

**AGENDA
EUCLID CITY COUNCIL MEETING
MONDAY, NOVEMBER 18, 2013 AT 7:00 PM
EUCLID MUNICIPAL CENTER COUNCIL CHAMBER**

PERMISSIBLE PRELIMINARIES:

FIRST GAVEL

PLEDGE OF ALLEGIANCE

EUCLID CITY COUNCIL MEETING BUSINESS:

SECOND GAVEL

ROLL CALL OF MEMBERS

COMMUNICATIONS:

COUNCIL MINUTES: November 4, 2013

ADMINISTRATION REPORTS & COMMUNICATIONS:

REPORTS & COMMITTEE MINUTES: Police Report – September, 2013
Monthly Finance Report – October 2013
Board of Control: 10/28/13; 11/4/13

COMMITTEE OF THE WHOLE FOR LEGISLATIVE MATTERS ONLY

LEGISLATION

1. An ordinance amending Section 1761.05 “Fees” of the General Offenses Code of the Codified Ordinances of the City of Euclid to create a graduated fee requirement for late registration of rental property. (Sponsored by Mayor Cervenik and Councilperson O’Hare) Ord. (358-13)

Comment: To encourage timely registration of rental units and provide for the needed resources to pursue landlords who do not comply, the late registration fees have been increased.
2. An emergency ordinance amending Ordinance 97-2013 which makes the annual appropriation for all expenditures for the City of Euclid for the period ending December 31, 2013. (Sponsored by Mayor Cervenik by request of Finance Director) Ord. (350-13)
3. An emergency ordinance providing for the schedule of inter-transfer of funds between all funds. (Sponsored by Mayor Cervenik by request of Finance Director) Ord. (351-13)
4. An emergency ordinance authorizing the Mayor, as ex-officio Director of Public Service to enter into a purchase and service agreement with B&C Communications for the purchase and installation of a Zetron Dispatch Console for the Communications Center at a cost not to exceed \$31,000. (Sponsored by Councilperson Jones by request of Police Chief) Ord. (359-13)

Comment: B&C Communications has provided a quote for a replacement dispatch console that will allow the Police Department Communications Center to provide reliable emergency dispatch service. The console will be configured and installed by B&C and is compatible for use in a regional dispatch center should the City determine that a regional center would best serve the community.
5. An emergency ordinance adopting the City of Euclid Cuyahoga Housing Consortium HOME Program Income Commitment Plan dated November 18, 2013 (Attachment A) as permitted by the Cuyahoga Housing Consortium and authorizing the Mayor and/or his designee to take all actions necessary to obligate and expend the HOME funds in accordance with the Plan. (Sponsored by Mayor Cervenik) Ord. (356-13)

Comment: EDCOR's Low-interest Loan Program and the City's Home Rehab – Resale Program are funded by annual awards of federal HOME funds. These programs generate program income as loans are repaid and houses are sold. The City will use \$320,000 in program income for additional home purchase/rehab and resale projects.

6. A resolution approving the Annual Action Plan for the FY 2014 Entitlement Year under the Community Development Block Grant Program of the United States Department of Housing and Urban Development as recommended by the Citizens' Advisory Committee of the City of Euclid and authorizing the Mayor to submit said Annual Action Plan to the United States Department of Housing and Urban Development. (Sponsored by President Holzheimer Gail and Councilperson Scarniench) Res. (357-13)

Comment: The City is expected to receive \$919,000 from the Community Development Block Grant Program in 2014. A Citizen's Advisory Committee has recommended the funding of existing programs, including Storefront Renovation, Home Renovation, Municipal Beautification and Senior Programs. A new Commercial Demolition Program will also be created.

7. An ordinance authorizing the Director of Public Service to enter into a professional services contract with Code Consultation and Plan Review Services for building plan examination for 2014. (Sponsored by Councilperson McLaughlin by request of Service Director) Ord. (352-13)

Comment: Paul Kowalczyk of Code Consultation has provided thorough review of building plans and the turn time has been one to two weeks, far less than the time standard established for this activity. Mr. Kowalczyk is employed by South Euclid and provides similar contract services to 7 other eastside municipalities.

8. An ordinance authorizing the Director of Public Service to enter into a professional services contract with Municipal Building Inspection Solutions, LLC, for the provision of a certified building official and inspection services, as directed by the City, for 2014. (Sponsored by Councilperson McLaughlin by request of Service Director) Ord. (353-13)

Comment: Municipal Building Inspection currently provides our Chief Building Inspector and back-up services that allow the City to maintain a certified Building department. The Service Director has added additional hours to the 2014 contract to provide additional inspection review and coordination with other City departments.

9. An ordinance authorizing the Director of Public Service to appoint a construction manager, advertise for bids and award through Board of Control a contract for the Consolidate SSO Elimination Project, consisting of East 222nd Street storm relief sewer; Crystal Avenue, East 220th Street and Bruce Avenue storm and sanitary sewer improvements; and the East 194th Street SSO elimination project. (Sponsored by Councilperson McLaughlin by request of Service Director) Ord. (354-13)

Comment: The projects being bid and constructed are part of the US EPA consent decree and will be completed over an approximately 3 year period.

10. A resolution of the City of Euclid Council finding that the submerged lands lease area related to the proposed Edgecliff SSO Elimination Project (SSO #28, #33, #37) is not necessary or required for the various uses specified in the Ohio Revised Code Section 1506.11(B) and designating the Mayor of the City of Euclid as the signatory authority to act on behalf of the City of Euclid in all matters related to said submerged lands lease area. (Sponsored by Councilperson McLaughlin by request of Service Director) Res. (355-13)

Comment: Legislation is required for Ohio Department of Natural Resources and US Army Corp of Engineers as prerequisite to completion of headwall project for the Edgecliff SSO elimination project.

Ordinance No.

By – Mayor Cervenik and Councilperson O’Hare

An ordinance amending Section 1761.05 “Fees” of the General Offenses Code of the Codified Ordinances of the City of Euclid to create a graduated fee requirement for late registration of rental property.

WHEREAS, the City of Euclid seeks to protect the public through the inspection and maintenance of residential structures maintained for rental occupancy.

WEREAS, the City of Euclid has found that there is an issue with the expenditure of limited public resources to ensure that property owners and managers are in compliance with acquiring or renewing a Rental License.

WHEREAS, the City of Euclid has found that rental inspections serve to protect the public due to the potential for hazardous code violations.

WHEREAS, the City of Euclid has determined that the current costs associated with rental inspections and rental licenses do not effectively compensate the City of Euclid for the resources expended in the discovery and detection of late or unregistered rental property.

WHEREAS, the City of Euclid has determined that the costs for the discovery and detection of late or unregistered rental properties should be passed on to the unregistered property owner.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That Section 1761.05 of the Building and Housing Code is hereby amended to read as follows:

1761.05 RENTAL LICENSE FEES.

(a) (1) Rental License. An application for a Rental License shall be made on the forms provided by the Housing Department. Original applications are due before the property is occupied by a tenant or potential tenant. An inspector from the Housing Department shall schedule a time to complete a code compliance inspection of the property. The applicant is entitled to one (1) initial inspection and two (2) follow-up compliance inspections. The fees are as follows:

- A. Buildings with Four or More Units. A nonrefundable fee of thirty-five dollars (\$35.00) per unit.
- B. Single, Two and Three Family Homes. A nonrefundable fee of two hundred dollars (\$200.00)
- C. New Construction. A newly constructed property having complied with E.C.O. Section 1703.65 shall have its annual filing fee waived for the first calendar year.
- D. Web Check Credit. The owner or manager shall be provided one credit of thirty-two dollars (\$32.00) per unit, per year, against the annual rental inspection fees of one to three family rental properties if the owner or manager provides verification to the Housing Department that they obtained a WebCheck background check of their tenant(s) through the City of Euclid Police Department or an approved Ohio Attorney General’s Office’s Bureau of Criminal Identification and Investigation WebCheck vendor

(b)(1) Fee Schedule. All Rental Licenses are good for one year subject to the following provisions:

- A. Buildings with Four or More Units. Applications and the associated fee are due on or before January 31st. For original applications or for property maintained or operated as a rental property after January 31st will receive a prorated application fee.
- B. Single, Two and Three Family Homes. Applications and the associated fee are due prior to operating the property as a rental property and thereafter one year from the date of the initial issuance.
- C. New Construction. After the initial application, the renewal shall be determined by section (b)(1)(A) or (b)(1)(B).

(c)(1) Late Fees and Penalties. Failing to file a timely application and fee under subsection (b) of this provision shall result in a late filing fee assessed in addition to the required fees in section (a)(1), as set forth below:

A. Buildings with Four or More Units. A nonrefundable fee of thirty-five dollars (\$35.00).

B. Single, Two and Three Family Homes. A nonrefundable fee of two hundred dollars (\$200.00)

C. Re-inspection or Lock out. Failure to meet with an inspector or allow the inspector access to the structure or any room, unit or secured portion of a structure at the scheduled inspection time shall result in a re-inspection fee of fifty dollars (\$50.00) per additional inspection. The fee shall be paid in full prior to the issuance of a Rental License.

(c)(2) Payment Plan. The Housing Manager shall have the authority to enter into an extended payment plan, including penalty, for unpaid fees greater than thirty (30) days past due.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

BY: Mayor Cervenik (per request of the Finance Director)

AN EMERGENCY ORDINANCE AMENDING ORDINANCE #97-2013 WHICH MAKES THE ANNUAL APPROPRIATION FOR ALL EXPENDITURES FOR THE CITY OF EUCLID FOR THE PERIOD ENDING DECEMBER 31, 2013.

WHEREAS, IN ORDER TO PROVIDE FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF EUCLID, IT IS NECESSARY THAT THE FOLLOWING SUMS OF MONEY, OR AS MUCH THEREOF AS MAY BE AUTHORIZED BY LAW, AS MAY BE NEEDED OR DEEMED NECESSARY TO DEFRAY ALL EXPENSES AND LIABILITIES OF THE CITY, BE APPROPRIATED FOR THE CORPORATE PURPOSES AND OBJECTS OF SAID CITY AS HEREINAFTER SPECIFIED.

WHEREAS, THE SUBJECT MATTER OF THIS ORDINANCE CONSTITUTES AN EMERGENCY IN THAT THE SAME PROVIDES FOR THE PRESERVATION OF THE PUBLIC PEACE, SAFETY AND WELFARE OF THE CITIZENS OF THE CITY OF EUCLID, AND FOR THE DAILY OPERATION OF A MUNICIPAL DEPARTMENT.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF EUCLID, THE STATE OF OHIO.

SECTION 1 : THAT TO PROVIDE FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF EUCLID, OVER A PERIOD ENDING DECEMBER 31, 2013. THE FOLLOWING SUMS BE AND THEY ARE HEREBY SET ASIDE AND APPROPRIATED AS HEREINAFTER SET FORTH.

SECTION 2 : THAT THE EXPENDITURES OF EACH FUND FOR THE CITY OF EUCLID CAN NOT EXCEED THE APPROPRIATION AS AMENDED, FOR THAT FUND.

SECTION 3 : THAT THERE BE AND THERE IS HEREBY APPROPRIATED FROM THE FOLLOWING FUNDS, THE DETAIL OF WHICH IS SHOWN BELOW:

101 GENERAL FUND		PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
101-411	LEGISLATIVE DEPARTMENT	178,840	4,330	183,170
101-412	JUDICIAL DEPARTMENT	816,400	90,179	906,579
101-413	EXECUTIVE DEPARTMENT	312,910	2,800	315,710
101-415	FINANCE DEPARTMENT	859,964	174,050	1,034,014
101-416	LAW DEPARTMENT	461,200	120,100	581,300
101-417	GENERAL GOVT BLDGS & PLANT DEPARTMENT	1,314,760	768,441	2,083,201
101-418	ADMINISTRATION DEPARTMENT	262,450	176,091	438,541
101-419	OTHER DEPARTMENTS	5,021,135	2,406,293	7,427,428
101-421	POLICE DEPARTMENT	11,130,084	229,265	11,359,349
101-422	FIRE DEPARTMENT	8,112,905	74,390	8,187,295
101-423	CORRECTIONS DEPARTMENT	1,063,379	384,332	1,447,711
101-424	PROTECTIVE INSPECTION DEPARTMENT	682,050	151,030	833,080
101-432	SANITATION DEPARTMENT	102,400	2,222,900	2,325,300
101-441	HEALTH DEPARTMENT	45,055	233,813	278,868
101-452	PARKS DEPARTMENT	536,151	25,999	562,150
101-465	CS & ED DEPARTMENT	242,300	4,130	246,430
101-466	ECONOMIC OPPORTUNITY DEPARTMENT	202,520	86,600	289,120
101-471	DEBT PRINCIPAL	0	270,200	270,200
101-472	DEBT INTEREST	0	60,150	60,150
101-491	OPERATING TRANSFERS OUT			
	TO INDIGENT DRIVER - FUND 211		0	
	TO ANIMAL SHELTER - FUND 214		57,100	
	TO STREETS - FUND 220		0	
	TO COMMUNITY TV - FUND 230		65,000	
	TO RECREATION OPERATING - FUND 240		176,000	
	TO SHORE CORP. - FUND 290		0	
	TO PERMANENT IMPROVEMENT - FUND 310		0	
	TO PUBLIC BLDG CONST - FUND 350		0	
	TO EUCLID ENDOWMENT - FUND 370		0	
	TO CREEKS & SEWERS - FUND 512		0	
	TO WORKERS COMP RESERVE - FUND 610		0	
	TO SELF-INSUR. LIABILITY - FUND 630		75,000	
	TO RETIREES' LIFE INSURANCE - FUND 730		16,000	
	TOTAL TRANSFERS OUT			389,100
	TOTAL GENERAL FUND			39,218,696

FUND #	FUND NAME	PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
210	STATE HIGHWAY IMPROVEMENT	0	109,278	109,278
211	INDIGENT DRIVER	0	30,000	30,000
212	COURT COMPUTERIZATION	28,313	77,000	105,313
213	SPECIAL PROJECTS	109,855	19,045	128,900
214	ANIMAL SHELTER	63,030	17,625	80,655
216	NUISANCE ABATEMENT TRANSFER TO GENERAL FUND	0	74,000 110,000	
	TOTAL NUISANCE ABATEMENT FUND			184,000
217	IND DRIVERS INTERLOCK & ALCOHOL MONITORING	0	6,000	6,000
220	STREET CONSTRUCTION, MAINT. & REPAIR	1,174,603	615,069	1,789,672
230	COMMUNITY TELEVISION	69,783	1,200	70,983
240	RECREATION OPERATING	485,099	408,387	893,486
250	COMMUNITY DEVELOPMENT BLOCK GRANT	619,847	680,153	1,300,000
252	NEIGHBORHOOD STABILIZATION PROGRAM	160,264	2,839,736	3,000,000
255	OTHER GRANTS	208,000	1,792,000	2,000,000
280	LAW ENFORCEMENT TRUST	20,650	203,264	223,914
290	SHORE CORPORATION	0	145,708	145,708
291	UNCLAIMED MONIES TRANSFER TO GENERAL FUND	0	11,102 0	
	TOTAL UNCLAIMED MONIES			11,102
310	GENERAL PERMANENT IMPROVEMENT	0	1,300,288	1,300,288
320	RECREATION CAPITAL	89,713	62,210	151,923
330	SIDEWALK REPAIR & REPLACEMENT	0	29,084	29,084
350	PUBLIC BUILDING CONSTRUCTION	0	4,703,167	4,703,167
370	EUCLID ENDOWMENT TRANSFER TO SHORE CORP FUND	0	50,000 117,000	
	TOTAL EUCLID ENDOWMENT FUND			167,000
380	SIMS PARK	0	79,907	79,907
391	BENNINGTON HAMLET T.I.F.	0	69,335	69,335
393	CMP PROPERTIES T.I.F.	0	178,708	178,708
394	HARBOR TOWN T.I.F.	0	153,488	153,488
395	DOWNTOWN DISTRICT-A T.I.F.	0	110,000	110,000
410	BOND RETIREMENT	55,489	9,115,267	9,170,756
510	WASTE WATER TREATMENT OPERATIONS TRANSFER TO CREEKS & SEWERS TRANSFER TO EQUIP. REPLACEMENT	3,912,110	6,208,866 995,000 500,000	
	TOTAL WASTE WATER TREATMENT FUND			11,615,976
511	W.W.T. EQUIPMENT REPLACEMENT	0	750,000	750,000
512	CREEKS & SEWERS	819,846	141,938	961,784
513	TWO MILL SEWER LEVY ADMINISTRATION TRANSFER TO CREEKS & SEWERS	0	0 0	
	TOTAL TWO MILL SEWER LEVY			0

<u>FUND #</u>	<u>FUND NAME</u>	<u>PERSONAL SERVICES</u>	<u>OTHER EXPENDITURES</u>	<u>TOTAL</u>
515	PETERSON TRUNK LINE TRANSFER TO WWT FUND	0	7,881,824 0	
	TOTAL PETERSON TRUNK LINE FUND			7,881,824
516	WATER LINE IMPROVEMENT TRANSFER TO PETERSON TRUNK LINE FUND	0	3,622,566 0	
	TOTAL WATER LINE IMPROVEMENT FUND			3,622,566
560	BRIARDALE GOLF COURSE	0	2,724	2,724
610	WORKERS COMP RESERVE	0	0	0
630	SELF INSURANCE	0	150,000	150,000
730	RETIREEES INSURANCE PAYMENTS	19,200	500	19,700
740	BUILDING DEPOSITS	0	107,584	107,584
750	STREET OPENING	0	40,000	40,000

SECTION 4 : THAT THE DIRECTOR OF FINANCE IS HEREBY AUTHORIZED TO DRAW HIS WARRANTS FROM ANY OF THE FOREGOING APPROPRIATIONS UPON RECEIVING PROPER CERTIFICATES AND VOUCHERS THEREFORE APPROVED BY THE BOARD OF OFFICERS AUTHORIZED BY LAW TO APPROVE THE SAME, OR AN ORDINANCE OR RESOLUTION OF COUNCIL TO MAKE THE EXPENDITURES PROVIDED THAT THE CONTINGENCIES CAN ONLY BE EXTENDED UPON APPROVAL OF TWO-THIRDS VOTE OF COUNCIL FOR ITEMS OF EXPENSE CONSTITUTING A LEGAL OBLIGATION AGAINST THE CITY OF EUCLID AND FOR OTHER THAN THOSE COVERED BY THE OTHER SPECIFIC APPROPRIATIONS MADE HEREIN.

SECTION 5 : THAT ALL APPROPRIATIONS EQUAL TO OUTSTANDING ENCUMBRANCES SHALL AT YEAR END CARRY FORWARD TO THE NEXT SUCCEEDING YEAR, SHALL NOT LAPSE AND THEREFORE, ENCUMBRANCES NEED NOT BE REAPPROPRIATED.

SECTION 6 : THAT 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 OF ANY OF ITS COMMITTEES THAT RESULTED IN SUCH FORMAL ACTIONS, WERE IN MEETINGS OPEN TO THE PUBLIC, IN COMPLIANCE WITH ALL LEGAL REQUIREMENTS INCLUDING SECTION 121.22 OF THE OHIO REVISED CODE.

SECTION 7 : THAT LINE ITEM NUMBER 510, ENTITLED "TRANSFER TO W.W.T. EQUIPMENT REPLACEMENT" SHALL REMAIN AS AMENDED IN SECTION 2 OF ORDINANCE NO. 154-1997, SO THAT IN THIS AND EVERY SUBSEQUENT YEAR AN AMOUNT NOT LESS THAN FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) SHALL BE TRANSFERRED.

SECTION 8 : THAT THE FOLLOWING FUND IS HEREBY AUTHORIZED TO BE CREATED, (NONE FOR 2013) AND THE FOLLOWING FUND IS NO LONGER NEEDED AND IS HEREBY ABOLISHED, 215-OLD WATERLINE

SECTION 9 : THAT THIS ORDINANCE IS HEREBY DECLARED TO BE AN EMERGENCY MEASURE NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE OF THE INHABITANTS OF THE CITY OF EUCLID, AND PROVIDED IT RECEIVES THE TWO-THIRDS VOTE OF ALL MEMBERS OF COUNCIL ELECTED THERETO, SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE AND APPROVAL; OTHERWISE TO BE IN FULL FORCE AND EFFECT FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW.

ATTEST:

CLERK OF COUNCIL

PRESIDENT OF COUNCIL

PASSED :

APPROVED :

Budget Amendment Explanation - November 18th, 2013

<u>Department</u>	<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
Tax Administration	101-415-1514-13-00	Overtime	\$3,000
	101-415-1514-22-01	Medicare	\$44
	101-415-1514-23-01	P.E.R.S.	\$420
Civil Law	101-416-161-33-04	Outside Legal Services	\$23,000
Non-Departmental	101-419-1931-25-00	Unemployment	\$25,000
Housing Inspection	101-424-243-14-00	Unanticipated Retirement	\$12,000
Vital Statistics	101-441-412-80-02	ODH-Vital Statistics	\$660
	101-441-412-80-29	Automation-State	\$2,000
	101-441-412-80-30	Family Violence-State	\$200
Parks	101-452-521-13-00	Overtime	\$5,000
	101-452-521-22-01	Medicare	\$73
	101-452-521-23-01	P.E.R.S.	\$700
Transfer Out	101-491-80-93	Transfer to Recreation Operating	\$8,000
General Fund			\$80,097
Housing Inspection	216-424-243-33-05	Other Professional Services	\$6,000
Nuisance Abatement Fund			\$6,000
Traffic Engineering	220-429-293-61-06	Traffic Signals	\$19,000
Street Maintenance & Cons Fund			\$19,000
Swimming Pools	240-451-5124-41-01	Water/Sewerage Utility	\$8,000
Recreation Operating Fund			\$8,000
Issue 2	510-480-89-45-00	Construction Services	(\$6,800,000)
Waste Water Treatment Fund			(\$6,800,000)

Ordinance No.

By – Mayor Cervenik by request of the Finance Director

An emergency ordinance providing for the schedule of inter-transfer of funds between all funds.

WHEREAS, the Council of the City of Euclid determines that it is in the best interest of the City that fund balance transfers be presented in a separate schedule of inter-fund transfers.; and

WHEREAS, the adoption of separate legislation approving inter-fund transfers is required by the Office of Auditor of State of Ohio. The Council of the City of Euclid determines that this ordinance constitutes an emergency in that the same provides for the preservation of the public peace, safety and welfare of the citizens of the city and for the daily operation of a municipal department.

NOW, THEREFORE, be it ordained by the Council of the city of Euclid, State of Ohio:

Section 1: That the Director of Finance is hereby directed and authorized to make the transfer of funds as listed in the following schedule of inter-fund transfers.

2013 Schedule of Interfund Transfers		
<u>Transfer from Fund</u>	<u>Transfer Amount</u>	<u>Transfer to Fund</u>
General Fund	\$8,000	Recreation Operating

Section 2: That 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 of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, safety and welfare of the citizens of the City of Euclid, and provided it receives the two-thirds vote of all members of Council elected thereto, shall be in full force and effect from after it passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Passed:
Approved:

Mayor

Ordinance No.

By – Councilperson Jones (by request)

An emergency ordinance authorizing the Mayor, as ex-officio Director of Public Service to enter into a purchase and service agreement with B&C Communications for the purchase and installation of a Zetron Dispatch Console for the Communications Center at a cost not to exceed \$31,000.

WHEREAS, the existing equipment at the Communication Center has malfunctioned and replacement parts are difficult to locate; and

WHEERAS, the Departments communications consultant has recommended the Zetron Dispatch Console as equipment that has a high degree of reliability, can be configured and installed at a reasonable price and can be used as part of a regional dispatch system, should Euclid join other eastside communities in a joint dispatch center; and

WHEREAS, the price of the equipment is \$22,630.55 and configuration and installation is \$9,300, and B&C is currently under contract to the City for consulting and repair of communication equipment, and due to the emergency nature of the replacement, competitive bidding is waived.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That the Mayor, as ex-officio Director of Public Safety is authorized to enter into a purchase and service agreement with B&C Communications for the purchase and installation of a Zetron Dispatch Console for the Communications Center at a cost not to exceed \$31,000, and in a form as approved by the Director of Law.

Section 2: The purchase, configuration and installation of the Zetron Dispatch Console is an emergency in that a failure of the current equipment would inhibit the essential activities of the Communication Center, and in that the equipment is below the threshold for competitive bidding and service is being provided by the vendor currently under contract to the City, Council therefore waives competitive bidding.

Section 3: That the funds necessary for this expenditure are to be derived from the General permanent Improvement Fund.

Section 4: That 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, including section 121.22 of the Ohio Revised Code.

Section 5: That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, safety and welfare of the citizens of the City of Euclid, and provided it receives the two-thirds vote of all members of Council elected thereto, shall be in full force and effect from after it passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

Ordinance No.

By – Mayor Cervenik

An emergency ordinance adopting the City of Euclid Cuyahoga Housing Consortium HOME Program Income Commitment Plan dated November 18, 2013 (Attachment A) as permitted by the Cuyahoga Housing Consortium and authorizing the Mayor and/or his designee to take all actions necessary to obligate and expend the HOME funds in accordance with the Plan.

WHEREAS, the City of Euclid is a member of the Cuyahoga Housing Consortium and has entered into a Consortium Agreement authorized by Ordinance Number 78-2008 and amended by Ordinance Number 36-2011; and

WHEREAS, the Consortium Agreement allows the City to create programs for the use of HOME funds for eligible projects; and

WHEREAS, the revised HOME Program Income Commitment Plan is necessary in order to commit and expend funds accumulated through HOME program income; and

WHEREAS, the HOME Program Income Commitment Plan is permitted by the Cuyahoga Housing Consortium as part of a comprehensive approach to addressing Euclid’s housing needs; and

WHEREAS, the subject matter of this ordinance constitutes an emergency measure necessary for the immediate preservation of public peace, property, health, safety and the welfare of the City of Euclid and in order to allocate the available HOME funds to allow timely expenditure in accordance with HUD HOME Program guidelines.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio

Section 1: That the Council of the City of Euclid hereby adopts the City of Euclid Cuyahoga Housing Consortium HOME Program Income Commitment Plan dated November 18, 2013 (Attachment A) as approved by the Cuyahoga Housing Consortium.

Section 2: That the Mayor or his designee shall be authorized to take all actions and enter into all agreements necessary for the obligation and expenditure of the HOME funds in accordance with the HOME Program Income Commitment Plan (Attachment A) including agreements with Cuyahoga County and the Euclid Development Corporation (EDCOR). Such agreements shall be approved in amount and Vendor/Subrecipient by the Board of Control, if required, and shall be substantially in the form as approved by the Director of Law.

Section 3: That 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, including Section 121.22 of the Ohio Revised Code.

Section 4: That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, safety and welfare of the citizens of the City of Euclid, and provided it receives the two-thirds vote of all members of Council elected thereto, shall be in full force and effect from and after its passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

Attachment A

**City of Euclid
Cuyahoga Housing Consortium
HOME Program Income Commitment Plan
November 18, 2013**

1. **CITY OF EUCLID HOUSING PURCHASE/REHABILITATION/RESALE PROGRAM:** Total: \$288,000.00
 - a. Allocation of \$288,000 of \$320,000 from program income collected or expected to be collected through December 31, 2014.

2. **GRANT ADMINISTRATION:** Total: \$32,000.
 - a. Allocation of \$32,000 of \$320,000 from program income collected or expected to be collected through December 31, 2014.

Resolution No.

By: Council President Holzheimer Gail and Councilperson Scarniench

A resolution approving the Annual Action Plan for the FY 2014 Entitlement Year under the Community Development Block Grant Program of the United States Department of Housing and Urban Development as recommended by the Citizens' Advisory Committee of the City of Euclid and authorizing the Mayor to submit said Annual Action Plan to the United States Department of Housing and Urban Development.

WHEREAS, the City of Euclid is expected to receive an allocation of Nine Hundred Nineteen Thousand and 00/100 Dollars (\$919,000.00) from the Community Development Block Grant Program of the United States Department of Housing and Urban Development in fiscal year 2014; and

WHEREAS, the Citizens' Advisory Committee of the City of Euclid, appointed by the Mayor to determine the needs of the community that can be addressed through the Community Development Block Grant Program, has designated programs which relate to those needs and allocated funds to accomplish these programs, and has submitted its recommendations in the form of the Annual Action Plan for the FY 2014 Entitlement Year to the Council and the Mayor's office for final approval; and

WHEREAS, the recommendations of the Citizens' Advisory Committee represent a sincere effort to meet the primary objectives of the Grant; namely, the provision of decent housing, a suitable living environment and expanded economic opportunities, principally for persons of low-and-moderate income; and

WHEREAS, the recommendations of the Citizens' Advisory Committee provide improved planning which coordinates housing assistance and Community Development programs and encourages a comprehensive approach to dealing with urban problems; and

WHEREAS, the Annual Action Plan for the FY 2014 Entitlement Year is consistent with the goals and objectives of the five-year Consolidated Plan developed by the City; and

WHEREAS, the Annual Action Plan for the FY 2014 Entitlement Year reflects a sincere and dedicated effort on the part of the City of Euclid to wisely use available federal funds.

NOW THEREFORE, be it resolved by the Council of the City of Euclid, State of Ohio:

Section 1: That this Council does hereby approve the Annual Action Plan for the FY 2014 Entitlement Year under the Community Development Block Grant Program of the United States Department of Housing and Urban Development and authorizes the Mayor to submit said Annual Action Plan to the United States Department of Housing and Urban Development.

Section 2: That the Mayor is hereby authorized and directed to act in connection with submission of the Annual Action Plan for the FY 2014 Entitlement Year, to provide such additional information as may be required and to enter into any and all agreements necessary to accept and expend funds for the programs contained in the Annual Action Plan for the FY 2014 Entitlement Year, including contracts with the Housing Research and Advocacy Center, the Euclid Development Corporation and Senior Independence with such contracts to be approved in amount and Vendor/Sub-recipient by the City of Euclid Board of Control.

Section 3: A copy of the Annual Action Plan for the FY 2014 Entitlement Year is on file in the office of the City of Euclid Department of Planning and Development.

Section 4: That 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, including Section 121.22 of the Ohio Revised Code.

Section 5: That this resolution shall take immediate effect.

Attest:

Clerk of Council

Passed:

President of Council

Approved:

Mayor

Ordinance No.

By – Councilperson McLaughlin (by request)

An ordinance authorizing the Director of Public Service to enter into a professional services contract with Code Consultation and Plan Review Services for building plan examination for 2014.

WHEREAS, Code Consultation and Plan Review Services has provided building plan examinations for 2013; and

WHEREAS, the Director of Public has found the professional services to be of the highest quality in thoroughness and review time; and

WHEREAS, Code Consultation and Plan Review Services has proposed a delivery schedule and pricing structure that is the same as provided in 2013; and

WHEREAS, the cost for plan review is passed through to the project owner or contractor.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That the Director of Public Service is authorized to enter into a professional services contract with Code Consultation and Plan Review Services for building plan examination for 2014, upon the terms and conditions contained in the proposal on file with the Clerk of Council and in form as approved by the Director of Law.

Section 2: That the funds necessary for this expenditure are to be derived from the General Fund.

Section 3: That 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, including section 121.22 of the Ohio Revised Code.

Section 4: That this ordinance shall be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

CODE CONSULTATION AND PLAN REVIEW SERVICES

October 9, 2013

Lee Bock
Director of Public Service
City of Euclid
585 East 222nd Street
Euclid, OH 44123


RE: 2014 Plan Examination Services

Dear Mr. Bock,

Please accept this proposal for consideration to provide plan examination services for the City of Euclid during the calendar year of 2014. In addition to being certified as a Master Plans Examiner (OBBS #798), I hold my registration as an architect in the State of Ohio and my NCARB certification. Along with my architectural background, I have been the Building Commissioner for the City of South Euclid for over eleven years where I have used my Master Plans Examiner certification to perform both residential and commercial plan examinations for the jurisdiction.

I wish to continue providing these services for the City of Euclid. Please contact me should you have any questions regarding my proposal. Thank you for consideration.

Sincerely,



Paul Kowalczyk, CBO, RA, MPE
Master Plans Examiner

4639 WILBURN DRIVE SOUTH EUCLID, OHIO 44121
216.381.9317 bldgcodereview@gmail.com

CODE CONSULTATION AND PLAN REVIEW SERVICES

Statement of Qualifications

As indicated in my cover letter, I hold various certifications through the Ohio Board of Building Standards and the International Code Council. I have held the position of Building Commissioner for the City of South Euclid for the past eleven years. In addition to my duties as the Building Official, I have performed both residential and commercial plan review. Prior to my position with the City of South Euclid, I practiced commercial and healthcare architecture for more than thirteen years. As the Building Official for my jurisdiction, I understand the need to perform accurate and quick plan reviews. Delays in the plan review process hold up the release of the building permit. Therefore, getting projects underway in a timely manner is critical in bringing revenue into the City.

Approach to Collaboration

Communication between the Building Commissioner and/or designated staff individual and me will be via telephone or email. Upon notification that plans are available for review, I will contact your organization to discuss if any special conditions exist with the project that I need to be aware of. Plans will be picked up and dropped off to the office via a courier. When the plans are returned, they will be accompanied by a plan review record.

Information about Plans Examiner:

1. Years of experience as a Design Professional: I started my career as an architect in 1989 and practiced for 13 years in the field of commercial and healthcare architecture. In 2002, I became the Building Commissioner for the City of South Euclid.

2. Years of experience as a Master Plans Examiner: With my current employment at the City of South Euclid, in addition to my duties as the Building Commissioner, I have been able to provide plans examination for commercial projects since 2008. I also provide plans examination services for the following jurisdictions:

- City of Beachwood
- City of Bedford Heights
- City of Pepper Pike
- City of Richmond Heights
- City of Shaker Heights
- Village of Newburgh Heights
- Village of Walton Hills

4639 WILBURN DRIVE SOUTH EUCLID, OHIO 44121
216.381.9317 bldgcodereview@gmail.com

CODE CONSULTATION AND PLAN REVIEW SERVICES

3. Average turnaround time for plan reviews:

Per the Ohio Building Code Section 107.2.1, all plans must be reviewed within thirty (30) days of submission and approved or an adjudication order must be rendered within that time frame. It is my desire with every plan review that the process is done in a timely fashion within the required time limitation.

The following review times are general for most type of projects. Some project which may be highly detailed or special construction types may take additional review time. If it is anticipated that the review time may exceed these time frames, I will discuss these conditions with the Building Official.

- New home construction 1 week
- Commercial reconstruction 1 ½ to 2 weeks
- New commercial construction 2 to 3 weeks
- Shop drawings 1 week

Upon notification that plans are available for review, I will make arrangements to have the plans picked-up from your office. All costs associated with this service are borne by me.

4. Expedited turnaround time for plan reviews:

I will adjust these times as necessary should a certain schedule dictate a desired timeline. It is not uncommon on larger projects to perform phased approvals for different stages of construction in order to get the construction under way.

Fee Structure:

For my services to the City of Euclid in the capacity of a plans examiner, I would charge a rate of seventy five dollars per hour (\$75.00/hr) for my services. Should the jurisdiction require my attendance on site or appear before the Board of Appeals on an adjudication hearing for a particular project, in addition to my hourly rates listed below, I will also bill my travel time.

Plans Examiner	\$75.00/hr.
Consultation	\$75.00/hr.
Appearance at adjudication hearing	\$75.00/hr. plus travel time

Upon completion of the review, an invoice will be included along with the plan review record. All invoices will be due within thirty (30) days of the date on the invoice.

4639 WILBURN DRIVE SOUTH EUCLID, OHIO 44121
216.381.9317 bldgcodereview@gmail.com

CODE CONSULTATION AND PLAN REVIEW SERVICES

Insurance:

Paul Kowalczyk shall maintain during the term of this agreement general liability insurance naming the City as an additional insured on the policy. A copy of my current policy is enclosed.

Term:

This agreement shall be effective from January 1, 2014 to December 31, 2014. This agreement may be terminated upon thirty (30) day written notice by either party.

Paul Kowalczyk, Code Consultation and Plan Review Services

Signature:

Date:



10/9/13

Printed Name:

PAUL KOWALCZYK

City of Euclid, Ohio

Signature:

Date:

Printed Name:

Ordinance No.

By – Councilperson McLaughlin (by request)

An ordinance authorizing the Director of Public Service to enter into a professional services contract with Municipal Building Inspection Solutions, LLC, for the provision of a certified building official and inspection services, as directed by the City, for 2014.

WHEREAS, Municipal Building Inspection Solutions, LLC, provides service for several communities in the building departments; and

WHEREAS, under Ordinance 6-2013, Municipal Building Inspection Solutions, LLC, currently provides services to the City, including the Chief Building Official; and

WHEREAS, the Director of Public Service has determined that the Chief Building Official will be on-site 3 days per week for a period of 3 hours per day to assist in building code compliance issues and to assist other City departments as requested.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That the Director of Public Service is authorized to enter into a professional services contract with Municipal Building Inspection Solutions, LLC for 2014, upon the terms and conditions contained in the proposal on file with the Clerk of Council and in form as approved by the Director of Law.

Section 2: That the funds necessary for this expenditure are to be derived from the General Fund.

Section 3: That 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, including section 121.22 of the Ohio Revised Code.

Section 4: That this ordinance shall be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

Municipal Building Inspection Solutions, LLC

MBIS

CITY OF EUCLID, OHIO PROFESSIONAL SERVICES AGREEMENT

This Agreement for Professional Services ("Agreement") is entered into by and between the City of Euclid, 585 East 222nd St. Euclid, Ohio 44123 ("City") and Municipal Building Inspection Solutions, LLC, ("MBIS") a Limited Liability Company of the State of Ohio, whose address is 24850 Aurora Rd. Ste. A, Bedford Hts., Ohio 44146. The City and MBIS are individually referred to as a "Party" and may be collectively referenced as the "Parties."

1.0 AGREEMENT

References to MBIS shall include any employees of MBIS, or its independent contractors.

2.0 SERVICES

2.1 Services As directed by and under the supervision of the City's Director of Public Service, MBIS shall provide the City with Chief Building Official (CBO) duties and services.

The CBO will be provided on-site, at the City of Euclid Building Department, for 3 hours per day, 3 days per week. Days shall be determined by mutual agreement by the Parties.

The CBO will be available to answer questions from the City's Building Department staff by phone or email the remaining weekdays.

The CBO will provide, or assist City staff the services required by the Ohio Board of Building Standards, as stated in the Ohio Building Code Sections 104.2.1 Building Official, 104.2.1.1 Applications and Plan Approvals, 104.2.1.2 Orders, 104.2.1.3 Inspections, 104.2.1.4 Records. (see Exhibit A)

It is understood that Section 104.2.1.1.1 Plan Examination by the Building Official and 104.2.1.3 Inspections shall be performed by others. The CBO will coordinate the plans examination and inspection phases of a project with Plans Examiners or Inspectors provided by the City, or by MBIS if supplied as other services.

2.2 Other Services As directed by and under the supervision of the City's Director of Public Service, MBIS shall provide the City with other building and zoning code services as needed. These services shall be billed at the hourly rates shown on Exhibit B. Inspections will be provided at the fee stated in Section 3.2.2.

3.0 FEES

3.1 Commencement of Services. Following execution of this Agreement by both Parties, MBIS shall be authorized to commence performance of the services subject to the requirements and limitations on compensation as provided by this Section 3.0 and its subsections.

3.2 Fee. MBIS shall receive the following for performance of services:

3.2.1 Services of the CBO as stated in Section 2.1 shall be provided for a fee of \$4,300.00 per month.

3.2.2 Inspections of building improvements performed under building permits shall be provided at a cost of \$48.00 per inspection.

3.2.3 Inspections and miscellaneous services other than the services stated in Section 2.1 shall be billed at the hourly rates shown in Exhibit B.

3.3 Payment Processing. MBIS shall submit invoices and requests for payment by the 15th of each month following the month that services are performed. All invoices shall contain sufficient information to account for all MBIS services and/or time. The City shall have thirty (30) days from receipt of the invoice to issue payment to: Municipal Building Inspection Solutions, LLC, 22999 Forbes Rd., Suite B, Oakwood Village, Ohio 44146.

4.0 TERM

This agreement shall be effective from January 1, 2014 to December 31, 2014. This agreement may be terminated in the event of MBIS's non-performance or failure to comply with the terms and conditions of this agreement upon 30 day written notice by the City.

5.0 INSURANCE

5.1 MBIS shall obtain and shall continuously maintain during the term of this Agreement insurance of the kind and in the amounts specified as follows:

5.2 Worker's compensation insurance to cover obligations imposed by applicable law for any employee engaged in the performance of work under this Agreement, and Employer's Liability insurance with minimum limits of one million dollars (\$1,000,000) each accident, one million dollars (\$1,000,000) disease policy limit, and one million dollars (\$1,000,000) disease each employee. Evidence of qualified self-insured status may be substituted for the worker's compensation requirements of this paragraph.

5.3 Commercial general liability insurance with minimum combined single limits of one million dollars (\$1,000,000) each occurrence and two million dollars (\$2,000,000) general aggregate. The policy shall be applicable to all premises and operations. The policy shall include coverage for bodily injury, broad form property damage (including completed operations), personal injury (including coverage for contractual and employee acts), blanket contractual, independent Corporations, an Annual Contract Aggregate Limit endorsement and products and completed operations. The policy shall contain a severability of interest provision, and shall be endorsed to include the Municipality including Architects and Engineers, all elected and appointed officials, all employees and volunteers, boards, commissions and/or authorities and their board members, employees, and volunteers as additional insured.

5.4 Comprehensive Automobile Liability insurance with minimum combined single limits for bodily injury and property damage of not less than of One Million Dollars (\$1,000,000.00) each occurrence with respect to each of MBIS's owned, hired and non-owned vehicles assigned to or used in performance of the Services. The policy shall contain a severability of interest's provision. Such insurance coverage must extend to all levels of subcontractors. Such coverage must include all automotive equipment used in the performance of the Agreement, both on the work site and off the work site, and such coverage shall include non-ownership and hired cars coverage.

5.5 Professional Liability (errors and omissions) insurance with a minimum limit of coverage of Two Million Dollars (\$2,000,000) per claim and annual aggregate. Such policy of insurance shall be obtained and maintained for one (1) year following completion of all Services under this Agreement.

6.0 OWNERSHIP OF DOCUMENTS

Any work product, materials, and documents produced by MBIS pursuant to this Agreement shall be and remains property of the City and MBIS.

7.0 INDEPENDENT CONTRACTOR

MBIS shall perform the Services as an independent contractor and shall not be deemed by virtue of this Agreement to have entered into any partnership, joint venture, employer/employee or other relationship with the City other than as a contracting party and independent contractor. The City shall not be obligated to secure, and shall not provide, any insurance coverage or employment benefits of any kind or type to or for MBIS or MBIS's employees, sub-consultants, contractors, agents, or representatives, including coverage or benefits related but not limited to: local, state, or federal income or other tax contributions; insurance contributions (e.g., FICA); workers' compensation; disability, injury, or health; professional liability insurance, errors and omissions insurance; or retirement account contributions.

THIS AGREEMENT is executed and made effective as provided above.

CONTRACTOR: Municipal Building Inspection Solutions, LLC,

By: _____

Jeffrey J. Filarski, President

Date: _____

City of Euclid, Ohio

By: _____

Lee Bock, Director of Public Service

Date: _____

Section 103**Exhibit A****Certified building departments, personnel, and appeals boards**

<http://www.com.ohio.gov/dico/BBS.aspx>

103.3.7.1

<http://www.com.ohio.gov/dico/BBS.aspx>

<http://www.com.ohio.gov/dico/BBS.aspx>

Refer to division 4101:7 of the Administrative Code for existing relocated building department, building department personnel, and boards of building appeals certification requirements.

Section 104**Duties and responsibilities**

104.1 General. Personnel of building departments and local boards of appeals that have been certified by the board of building standards, pursuant to section 103, shall be responsible for performing the duties described in this section.

104.2 Building department personnel duties and responsibilities. Municipal, township, or county building departments certified by the board shall have personnel qualified to perform the enforcement duties and responsibilities described in this section.

104.2.1 Building official. The building official is responsible for the enforcement of the rules of the board and of Chapters 3781. and 3791. of the Revised Code relating to the construction, arrangement, and the erection of buildings or parts thereof. All building officials shall conduct themselves in a professional, courteous, impartial, responsive, and cooperative manner. The building official shall render interpretations of this code and to adopt policies and procedures in order to clarify the application of its provisions. Such interpretations, policies, and procedures shall be in compliance with the intent and purpose of this code. Building officials shall be responsible to assure that a system is in place to track and audit all projects, to assure that all building department personnel perform their duties in accordance with this section, and for the overall administration of a building department as follows:

104.2.1.1 Applications and plan approvals. The building official shall receive applications, require or cause the submitted construction documents to be examined, ascertain by such examinations whether the construction indicated and described is in accordance with the requirements of this code, and shall issue plan approvals for the construction, erection, alteration, demolition, and moving of buildings and structures.

104.2.1.1.1 Plan examination by the building official. When the building department does not have in its full-time employ a certified master plans examiner, the certified building official shall examine construction documents to determine compliance with the rules of the board if the registered design professional elects to submit construction documents that contain a written certification by the registered design professional indicating conformance with the requirements of the rules of the board and Chapters 3781. and 3791. of the Revised Code.

104.2.1.2 Orders. The building official shall issue all orders in accordance with section 109 to ensure

compliance with this code.

Exhibit A

104.2.1.3 Inspections. If the plans for the erection, construction, repair, alteration, relocating, or equipment of a building are subject to inspection by the building official, under section 108, the building official shall cause to be made such inspections, investigations, and determinations as are necessary to determine whether or not the work which has been performed and the installations which have been made are in conformity with the approved construction documents.

Exception: Special inspections required under section 1704.

104.2.1.4 Department records. The building official shall keep official records of applications received, certificates of plan approval issued, notices and orders issued, certificates of occupancy, and other such records required by the rules of the board of building standards. Such information shall be retained in the official permanent record for each project. One set of approved construction documents shall be retained by the building official for a period of not less than one hundred eighty days from date of completion of the permitted work, or as required by document retention regulations.

104.2.1.5 Department reports. The building official shall be responsible for the submission of reports and any requested special information to the board of building standards as required in section 103.2.6. Failure to submit these reports as required by rule or by special request or inquiry of the board of building standards may be grounds for board action as described in section 103.3.10.

104.2.2 Plans Examiners. A plans examiner is responsible for the examination of construction documents in accordance with section 107, within the limits of their certification, to determine compliance with the rules of the board. All plan examiners shall effectively communicate the results of their plan review as designated by the building official. A plans examiner shall conduct themselves in a professional, courteous, impartial, responsive, and cooperative manner.

104.2.2.1 Master plans examiner. A master plans examiner is responsible for the examination of all types of construction documents to determine compliance with the rules of the board, except when the building official examines the construction documents pursuant to section 104.2.1.1.1.

104.2.2.1.1 Master plans examiner trainee. A master plans examiner trainee is responsible for the examination of all types of construction documents to determine compliance with the rules of the board under the direct supervision of an individual holding a master plans examiner certification.

104.2.2.1.2 Electrical plans examiner. An electrical plans examiner is responsible for the examination of construction documents related to electrical systems to determine compliance with the rules of the board.

If the department does not have in its employ or under contract persons holding the electrical plans examiner certification, then the examination of the construction documents for compliance with the electrical provisions of the code shall be done by the master plans examiner.

104.2.2.1.3 Plumbing plans examiner. A plumbing plans examiner is responsible for the examination of construction documents related to plumbing systems to determine compliance with the rules of the board.

If the department does not have in its employ or under contract persons holding the plumbing plans examiner certification, then the examination of the construction documents for compliance with the

EXHIBIT B

Classification	Hourly Rate
Chief Building Official	\$85
Plans Examiner	\$95
Residential Building Inspector	\$70
Commercial Building Inspector	\$75
Zoning/Housing Inspector	\$60
Permit Technician	\$45

Ordinance No.

By –Councilperson McLaughlin (by request)

An ordinance authorizing the Director of Public Service to appoint a construction manager, advertise for bids and award through Board of Control a contract for the Consolidate SSO Elimination Project, consisting of East 222nd Street storm relief sewer; Crystal Avenue, East 220th Street and Bruce Avenue storm and sanitary sewer improvements; and the East 194th Street SSO elimination project.

WHEREAS, by Ordinance 148-2012, the Council of the City of Euclid authorized the Mayor to designate a project and construction manager for the combined project and CT Consultants was designated as the project engineer; and

WHEREAS, CT Consultants is designated as the project Construction Manager; and

WHEREAS, the Director of Public Service, through the project engineer, has determined the probable cost of design and construction to be 7.57 million dollars; and

WHEREAS, project costs will be derived from a WPCLF loan, State Issue 1 loan and the Peterson Fund.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That CT Consultants is designated as the project Construction Manager.

Section 2: That the Director of Public Service is authorized to advertise for bids and award through Board of Control a contract for the Consolidate SSO Elimination Project, consisting of East 222nd Street storm relief sewer; Crystal Avenue, East 220th Street and Bruce Avenue storm and sanitary sewer improvements; and the East 194th Street SSO elimination project in an amount not to exceed the engineer's estimate.

Section 3: That the funds necessary for this expenditure are to be derived from a WPCLF loan, State Issue 1 loan and the Peterson Fund.

Section 4: That 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, including section 121.22 of the Ohio Revised Code.

Section 5: That this ordinance shall be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

Resolution No.

By – Councilperson McLaughlin (by request)

A resolution of the City of Euclid Council finding that the submerged lands lease area related to the proposed Edgecliff SSO Elimination Project (SSO #28, #33, #37) is not necessary or required for the various uses specified in the Ohio Revised Code Section 1506.11(B) and designating the Mayor of the City of Euclid as the signatory authority to act on behalf of the City of Euclid in all matters related to said submerged lands lease area.

WHEREAS, the Ohio Revised Code (ORC) Section 1506.11(B) specifies that a local authority, the City of Euclid, hereinafter referred to as the “City”, shall provide a resolution or ordinance enacted by the City finding that the proposed project, hereinafter referred to as the “Edgecliff SSO Elimination Project (SSO #28, #33, #37)”, and submerged lands lease area “is not necessary or required for the construction, maintenance, or operation by the municipal corporation, county, or port authority of breakwaters, piers, docks, wharves, bulkheads, connecting ways, water terminal facilities, and improvements and marginal highways in aid of navigation and water commerce and that the land uses specified in the application comply with regulation of permissible land use under a waterfront plan of the local authority”; and

WHEREAS, the City wishes to comply with ORC Section 1506.11(B) in so specifying the required language in a resolution of the City; and

WHEREAS, the City wishes to designate the Mayor of the City of Euclid as the signatory authority to act on behalf of the City in all matters related to said submerged lands lease area;

NOW, THEREFORE, be it resolved by the Council of the City of Euclid, State of Ohio:

Section 1: That the City finds that the proposed project, hereinafter referred to as the “Edgecliff SSO Elimination Project (SSO #28, #33, #37)”, and submerged lands lease area is not necessary or required for the construction, maintenance, or operation by the municipal corporation, county, or port authority of breakwaters, piers, docks, wharves, bulkheads, connecting ways, water terminal facilities, and improvements and marginal highways in aid of navigation and water commerce and that the land uses specified in the application comply with regulation of permissible land use under a waterfront plan of the local authority.

Section 2: That the City hereby designates the Mayor of the City of Euclid as the signatory authority to act on behalf of the City in all matters related to said submerged lands lease area.

Section 3: That this resolution shall be considered as written proof of the signatory’s authority to act on behalf of the City of Euclid in all matters related to said submerged lands lease area.

Section 4: That the Clerk of this Council is hereby authorized and directed to certify a copy of this resolution to the Ohio Department of Natural Resources, as such may be required by ORC Section 1506.11(B) or other requirements of law or regulations related to the submerged lands lease area.

Section 5: That 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, including Section 121.22 of the Ohio Revised Code.

Section 6: That this resolution shall take immediate effect.

Attest:

Clerk of Council

Passed:

President of Council

Approved:

Mayor