption is requested: 20520 LORAIN RD
323-20-029
 - 4. Telephone No.: 440-716-7667 CELL: 440-724-7340
 - 5. Nature of Business at Project Site: HEALTHCARE / DENTISTRY
 - 6. Contact Person/Title: MARK J. POMPEANI OWNER / DENTIST
 - 7. Name of Principle Owner(s) and titles: SAME
 - 8. Type of business organization: (i.e. corporation, partnership, etc.)
CORPORATION
 - 9. Does Project involve purchase or lease of property from City pursuant to a Redevelopment Agreement for Redevelopment pursuant to a City Revitalization Plan?
PURCHASE
 - 10. History of Business: AT CURRENT DENTIST HAS BEEN IN PRACTISE 25 YRS.
CURRENT LOCATION SINCE APRIL 2004 - HAVE HAD GROWTH EVERY
 - 11. Is the business seasonal in nature? Yes No YEAR
- If yes, what are the peak months: _____

*Also includes multifamily apartments with four or more units and industrial projects.

APPROVED

12. Project Estimated Employee/Payroll information:

- a. Number of current employees 5 Payroll \$ 300K
- b. Estimated number of new employees 2-3
Estimated Increase in Payroll \$ 60-100K
- c. Estimated total employment when project completed 7-8 FULL TIME TOTAL
Estimated Payroll \$ 400K
- d. Estimated new employment to be realized three years after project completion SEE ABOVE

13. Pre-project market value of existing facility (if any) as determined for local property taxation in most recent tax year.

- a. Real property value \$ _____
- b. Tangible personal property value \$ _____
- c. Inventory value \$ _____

14. Estimated Project and Investment information:

- a. Purchase price of land, and building if any: \$ LAND ONLY: 75,000 -
- b. New building construction: \$ ESTIMATE: 600,000 -
Square footage: 3900 -
- c. Building additions: \$ N/A
Square footage: _____
- d. Improvements to existing building: \$ N/A
- e. Machinery & equipment: \$ 100K
- f. Furniture and fixtures: \$ _____
- g. Increase in inventory: \$ _____

15. Project description (attach additional pages if needed)

CONSTRUCTION of a NEW, FREE STANDING,
OWNER OCCUPIED DENTAL OFFICE. THE NEW FACILITY
WILL ALLOW FOR NEEDED PRACTISE GROWTH INCLUDING THE
ADDITION of a NEW DENTAL ASSOCIATE AND POSSIBLY ADDITION
HYGIENIST.

16. Project involves leasing the facility, Name of Lessee:

N/A

17. Estimated Project commencement date:

OCT - 18

18. Estimated Project completion date:

MAY - 19

19. Please describe any environmental impact that the facility may have or any special needs regarding wastewater treatment. Is the company currently subject to monitoring by the Ohio or Federal EPA?

N/A

20. Please provide, on attached pages, any additional Project information relevant to the City policy factors listed in Section 10 of the City's Guidelines.

21. Does the property owner owe:

a. Any delinquent taxes to the State of Ohio or a political subdivision of the State?

Yes No

b. Any moneys to the State or a state agency for the administration or enforcement of any environmental laws of the State? Yes No

c. Any other moneys to the State, a state agency or a political subdivision of the State that are past due, whether the amounts owed are being contested in a court of law or not?

Yes No

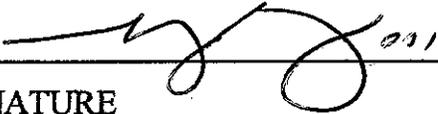
d. If yes to any of the above, please provide details of each instance including but not limited to the location, amounts and/or case identification numbers (add additional sheets if necessary).

Applicant agrees to supply such additional information as may be required by applicable state law if requested by the City, and hereby authorized any such information to be inspected by the city, or if applicable the State or applicable State Agency.

22. **Fees:** Community Reinvestment Area applicants shall be charged a one-time fee of **\$500.00** when a CRA Pre-Construction Application Agreement is submitted.

The applicant agrees to supply additional information upon request. The applicant believes that the information contained in this application is complete and accurate.

BY: MARK J. POMPEANI, DOS
NAME AND TITLE

 8/6/18
SIGNATURE DATE

USE ADDITIONAL PAGES IF REQUIRED TO SUPPLY THE REQUESTED INFORMATION.

ok

REINVESTMENT AREA HOUSING COUNCIL

Meeting of October 16, 2018

PRESENT: Lala, Smith, Coleman, Brindza, Minek.

ABSENT: Pierson and Burger.

Also Present: Walter Maynard, Housing Officer.

Chairman David Coleman called the meeting to order.

APPROVAL OF MINUTES: Councilman Minek moved to approve the Minutes of March 20, 2018. Mr. Brindza seconded the motion. The motion approved by unanimous vote of members present.

REVIEW AND CONSIDERATION OF APPLICATION FOR 20520 Lorain Rd. Parcel 323-20-029, Mark J. Pompeani, DDS, Applicant.

The applicant Dr. Pompeani was present to describe his project. Mr. Maynard stated the plans had been approved last month at Planning and Design and the construction drawings would probably be submitted to building department sometime the following. He also stated the city engineer has a set of engineer drawings including storm water retention and parking areas but the drawing presented at this meeting was the rendering approved by Planning and Design.

Dr. Pompeani introduced himself to the board as the new owner of the property and explained his intentions of building a dentist office on the property. He stated he is running out of room at his current practice and saw this unused land as a good opportunity to expand. He explained he is a general dentist and does some oral surgery and restoring implants and his practice is busy and they need more room. He said his current practice is in Fairview Park on Fairview Center and he wants to stay in Fairview.

Councilman Minek stated the Planning & Design Commission had approved the new construction.

Councilman Smith asked when they would start. Dr. Pompeani said he is ready to start as soon as he is given the go ahead. Mr. Maynard said that they are staying on schedule. He explained that the building department couldn't take in any approved plans until the CRA meeting has taken place.

Councilman Minek moved to approve the request for 7 year, 100% tax abatement for 20520 Lorain Road. Councilman Smith seconded the motion. Motion passed unanimously by members present.

GENERAL BUSINESS:

Mr. Maynard stated that the tax abatement numbers for estimated cost of construction were already at 1.4 million for the year with 26 projects listed. This included 5 townhomes for Riversouth, 5 new homes on Thomas Lane, 8 garages, 7 additions and those are just the applications received back this year.

He stated the city is also expanding commercially as well. Nuevo Acapulco is planned to take over the Stampers building but plans have not been submitted yet. Mr. Coleman asked if they would have to take the pole sign down and Mr. Maynard replied that they would. He said they would probably submit for some sort of ground sign or monument sign but we have nothing in writing yet for the project. Mr. Coleman asked about the parking there. Mr. Maynard replied that there is not much parking there and work will have to be done on the parking lot.

It was discussed that Sides To Go is close to opening but they still have a couple things to work on before they open. Mr. Maynard said the Becker's project has plans in at the building department but there are issues holding it up and the building department only inspected there a few times. He said a Grand Leaning Center just submitted plans and Earth Fare and Star Bucks are both doing a major remodel. He stated the high school/middle school project is coming along and it is inspected a couple times a week. There was a general discussion of other buildings that have been located on the property of the proposed Dentist office.

There being no further business, the meeting was adjourned at 7:20 p.m.

Leanne M. Fuller, Clerk of Commissions

Date



CITY OF FAIRVIEW PARK

20777 Lorain Road
Fairview Park, Ohio 44126-2018

– Established in 1910 –

Eileen Ann Patton, Mayor

October 17, 2018

Michael Kilbane, President
Fairview Park City Council
20777 Lorain Road
Fairview Park, OH 44126

Re: 20520 Lorain Road, Mark J. Pompeani, DDS
Review of pre-construction application for Tax Abatement

Dear Councilman Kilbane:

The Community Reinvestment Area Housing Council for the City of Fairview Park held their meeting on October 16, 2018 and reviewed the application as stated above.

The Council unanimously agreed to recommend that the 20520 Lorain Road Project be abated at 100% for a period of seven (7) years.

Sincerely,

David Coleman, Chairman
Community Reinvestment Area
Housing Council

DC:lf

cc: Mayor Patton
Bill McGinty, Director of Law
Liz Westbrooks, Clerk of Council ✓

CITY OF FAIRVIEW PARK
RESOLUTION NO. 18-19
REQUESTED BY: GREG CINGLE, FINANCE DIRECTOR
SPONSORED BY: COUNCILMAN WOJNAR

A RESOLUTION REQUESTING THE COUNTY FISCAL OFFICER TO ADVANCE TAXES FROM THE PROCEEDS OF TAX LEVIES PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY

WHEREAS, Section 321.34 of the Ohio Revised Code of the State of Ohio provides that any money in the County Treasury in the account of the City of Fairview Park, and lawfully applicable to the purpose of the current year may be drawn upon request.

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

SECTION 1. That the Fiscal Officer of Cuyahoga County be and is hereby requested to draw Warrants and is hereby requested to pay to the Director of Finance of the City of Fairview Park any money in the County Treasury to the account of Fairview Park and lawfully applicable to the purposes of the fiscal year 2019. This request includes advances of special assessments.

SECTION 2. That the Clerk of Council is hereby authorized to furnish a certified copy of this Resolution to the County Fiscal Officer.

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 for the further reason that it is immediately necessary to obtain the above mentioned advances in order to provide for proper financing of the City's obligations, 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.

PASSED:
APPROVED:

1st reading: 11.19.18
2nd reading: 12.03.18
3rd reading:

Michael P. Kilbane, President of Council

Eileen Ann Patton, Mayor

Liz L. Westbrooks, Clerk of Council