VILLAGE OF OAKWOOD
FINANCE MEETING
January 24, 2023
AGENDA
6:00 pm

1. Call meeting to order
2. Pledge of Allegiance
3. Roll Call

Mayor	~ Gary V. Gottschalk
Law Director	~ Jim Climer
Finance Director	~ Brian Thompson
Council President	~ Johnnie A. Warren
Council At Large	~ Elaine Y. Gaither
Councilperson Ward 1	~ Chris Callender
Councilperson Ward 2	~ Eloise Hardin
Councilperson Ward 3	~ Paggie Matlock
Councilperson Ward 4	~ Mary Davis
Councilperson Ward 5	~ Candace Williams

Finance Department &
Budget Updates

Adjournment

VILLAGE OF OAKWOOD
COUNCIL MEETING
January 24, 2023
7:00 p.m.
AGENDA

1. **Call Meeting to Order**
2. **Pledge of Allegiance**
3. **Roll Call**

Council President	Johnnie A. Warren	Mayor	Gary V. Gottschalk
Council-At-Large	Elaine Y. Gaither	Law	James Climer
Ward 1 Councilperson	Chris C. Callender	Finance	Brian L. Thompson
Ward 2 Councilperson	Eloise Hardin	Service	Tom Haba
Ward 3 Councilperson	Paggie Matlock	Fire	Dave Tapp
Ward 4 Councilperson	Mary Davis	Police	Mark Garratt
Ward 5 Councilperson	Candace S. Williams	Building	Daniel Marinucci
		Engineer	Ed Hren
		Recreation	Carlean Perez

4. **MINUTES –**

Motion to approve the minutes for the December 30, 2022, Special Council Meeting
Motion to approve the minutes for the January 10, 2023, Regular Council Meeting

5. **Clerk Correspondence**

6. **Departmental Reports**

MAYOR-GARY GOTTSCHALK
LAW-JAMES CLIMER
FINANCE-BRIAN THOMPSON
SERVICE-TOM HABA
ENGINEER-ED HREN
FIRE-DAVE TAPP
BUILDING-DANIEL MARINUCCI
HOUSING INSPECTOR – N / A
POLICE-MARK GARRATT
RECREATION-CARLEAN PEREZ

7. **Floor Open for Comments from Village Residents** on meeting agenda and comments in general *Village residents, please state your name, address, and the subject you wish to discuss for the record. Please limit your comments to* ***five (5) minutes.*** *Thank you!* ***Please sign-in to speak***

8. **Legislation**

ORD 2022-74 Introduced by Mayor & Council as a whole 3rd Reading	AN EMERGENCY ORDINANCE AMENDING ORDINANCE 2022-25 AS AMENDED MAKING APPROPRIATIONS FOR CURRENT EXPENSES OF THE VILLAGE OF OAKWOOD DURING THE FISCAL YEAR ENDING DECEMBER 31, 2022, AND MAKING NECESSARY TRANSFERS AND ADDITIONAL APPROPRIATIONS
ORD 2023-1 Introduced by Mayor & Council as a whole 2nd Reading	AN AMENDED ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH CAROLOS GERALDO RANGEL GONZALEZ AND SANDRA LUZ MEJIA ALCANTARA TO SELL VILLAGE LAND DESIGNATED OF THE RECORD OF THE CUYAHOGA COUNTY FISCAL OFFICER AS PERMANENT PARCEL NO. 795-04-016 AND 795-04-017

9. **Adjournment**

VILLAGE OF OAKWOOD
WORK SESSION
AGENDA
January 23, 2023

1. Call Meeting to order

2. Discussion by Mayor and Department Heads of matters to be brought to the attention of Council if present.

3. Questions of Mayor and Department Heads concerning Legislation or potential Legislation to be considered at future Council meetings.

4. Discussion of items of draft Legislation or potential Legislation to be considered at future Council meetings.

Legislation: Fiscal Officers Certificate Present

Ord 2021-WS-05 Introduced 1-29-2021 by Mayor & Council as a whole 2021-09 Moved to WS 2-23-21	AN ORDINANCE AUTHORIZING THE ESTABLISHMENT OF AN EXTERIOR HOME REPAIR ASSISTANCE PROGRAM FOR SINGLE FAMILY PROPERTIES LOCATED IN THE VILLAGE
Ord 2021-WS-26 Moved to WS 10/26/2021 Ord 2021-70 w/ Planning	AN ORDINANCE ENACTING REGULATIONS OF ELECTRONIC DIGITAL BILLBOARD SIGNS LOCATED IN THE VILLAGE OF OAKWOOD
Ord 2021-WS-27 Moved to WS 10/26/2021 Ord 2021-71 w/ Planning	AN AMENDED ORDINANCE ENACTING SEVERAL CHANGES TO OAKWOOD VILLAGE CODIFIED ORDINANCES RELATED TO THE REGULATIONS OF SIGNS LOCATED WITHIN OAKWOOD VILLAGE
Ord 2022-WS-4 Introduced 5/10/2022	AN EMERGENCY ORDINANCE REAFFIRMING THE PROHIBITIONS AGAINST DISCHARGING, IGNIGHTING OR EXPLODING FIREWORKS IN THE VILLAGE OF OAKWOOD AS SET FORTH IN CHAPTER 1519 OF THE CODIFIED ORDINANCES OF THE VILLAGE NOTWITHSTANDING THE PROVISIONS OF H.B.172

Municipal Complex	Hardin
Disaster Recovery Plan	Hardin
Human Resources	Hardin
Five Year Plan	Hardin

5. Matters Deemed Appropriate

6. Adjournment

VILLAGE OF OAKWOOD
SPECIAL COUNCIL MEETING MINUTES
December 30, 2022

ATTENDED
Johnnie Warren President
Elaine Gaither Council at Large
Chris Callender-Ward 1
Eloise Hardin-Ward 2
Paggie Matlock-Ward 3
Mary Davis-Ward 4

Gary Gottschalk- Mayor
Brian Thompson-Finance

ABSENT
Candace Williams-Ward 5

Ed Hren-Engineer
Carlean Perez-Recreation
John Freeman-Police
Jim Climer- Law Director
David Tapp-Fire
Daniel Marinucci-Building

Meeting opened approximately 7:44pm by Warren
Pledge of Allegiance and attendance taken.

ORD 2022-66 Introduced by Mayor & Council as a whole 3rd Reading	AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE MADE TO BENEFIT THOSE PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENTS THEREON TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING THE REFLECTIONS PROPERTIES, LLC, MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS, AND DECLARING AN EMERGENCY

MOTION TO ADOPT by Hardin; Seconded by Callender
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis
MOTION PASSED

ORD 2022-67 Introduced by Mayor & Council as whole 3rd Reading	AN EMERGENCY ORDINANCE DETERMINING THE PERIOD OF TAX EXEMPTION FOR AN IMPROVEMENT TO REAL PROPERTY OWNED BY REFLECTIONS PROPERTIES, LLC, LOCATED IN OAKWOOD COMMUNITY REINVESTMENT AREA NO. 1

MOTION TO ADOPT by Gaither; Seconded by Callender
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis
MOTION PASSED

ORD 2022-68 Introduced by Mayor & Council as a whole 3rd Reading	AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE MADE TO BENEFIT THOSE PARCELS, REQUIRING THE OWNER OF THE IMPROVEMENTS THEREON TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING THE 7800 MEDUSA, LLC, MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS, AND DECLARING AN EMERGENCY

MOTION TO ADOPT by Hardin; Seconded by Davis
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis
MOTION PASSED

ORD 2022-69 Introduced by Mayor & Council as a whole 3rd Reading	AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE MADE TO BENEFIT THOSE PARCELS, REQUIRING THE OWNER OF THE IMPROVEMENTS THEREON TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES ESTABLISHING THE EMEK INVESTMENTS, LLC, MUNICIPAL PUBLIC IMPROVEMENTS TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS, AND DECLARING AN EMERGENCY

MOTION TO ADOPT by Gaither; Seconded by Hardin
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis
MOTION PASSED

ORD 2022-70 Introduced by Mayor & Council as a whole 3rd Reading	AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE MADE TO BENEFIT THOSE PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENTS THEREON TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING THE EXCHANGERIGHT NET-LEASE PORTFOLIO 52 DST MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS, REPEALING 2021-87 AND DECLARING AN EMERGENCY

MOTION TO ADOPT by Gaither; Seconded by Hardin
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis
MOTION PASSED

ORD 2022-71 Introduced by Mayor & Council as a whole 3rd Reading	AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE MADE TO BENEFIT THOSE PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENTS THEREON TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING THE WMO MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS, REPEALING ORDINANCE 2022-32 AND DECLARING AN EMERGENCY

MOTION TO ADOPT by Davis; Seconded by Gaither
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis
MOTION PASSED

ORD 2022-72 Introduced by Mayor & Council as a whole 3rd Reading	AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE MADE TO BENEIFT THOSE PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENTS THEREON TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING THE C2OW LLC, MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS, REPEALING ORDINANCE 2021-84 AND DECLARING AN EMERGENCY

MOTION TO ADOPT by Matlock; Seconded by Gaither
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis
MOTION PASSED

ORD 2022-73 Introduced by Mayor & Council as a whole 3rd Reading	AN EMERGENCY ORDINANCE DETERMINING THE PERIOD OF TAX EXEMPTION FOR AN IMPROVEMENT TO REAL PROPERTY OWNED BY C2OW, LLC, LOCATED IN OAKWOOD COMMUNITY INVESTMENT AREA NO. 1 AND REPEALING ORDINANCE 2021-83

MOTION TO ADOPT by Gaither; Seconded by Callender
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis
MOTION PASSED

ORD 2022-74 Introduced by Mayor & Council as a whole 1st Reading	AN EMERGENCY ORDINANCE AMENDING ORDINANCE 2022-25 AS AMENDED MAKING APPROPRIATIONS FOR CURRENT EXPENSES OF THE VILLAGE OF OAKWOOD DURING THE FISCAL YEAR ENDING DECEMBER 31, 2022, AND MAKING NECESSARY TRANSFERS AND ADDITIONAL APPROPRIATIONS

MOVED TO 2ND READING

ORD 2022-75 Introduced by Mayor & Council as a whole 1st Reading	AN EMERGENCY ORDINANCE TO MAKE TEMPORARY APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF OAKWOOD, OHIO FOR THE YEAR 2023

MOTION TO SUSPEND by Callender; Seconded by Davis
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis
MOTION TO ADOPT by Gaither; Seconded by Matlock
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis
MOTIONS PASSED

MOTION TO ADJOURN by Gaither; Seconded by Callender
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis
MEETING ADJOURNED @ 7:56pm

Adopted _____

_____
Christine Morgan, Clerk of Council

_____
Johnnie A Warren, President of Council

VILLAGE OF OAKWOOD
COUNCIL MEETING MINUTES
January 10, 2023

ATTENDED

Johnnie Warren-President
Elaine Gaither-Council at Large
Chris Callender-Ward 1
Eloise Hardin-Ward 2
Paggie Matlock-Ward 3 (late)
Mary Davis-Ward 4
Candace Williams-Ward 5

Tom Haba-Service
Mark Garratt-Police
Brian Thompson-Finance
Jim Climer- Law Director (by phone)
Gary Gottschalk- Mayor (Late)
Brian DiRoco-Fire
Daniel Marinucci-Building

ABSENT

Ed Hren-Engineer
Carlean Perez-Recreation

Meeting opened approximately 7:04 by Warren
Pledge of Allegiance and attendance taken.
Agenda taken out of order. Minutes follows agenda.

Motion to approve the minutes of the 12/21/2022 Finance meeting by Gaither; Seconded by Callender
VOTE YES: Callender **VOTE NO**: Warren, Gaither, Davis **ABSTAINED**: Hardin, Williams
Motion to approve the minutes of the 12/27/2022 Finance meeting by Gaither; Seconded by Callender
VOTE NO: Warren, Gaither, Callender, Hardin, Davis **ABSTAINED**: Williams
Motion to approve the minutes of the 12/27/2022 Council meeting by Gaither; Seconded by Davis
VOTE YES: Warren, Gaither, Callender, Hardin, Davis, Williams
Motion to approve the minutes of the 12/30/2022 Finance meeting by Gaither; Seconded by Davis
VOTE NO: Warren, Gaither, Callender, Hardin, Davis **ABSTAINED**: Williams
****Motion to approve the minutes from the 12/30/2022 Special meeting by Davis; Seconded by Gaither**
VOTE NO: Warren, Gaither, Callender, Hardin, Davis **ABSTAINED**: Williams
****(Will be resubmitted as this vote was incorrect and needs amended)**

***Clerk Correspondence-Morgan*:** None

Department Reports:

Finance-Thompson: Nothing much to report. I have one piece on tonight seeking your approval for some year end information to turn into the county. **Warren:** Would you further explain why.... **(Directed to Ms. Davis)** This is a reconciliation. This isn't the regular 2023 budget. This is the budget from last year where he did the changes and everything and the adjustments on the lines.

Service-Haba: Like I mentioned, we have been lucky not to have a lot of snow this year. We did do driveways Christmas Eve. This is the first year. We have had contractors in the past and sometimes the guys get overtime to finish them up. I have no contractor this year. I couldn't get any. We have 2 part time people doing them, their first time out. These are trucks and are pretty good job. We had 2,3,4 inches and it was really cold and it wasn't going to go away quickly. It went okay as we did some of it ourselves and they did some. A gentleman came in Sunday morning again to finish up. The snow we have coming in on Friday is 2-6 inches, if we get 3-4 inches, we won't do driveways because it will be sunny later in the day Saturday and Sunday, then in the 40s Monday and Tuesday. We will play it by ear, but I think it will be okay. MLK day, trash will be one day late and that will be the last time it will be one day late until Memorial Day. **Davis:** Do you know when we will get the new schedules from WM.... **Haba**: Because there is a mistake from July 4th and later, he said it will be the first 3rd of the year.

Police-Garratt: I just wanted to go over the new animal control. I asked them for a new contract (see attached). We are working under our old contract. In future legislation, we will put a vote to it. I wanted you to have time to review it. We have been going back and forth with the state applying for grants like we always do. They have a first responder wellness grant under the recruitment, retention and resilience program from Governor DeWine's office. We were awarded part of the grant so far. There is a second phase to it, and I will give you more details as it comes up. We were awarded around $9k to $10k to start. The next one should be pretty big. We are one of about 12 agencies in the county. Davis: Were you planning on using that for one thing or is it already.... **Garratt**: They pretty much have to be used in certain categories. So, as we go through it, they are going to point us in the right direction on where they want the money used and we will follow the proper procedures. **Davis**: I hate to go back but can I ask you a question about the animal.... **Garratt:** Sure. **Davis**: Is this the same company we have always used? **Garratt**: Yes. **Davis**: Because we heard a few complaints about this person, and we want to know what you have heard or not.... **Garratt:** It hasn't come to my office any complaints on them. I know they do so many free callouts for our residents which if you look at the regular service calls, we get 25 per month right now. They are going to reduce that to 15 on the new contract. The top contract is the current one we are working on and the bottom that's highlighted is the one that we are going to be working on. Like I said, I haven't gotten any complaints in my office. They are right here in town. They have always answered our calls and done a good job for us. Usually what happens, if a resident calls, they have a problem with pest animals, we will give them permission to do it. They will call the city hall, or the police department and we will acknowledge and let them do it so the money is being tracked. We have a working knowledge of what they are doing. They're limited to a certain amount of trappings. We can't send them all year all the time. Isolated incidents like bears and foxes. **Williams**: Do we have a different contract from February.... **Garratt:** Nope. That is the one we are working under. Even though it was expired, that is the one we are working under. **Williams**: Oh, so we just kept going with this one (mentioned at the beginning of his report). **Garratt:** Right. That is why I wanted to get on them and I want them to make it last a few years so we can lock into pricing. He has 2 years in the new one. Pepperidge Kennels does work Shaker Heights, Cleveland Heights. They are really the game in town. **Davis**: If this was approved, does he have a signed contract, or we just get.... **Garratt**: We do it in legislation (mentioned at the beginning of his report) and that is how we have done it in the past.

Fire-Dirocco: Over at the fire department, we have hired 3 new firefighters in the past 2 weeks, and one is an OV resident which is good to see. We had a really busy end to 2022 and a lot of that was caused by the weather and that cold snap we had causing water lines to break and sprinkler problems. Fire prevention worked along with them, and we got all the repairs made. Everything is back up and running. It continues to be a busy fire season besides here in OV. We have been mutually to Bedford and Solon recently. Nobody was hurt, just property damage. Before this meeting Ms. Hardin was asking me about the recent news of the NFL player that collapsed on the field (speaking of Buffalo Bills Damar Hamlin's cardiac arrest) brought CPR and the importance of CPR to the attention of a lot of people. We have offered once before to teach CPR to the residents, and I told her that offer still stands. I am one of the instructors. She asked how best to accomplish this, and I said it's best to start with somebody like the council. If we can get some momentum with all of you, if you haven't been trained. If you have been trained in the past, it's a good refresher. We can move on to residents and the senior center as she recommended. The goal is going to be to roll this out in the next 30-60 days. The next question is going to be how to ring all of you in for a day when you could. It's about 2 hours out of your time to do it correctly. Training in CPR and you have the AED that was purchased which is a very important piece of machinery, but you have to be comfortable with it in order to use it. That is the goal. I will probably work with somebody here at city hall to work out a day, an evening or a weekend where you guys can spare a couple of hours. **Warren**: Maybe you could look at your schedule and propose a time to us. Then you can have everything arranged to how you want to do it. We can confirm. And in the future, if we extend it, then you have a schedule and you can have people sign up. **Gaither**: In the past, the fire department has allowed others to come into that training. **Dirocco**: We have had businesses to reach out. Ed Hren contacted last fall to train people at CVE. They felt it was important to teach everybody. So, we had 4 trainings there and I had 10 people in each class. About 6-12 people is ideal. I will get you some dates (**dates were emailed to all council members by Council Clerk on 1/12/2023**). **Gaither:** The 3 people have come on, are they all part time? (All members of OVFD have been part time). **Dirocco**: All part-time. All fire fighters and paramedics. **Davis**: Did we lose 3 people? **Dirocco**: One guy went to Euclid, and they have a rule that if you work full time in Euclid, you can't work part time at another department. Another guy just hung it up. No increase. Just replacing some spots.

Building-Marinucci: Today we issued a demolition permit on that Columbus Road house that is going to be torn down. Everyone is aware of this. There is an existing well that is not capped. I do not know the intent, but we will not allow it to be a vacant lot with an uncapped well. The owner may build on it and I believe they could tie into the city utilities and

use that well for personal use. That is in the court system. **Davis**: Will that property be OV property.... **Marinucci:** No that is the owner's property. **Davis**: The owner's pay for the demolition? **Marinucci**: Yes. We have nothing to do with it except we brought them to court. **Williams**: Did you get the Clerk's forwarded message from the internet. The property on Wright that is being sold, they said they have been trying to reach you. **Marinucci**: Council, I don't write the rules. You have to file ordinances and when these real estate agents start calling you because they have a sale that they want to sell without doing all the proper procedure, we tell them. That particular piece of property may be condemned. It may not be condemned. We laid it all out. We need the POS. They refuse to get the POS. They are not going to transfer the property until they comply. What's going on is they call the department; we tell them what has to be done. They don't want to hear it, then they call the administration up and they try to get it superseded. We're not. They are going to have to get the POS. We are getting hit with so many LLCs and I believe it's this one that the owner won't give us his name. We don't have a telephone number. He sends an agent in. We have no documentation of ownership so it's falling through the cracks. The building department standpoint is we are getting killed. I spent all day today getting calls from title agencies wanting to close tomorrow. They don't have a POS because the owner is refusing to get the POS, but they have a buyer. The Booker property, I'm condemning if it's not done right. We have an existing owner that comes in that says they have done all this work all these years. The property is unsafe. There are no permits on it and some LLC without any information wants to put a coat of paint on it and rent it out. I'm not allowing it. These are the phone calls you're getting. That Wright property is one and that Booker property is two. And there is more. **Williams**: Well, it would be helpful for me. They sent a communication and then she (the Clerk) forwarded it. If you just send us an email telling us what is going on.... **Marinucci**: You know something, it's another step in the process. The process is this.... **Warren**: It's the process.... **Marinucci**: Just tell them to call the building department. We tell them what needs to go on and they don't like it. **Warren:** But what she is asking.... **Williams**: Well, if they are saying that you're not responding, I don't know that you are responding until you say 'hey, we are responding and here's what's going on...' so I know that something is happening. I don't know what I don't know. **Warren**: So, what the request is, we want to get a copy.... First of all, send a copy of the regulations or what the requirements are is something you would give to a homeowner. Do you have it written down the procedures? Do you have letter with the procedures. **Marinucci**: No. **Warren:** Then what we need to do first, is get something like that to verify procedure for that type of situation. And the other thing, and she is absolutely right, we want a response. So, you need to respond to the council clerk, and she can forward that response to councilperson Williams. Then it's documented that it has been addressed and the person knows what they need to know at that point. **Marinucci**: It's just another step in the process. **Warren**: It will be a lot easier once you have whoever you assign to do a.... **Marinucci**: It will be Aaron. **Warren**: ...of the thing that needs to be done and at that point, all you have to do is forward to the council clerk who can forward to the council member who can give it to the developer, or it can be a reply all and that developer will get it as well as the council clerk. **Marinucci**: You know, we are understaffed ***inaudible-Warren, Marinucci, Mayor* Mayor**: You heard me. **Warren**: What does that mean to me? **Mayor:** We are not encouraging LLCs in these houses, period. **Warren**: You are not going to create a list of the procedures that are necessary to sell a house. **Mayor**: Fine. We are not going to be like 40% of the homes in Bedford that are already rented out. It's not happening here. We are not going to be soft on these LLCs. **Warren:** That's not the issue. **Mayor**: The issue is, stuff is piling up over in the building department. **Williams**: That is not the issue here. **Marinucci**: Members of council, I hear you. **Williams**: I don't think you do. ***inaudible-not clear*** **Marinucci**: ...from the building department. That's all I'm saying. **Warren**: But the building department will take an order when we send it to you. **Williams**: Wait a minute. Mr. Marinucci, you always make things so difficult. **Marinucci**: No, I don't. **Williams**: Yes, you do. Because what I am saying to you.... ***inaudible-multiple voices*** **Warren**: Let her finish. **Williams**: If someone is saying that you are not responding and you are, and you simply tell the council clerk, here is what I told them. So, I can say back to them that the building department has instructed you blah, blah, blah. If I don't know that information, I can't respond like that. It's not support rental properties or LLCs. It's not any of that. It is actually supporting what you are trying to get done. So, what we are saying it, if we close the communication loop, then we can all be on the same page. **Marinucci**: It's just another layer that I see no value in the process. **Warren**: But nobody knows the process. It's in your office. **Marinucci**: Then I will send you a copy first thing in the morning. **Warren**: That's all we ask. **Marinucci**: It's a 3-page letter that I sent to the buyer, I sent to the seller and I sent to the title agency. **Matlock**: Do one more. Just send that same letter and send it over to the clerk. It's not a big deal. **Marinucci:** I don't see why the building department has to micromanage.... **Matlock**: No but did you hear what you just said? You said that you been getting the response; you want a response. She stated that she didn't know you were corresponding with this individual. That's all she is saying. All she needs is something to say that so that she can come back with them and tell them they are to get back with the building department because.... **Marinucci**: I think this is an easier process. When they call you up, just say 'contact the building department.' **Warren**: But they are

saying the building department is not responding so why would we do that? **Marinucci**: Just tell them to talk to us. **Warren**: We are not going to tell them to do that. Someone is saying that you didn't respond. So, they can't call you. The only way to do that is to verify that we are just going to get this person to say this is the information that they said they have given you and you've got to contact the building department to work it out. Simple as that. She can't do anything other than that. **Marinucci**: It's happening all the time. ***inaudible-multiple voices* Williams**: It's not happening all the time. We have maybe one or two people bringing it up but what they think is you are saying you don't want to be micromanaged and we're asking you to do something and you're telling us how we should respond. It sounds like what you're saying is that you don't want us to tell you what to do, but what we're saying is the only way to get it done, is if we know what's going on. **Marinucci**: You don't have to get it done. The building department has to get it done. **Warren**: But if the person is saying they are not getting a call from the Mayor's office… ***inaudible-Warren, Marinucci*** …and they don't get an answer from the building department, all we would ask the fire chief to do is to say 'this person is saying they are calling you and you are not responding. And they want to know about your regime for CPR, they have been calling you and you are not responding. Can you let the council clerk know the agenda for that and we will take care of it?' Simple as that. **Marinucci:** You're going to get it. I agree. You are going to get. The only difference is these calls are strictly about POS and they want to sell immediately. That is what is what the issue is. **Warren:** And we don't care. **Williams**. We don't care. ***inaudible* Warren**: We understand what you're saying but all we're saying is if they are calling and they are wanting to rush and all this other stuff, we have never said we wanted you to rush. **Marinucci**: I will copy you on it. **Warren**: All we said was that if someone says they called and they didn't get a response. Then it's requested of you to let them know what the information is that the person was allegedly calling for. It will resolve 2 things. It will resolve the fact that they got the information they were looking for and it will resolve the fact that the person doesn't need to call the council member anymore. We are 90% or I say I am 90% sure or 95% sure that you guys return calls and taking all the calls that you get. Every once in a while, one may flutter through and then people lie. We understand that. We appreciate you implicating that people do lie or they want something at the last minute. We are not asking you to jump hoops or anything. We just ask you to…. **Marinucci**: I will send this email out. I want you all to read it please. It's related to the Booker property. (**Email was sent to clerk the next morning and the council. The clerk forwarded it to all council so should have been received twice by all members**). **Warren**: We are not moving in to tell you what to do. We just made a request. **Marinucci:** They are calling Brian; they're calling the Mayor and now it's here. It's the same thing. **Williams**: You know I didn't mean the Booker property; I meant the Wright Avenue one. **Marinucci:** Well, there is 2 going on at the same time. I talked to the Chief today and in our department we call that the 'crack house'. It is where the shootings were. It's where they got a letter from me condemning it and the person that I believe is calling you, we spoke to them. We said we need the seller to give us the right to do the inspection, or we'll get an administrative warrant to go in. The buyer wants to buy it and we're not at the point where we can sell it. **Mayor**: Hear that council? It's a crack house. **Marinucci:** This is what's going on…. **Warren**: The house that is up for sale is a crack house so that the next person to buy it is a crack dealer, too? **Marinucci**: No. Warren: Well, that's what he said. He said it was a crack house. ***inaudible-multiple voices* Williams**: It's 7249 Wright Avenue.

Law-Climer via telephone: In the coming weeks, there will be a couple pieces of legislation on Kroger that will formulize the CRAs and TIFs that have already been agreed to. On your agenda tonight, you will see 2023-1. That was amended by Chris to state the correct names of the purchasers, which are Randel Gonzalez and Sandra Alcantara rather than Thomas Klein, that was a typo that got through my office. This is another stray piece of property located on Blackburn Road. I believe Ms. Williams had a question about the background on it. Edmond from my office should have emailed you the details. Mr. Gonzalez and Ms. Alcantara are looking to purchase 2 parcels which even if they are consolidated, do not amount to a buildable lot. The offer, per procedure, has been offered to the neighbor to purchase half of it. He has declined any interest. So, we would like to sell this empty landbank property to Mr. Gonzalez and Ms. Alcantara. Several weeks ago, there was a question about whatever we can do about our point-of-sale ordinance in light of the Pund decision (*State ex rel. Pund v. Walton Hills*). The fact of the matter is we have been doing exactly what everybody else has been doing in response to that decision. I actually emailed a statewide law directors' information exchange. The only responses I got as I say was exactly what we're doing. I did collect a couple of other ordinances and may have a tweak or two to do on those ordinances. But at the end of the day, there's very little we can do to get around that decision. **Warren**: Are you expecting to be here by the next council meeting two weeks from today? **Climer**: I do. **Warren**: Well, I would like to do is to see in advance of the council meeting the revision of the ordinances that we are talking about for Kroger. **Climer**: I should have those to Chris by Tuesday. I'll email them to everybody. **Warren**: As you do it, can you have the changes bolded or something? **Climer**: There are not any changes. They are things that we

need to do to formulize the incentives with the county. The incentives were already agreed to in the development agreement. I will have them to you as far ahead as possible. **Warren**: Question number 2 on 2023-1 and 2023-2, would it be prudent to have a first reading on both and then we are going to basically wait on the referral or the position of the planning commission before we move forward on 1? If we don't have that information in 2 weeks, then what we may do instead of having a 2nd reading going to the 3rd, we may table it, to get the responses from the planning commission. Then take it off the table and act on it. **Climer:** Yes. That is the way I suggest we receive. It is a first reading on 1 and if we can act on 2 and get the referral done, that would be appreciated. **Warren**: We will suspend the rules for 2 so that we can act on that and move it to planning. **Climer**: Yes. The way this is written up is a reflection of the way land sales are handled under our charter. **Hardin:** The legislation reads that we would refer it to planning, does it not? **Climer:** Right. **Hardin:** We would accomplish nothing by putting both on second reading? Why would we.... Let the law director answer. **Climer:** Only the first reading on 1 okay and then pass 2 which is the resolution of referral, then this thing can get sent to the planning commission to review and get their report and recommendation. **Gaither**: That's what you said. **Warren**: That is what I just said. **Climer**: The way the charter reads, whenever we sell land, it's required before the ordinance is passed that it be referred to the planning commission to review, report and give a recommendation. **Hardin**: Is this currently zoned residential? **Climer**: Yes. **Hardin**: And the objective is for a resident to do what? Building or what is he doing over there? **Climer**: There is a commitment in the proposed contract that they will consolidate both lots with their existing lot. That it will remain zoned residential. They won't seek any rezoning nor will they resort to splitting those lots back off. **Hardin**: So, the objective is not to rezone it and that is in writing? **Climer**: Yes. **(refer to Exhibit 1 of purchase agreement with ordinance 2023-1)** **Warren**: It's in the ordinance. **Climer**: It is consistent with the way we have handled other landbank sales. If somebody wants to buy the stray lot that is unbuildable, that's fine. But they commit to maintaining and consolidating it with their existing... **Hardin**: But both are unbuildable at this time. **Climer**: ...and not splitting it back off or asking to rezone it. **Hardin**: But both of them in and of themselves are unbuildable, correct? (mentioned previously) Climer**:** Correct. Even combined they are not buildable. **Hardin:** And who currently owns them? **Climer**: OV.

Mayor: I gave the building director about 4 directives in the last day and a half that he had to deal with. I had a pleasant call not from a developer but from a flipper that is lying and crying about lack of cooperation. This is a lady that wants to build on Jean Drive. She has a problem. Our legislation is that a house has to be 3,300 sq. ft. This is only going to be 3,000 sq. ft. It would have cost another $90,000 for the additional 300 sq. ft. As it is though, she is looking to put up a house that is $400,000. A little different than what we are dealing with what I was just sharing with before. This is the kind of person that is bringing in her 85 year old mother and that heard about the pleasant programs we have for seniors. That is why they are encouraged to come here and build on Jean Drive with a very upscale developer. Anyway, I directed them to Dan to direct them to the paperwork that is necessary to get this thing moving. In addition, I got a call from Reflections. There is a tie up over there. Notice they have changed their sign now from General Title to Reflections. These are 4 young women based in upscale interior design out of Chagrin Falls and Cleveland Heights. Interstate McBee is moving along very nicely. It is about the best-looking building. It's 200,000 sq. ft. right now and all certainly in the BSD. They are moving right along and plan to be in there by the beginning of September. As mentioned with Kroger, I will be meeting with Kroger before the end of the month about moving forward. Got a nice call from Sophie which is formally IBA Molecular. I sort of touched on this. They are looking to expanding. They have a suite on First Place and they are looking for about a $3.5 million expansion in their suite in addition to purchasing a GE cyclotron. They are developing and delivering life saving molecular diagnostic and therapeutics to the cancer and Alzheimer's patient community in the U.S. Lastly again I have been really tied up with.... I thank the council for passing the 6 TIFs and 2 CRAs on the Friday before New Year. I am putting these both for the county and the state. It brings to a total of 22 TIFs and 16 CRAs. I think only Strongsville and Independence have that amount. It's a lot of burden putting these things together to submit. These tax incentive programs have gotten OV to where it is. Using 1995 as a base, for both Bedford and Bedford Heights, Walton Hills and OV, we have provided more tax dollars to the school district than the other 3 cities combined. Some CRAs have expired and that is now full 100% property tax. It shows the proof and importance of incentivization. Too bad more government leaders don't understand this or business in general. But it is what it is. Anyway, I am pleased to give that report. We are moving forward. **Davis**: Agmet; I sent you a text because it was New Years' Eve. The plastic smell was so bad. And you gave them TIF, too? **Mayor**: A TIF is not an incentive. A TIF is what they are paying in property tax, comes back to us and not to them. **Davis**: Okay. But are they going to add something.... **Mayor:** They are going to tear down ¾ of their building and enhance it with better equipment. As a matter of fact, I am meeting with them at the end of the week, because we have had many complaints with them. You have to admit, it has been very modest here in the last 4-5 months with the new operation taking over Agmet. They are

continuing to enhance so you won't be having the kinds of issues and particulates in the air. That's where they are spending as much as $9 million. They have spent so far close to $750 million. When I got that information from you, I had the police go over there and they were informed to shut it down. **Davis**: It was horrible. Unfortunately, that is a company that was here before we were here. **Davis**: Will you mention to them the concern of the residents when you meet with them? **Mayor:** That is one of the ideas. There has been improvement but again, we are not going to tolerate any of this. The point is they are willing to sit down and understand. I don't take pleasure but I do what I have to do by calling and saying to stop operations immediately. **Davis**: And I haven't heard anything about my person on Macedonia Road with the chickens. **Mayor**: There is a court date of April 11th at Bedford court. ***inaudible-multiple voices*** He has until the end of March to provide us with a letter to say they are going to be out of there. ***inaudible-multiple voices*** **Davis**: What about getting rid of the shacks or that will be our next beef with them? **Mayor**: All this will be dealt with, and the chickens will be out of there, everything should be torn down. **Warren**: I think what she is saying is that when you present this in court, you mention the structures of coops that are unsanitary. **Davis**: And they are built on property line. They have never come in front of planning to have them built. **Mayor:** We will be bringing this to court. There is also this that I directed to Dan today the two vehicles that are in the front yard that don't belong there. They have been there over a month. ***laughing over the Mayor*** I expect them to be gone by the end of the week. And finally, I am in negotiations with the Pet Shop Boys as part of our summer concert series. This will be a blow out. Out of London. ***inaudible-multiple voices and laughter***

Public Comment:

Resident 1 Karen Howse 7209 Glenshire Rd: Discussion of the Pet Shop Boys. On the agenda for today, 2022 amended appropriations, is there an attachment? I looked online to see if it was maybe there. **Thompson:** There is no attachment tonight. It's just a formal annual piece that we do every year. I submit some alignment to the county for our amending certificates and stuff like that. There is no attachment on there tonight. **Resident 1**: How do they know what to pass if there is no attachment with it. **Thompson**: I gave them a real formal detail of how the year ends up in our next finance committee meeting. **Resident 1**: How much are we transferring out from the general fund into the.... What funds are you transferring? You said transfers. What transfers? **Thompson**: I will have a complete exhibit. If you want to get that, you can formally request once it's done and I can get that to you like I did before. **Resident 1**: Are you asking them to pass this as an emergency or are you asking them if this is first reading? **Thompson**: No, it was first reading last meeting, so the final reporting is due to the county on the Friday.... **Resident 1**: The 13th. **Thompson**: Yes. **Resident 1:** So, what attachments are you giving the county? **Thompson**: The attachments will be once I finalize my final reporting to realign the original certificate, they gave us at the beginning of the year and line it up with what we have at the end of the year. **Resident 1**: I guess my question is, how does council pass a document that they don't know what they are passing. I know it's maintenance because that is what we do. But how do they know that the transfers you are making is correct or within.... **Thompson:** They will be correct. It's just minimal changes. **Resident 1**: ...not saying that it's not. **Thompson**: But that's what you're saying it's not. **Resident 1**: Let me rephrase that. If you are passing legislation asking them to approve money, you're supposed to have an attachment to know what that money is. **Thompson**: The money was originally approved. I am just doing the reconciliation part for the county. It's redoing.... **Resident 1**: ...making appropriations for current expenses for the village and making transfers. I am just curious what the amendments are as I have a right to ask that.... **Thompson:** Yes, you do. **Resident 1**: ...and what the transfers are. But if there is no attachment, how do we collectively approve something.... **Thompson**: There is no attachment. I am still going to submit the information to the county on Friday. However, the county reacts to how I reconcile the report, then we'll see. **Resident 1**: Well, it's not reconciled. You're saying.... **Thompson**: It is reconciled. It's realignment. I'm not going to argue tonight, ma'am, with the information. The attachment is not there. It's a formal piece of information.... **Warren**: Just to let you know, for me myself, I'm not going to pass it. **Thompson**: Okay. **Warren**: We will have a special meeting for it when you have the attachment. **Thompson**: Okay fine. No problem. **Resident 1**: I didn't know I was arguing.... **Williams**: I didn't think it was arguing either.... **Thompson**: I was not arguing either. I was just going on explaining what was going on, the attachment isn't there. ***inaudible background voices***. **Warren**: Let's move on please. **Resident 1**: The next question is who are the.... What is the special assessment that is assessed to Mt. Zion? **Thompson**: They don't have any more special assessments. **Resident 1**: It's expired? **Thompson**: Yes. **Mayor**: As a matter of fact, they want to have a ribbon cutting with it expired, on the road. **Resident 1**: On the actual road. Is it already dedicated? **Mayor**: Yeah. Since they paid the bulk of the.... **Resident 1**: I know it was a long assessment. **Mayor**: ...they want to have a special recognition sometime in the next month or so. **Resident 1**: I saw for 2023 based on the minutes, the proposed activities that is going to be held at Mt. Zion. Pretty impressive as far as who is

going to be at the Mt. Zion banquet facility/concert part. **Mayor**: That's going to be a Woodstock gospel. That's different than the summer concert series. If I can't get CeeCee Winan and Tasha Leonard and Miranda Curtis…. **Resident 1**: Woodstock like in a park? **Mayor**: Community Park. **Resident 1**: That would be nice. **Mayor:** It will be then the end of August or first of September. Like I said, if I can't get 3-4 of them, we are not going to do it. **Resident 1**: Next question and it's only a question, God's Ministry for $1,800. What is that Mayor? **Mayor**: That is for our Wednesdays at lunchtime at the community center where we have gospel fest and usually a spiritual enrichment. **Resident 1**: Is it nondenominational? **Mayor**: Yes. In fact that is one thing I am looking at with the Vet Center. We have 22 Vets that commit suicide in the United States every day. We can appreciate the operation. It's a private operation where they will be providing counseling services to those who have been in combat, those that might have been killed in action, services to their wife and kids. We still have 22 committing suicide a day. By the way, the facility is beginning to start seeing people there. They hope to be having a ribbon cutting in about 6-8 weeks when dignitaries from Washington will come in to watch OV for this ribbon cutting. I encourage them to have spiritual enrichment which they haven't done. We are not talking about bible study but intimacy and fellowship with the Lord. I think this could be once a week or once every 2 weeks in the evening. And since their facility isn't large enough, whatever the number it would be, would be at the community center in the evening at no charge. There will be no trying to get people into another denomination at all. It will just be intimate fellowship and that will be it. No donations or anything else and they seem to be very interested. We are excited about this. The building is now complete. It will be in full swing in about 8 weeks. Resident 1: Well, that clears up the question I was going to ask because I thought it was a veterinary center. I am almost done. The 2023 appropriations; has that been adopted? Warren: No, we just passed a quarter. Resident 1: So, you passed a temporary. Warren: We passed a temporary of a quarter. Resident 1: When was that passed? Warren: December 30th. Resident 1: I wasn't able to make the council meeting. I had a death in the family but I am just catching up. I am not going to apologize for any questions I present to the council or any department head. I am not here to attack anybody or put anybody on the defense. But my line of questions would be no different than I would think any other resident to want to know what you pass when it comes through. I will continue to do that and it's my choice if I decide to call a department head in advance or not. I am never here to slight a department head at all. Because I know what it takes and it's a very hard job to try to appease everybody. But if I'm asking questions, don't accuse me of saying something that I'm not.

Resident 2 Jimmy Aleck 24820 Garden Road: I am interested in this grant. **Hardin**: It's on the work session. We got the grant and then we were to continue with the grant for the rest of the village. We haven't gotten to that and it's on the work session. **Warren**: The Mayor can explain. This is the grant that we got for ward 4 and then the other wards. What had happened, the whole thing was contingent on set up for Premier developing that site that Kroger ended up buying from Premier. As a result, the revenue that we anticipated coming in 2-3 years ago hasn't come in because with the sale of the land, there is no building started. Therefore, the developer is not obligated to start that fund. The Mayor can give you an idea. **Mayor**: What the chairman is stating, before COVID, we were looking at 3 office buildings going up and just with even the beginning of that, the money coming in from the tax dollars and people working there were to be used for helping people in ward 4 for a number of years. With that not happening, but only now as I say, we expect Kroger to be starting. The reason for the delay on this, let's be glad of the fact there is Kroger there because the office buildings as you know in Highland Heights, you have the 5 Progressive buildings all up for sale. **Warren:** But to get to your question, it hasn't started yet. It will be starting this year. I don't know when the funding should begin either the latter of this year or the beginning of next year. That is when it was going to begin.

Resident 3 Donna Edwards 6180 Whitetail Run: After storm, I started calling to see why the driveway wasn't done. I called and told Hillary I filled out my application to have the driveway done. She said called back. We called back a little bit later because nobody had done the driveway. Then, I was leaving out the house and I saw 2 trucks and I asked if they were going to get me. They said yeah and I left and came back and nobody got the driveway. So, could somebody check? **Haba**: I will check and call you back tomorrow. **Resident 3**: I have my receipt if it was on time. I do remember Dee saying 'today was the last day.' I don't know if they have me on the list or not, but they did get my $20. Haba: What's the date? Resident 3: 12/3. **Haba**: Yes, that was the last day. Resident 3: I remember her saying that. Haba: Give me your number before you leave. **Resident 3**: You've got it. You got to do something else for me, too. The other thing was I wrote down something about crime. Anyway, I was thinking, I wonder what crime looks like around here. I tend to listen to crime and one thing is that dispatcher is out of control in this county. **Mayor**: That includes the Cleveland PD. They are down 500 people. *Resident 3 had a question about the 'crack house' comment that was made

referring to the Wright Avenue property. Mayor explained this issue. Not sure the status of the case with the PD, but not including details here*

Legislation:

ORD 2022-74 Introduced by Mayor & Council as a whole 2nd Reading	AN EMERGENCY ORDINANCE AMENDING ORDINANCE 2022-25 AS AMENDED MAKING APPROPRIATIONS FOR CURRENT EXPENSES OF THE VILLAGE OF OAKWOOD DURING THE FISCAL YEAR ENDING DECEMBER 31, 2022, AND MAKING NECESSARY TRANSFERS AND ADDITIONAL APPROPRIATIONS
	MOVED TO 3rd READING
ORD 2023-1 Introduced by Mayor & Council as a whole 1st Reading	AN AMENDED ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH CAROLOS GERALDO RANGEL GONZALEZ AND SANDRA LUZ MEJIA ALCANTARA TO SELL VILLAGE LAND DESIGNATED OF THE RECORD OF THE CUYAHOGA COUNTY FISCAL OFFICER AS PERMANENT PARCEL NO. 795-04-016 AND 795-04-017
	MOVED TO 2nd READING
RES 2023-2 Introduced by Mayor & Council as a whole 1st Reading	A RESOLUTION REFERRING TO THE PLANNING COMMISSION FOR REPORT AND RECOMMENDATION A PROPOSED ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT TO SELL VILLAGE LAND DESIGNATED ON THE RECORDS OF THE CUYAHOGA COUNTY FISCAL OFFICER AS PERMANENT PARCEL NO. 795-04-016 AND 795-04-017

MOTION TO SUSPEND by Gaither; Seconded by Davis
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis, Williams
MOTION TO ADOPT by Callender; Seconded by Gaither
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis, Williams
MOTIONS PASSED

*Hardin announcement of the MLK celebration at Mt. Sinai Church.

*Question about whether to go to executive session without it being on the agenda. A call was made to Mr. Climer who verified it could take place.

Resident 1: Just to clarify… ***inaudible-multiple voices*** **Williams**: No, it was not passed (referring to 2022-74). It's going on 2nd reading and 3rd reading. We are going to have to have a special meeting if he wants it passed. You said it has to be passed by the 13th? **Resident 1**: It has to be down to the…. What it says is all amendments, etc., must be down to the county on January 13th. **Williams**: So, it will have to be passed prior to the 13th as well. **Resident 1**: It should have been passed. **Williams**: It should have been passed prior to being submitted. **Resident 1**: By the deadline. **Williams:** Or what is the consequence? **Resident 1**: You won't be able to do transfers or anything like that. The finance director can't send a document without an order. **Warren**: Right. **Resident 1**: But like you said, I don't see any way of council passing it without knowing what you're passing. It's not just transfers. He is saying there are other things. **Williams**: And additional appropriations. **Resident 1**: I think he should know what is being amended and then what the transfers are. **Warren:** Yes.

***Multiple other inaudible conversations going on. The meeting has not yet been adjourned.**

POLL Council to adjourn to executive session: Callender, Hardin, Matlock, Warren, Gaither, Davis, Williams
MEETING OPENED @ 8:34pm

MOTION TO ADJOURN EXECUTIVE SESSION by Davis; Seconded by Gaither
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis, Williams
REGULAR MEETING RECONVENED @ 9:28pm

MOTION TO ADJOURN by Davis; Seconded by Gaither
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis, Williams
MEETING ADJOURNED @ 9:29pm

Adopted _____

_____ _____
Christine Morgan, Clerk of Council Johnnie A Warren, President of Council

ORDINANCE NO. 2022-74
INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

AN EMERGENCY ORDINANCE AMENDING ORDINANCE 2022-25, AS AMENDED, MAKING APPROPRIATIONS FOR CURRENT EXPENSES OF THE VILLAGE OF OAKWOOD DURING THE FISCAL YEAR ENDING DECEMBER 31, 2022, AND MAKING NECESSARY TRANSFERS AND ADDITIONAL APPROPRIATIONS

WHEREAS, the appropriations heretofore set to certain accounts of the Village of Oakwood are anticipated to be insufficient to cover all expenses anticipated during the fiscal year ending December 31, 2022.

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio that:

SECTION 1. Ordinance 2022-25, as amended, making appropriations for current expenses for the fiscal year ending December 31, 2022, be and the same is hereby further amended by making the following transfers and additional appropriations as depicted in Exhibit "A", attached hereto and expressly made a part hereof by reference, said additional appropriations emanating from additional revenues received in the General Fund for the fiscal year ending December 31, 2022.

SECTION 2. All other provisions contained in Ordinance 2022-25, as previously amended and as further amended herein, which are not inconsistent with the provisions contained in this Ordinance shall remain in full force and effect.

SECTION 3. The Finance Director be and is hereby authorized to make payments from any of the foregoing appropriations upon receiving prior invoices and vouchers therefore, approved by the persons authorized by law to approve the same.

SECTION 4. 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 Village, the reason for the emergency being that the same relates to the daily operation of a municipal department, therefore, provided it receives two-thirds (2/3%) of the vote of all members of Council elected thereto, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

_____ _____

Christine Morgan, Clerk of Council Johnnie A. Warren, President of Council

Presented to the
Mayor _____

Approved: _____

._____
Mayor, Gary V. Gottschalk

I, Christine Morgan, Clerk of Council of the Village of Oakwood, County of Cuyahoga and State of Ohio, do hereby certify that the foregoing Ordinance No. 2022-74 was duly and regularly passed by this Council at the meeting held on the _____ day of _____, 2023.

_____
Christine Morgan, Clerk of Council

POSTING CERTIFICATE

I, Christine Morgan, Clerk of Council of the Village of Oakwood, County of Cuyahoga and State of Ohio, do hereby certify that Ordinance No. 2022-74 was duly posted on the _____ day of _____, 2023, and will remain posted for a period of fifteen (15) days thereafter as provided by the Oakwood Village Charter.

_____
Christine Morgan, Clerk of Council

DATED: _____

2022 Final Appropriations/Transfers Budget

Ordinance No. 2022-74

General Fund	2022 Permanent Appropriations ORD-2022-25	2022 Appropriation Amendments	2022 Final Realignment Appropriations ORD-2022-74	
Police	$ 2,412,231.55	$ -	$ 2,412,231.55	
Fire	$ 2,318,390.00	$ -	$ 2,318,390.00	
School Guard	$ 7,900.00	$ -	$ 7,900.00	
Dog Warden	$ 13,000.00	$ -	$ 13,000.00	
Auxiliary	$ 50,000.00	$ -	$ 50,000.00	
Misc. Contractual	$ 121,000.00	$ -	$ 121,000.00	
Building	$ 303,310.00	$ -	$ 303,310.00	
Service Department	$ 525,450.00	$ -	$ 525,450.00	
Rubbish Disposal	$ 125,000.00	$ -	$ 125,000.00	
Council Clerk	$ 56,090.00	$ -	$ 56,090.00	
Council	$ 175,785.59	$ -	$ 175,785.59	
Mayor	$ 249,200.00	$ -	$ 249,200.00	
Mayors Court	$ 181,825.00	$ -	$ 181,825.00	
Finance	$ 327,700.00	$ -	$ 327,700.00	
Legal Administration	$ 148,664.00	$ 15,000.00	$ 163,664.00	Ongoing Legal Services(Portions Reimbursed by Kroger)
Engineer	$ 42,900.00	$ -	$ 42,900.00	
Public Lands and Building	$ 87,800.00	$ 10,000.00	$ 97,800.00	Utilities Increases
Senior Van	$ 65,650.00	$ -	$ 65,650.00	
Bedford Schools	$ 215,000.00	$ -	$ 215,000.00	
Summer Employment	$ 2,400.00	$ -	$ 2,400.00	
Board of Commissions	$ 13,200.00	$ -	$ 13,200.00	
Health Benefits	$ 1,965,750.00	$ 238,000.00	$ 2,203,750.00	Health Claims Charged/Reimbursed
Transfers Out	$ 835,000.00	$ 432,000.00	$ 1,267,000.00	See Below
Total Fund 101	$ 10,243,246.14	$ 695,000.00	$ 10,938,246.14	

Transfer Increase Details

SCMR	$ 230,000.00	SCMR - Various Street Projects/Equipment Repairs
RECREATION	$ 10,000.00	Recreation Programs
SENIOR	$ 25,000.00	Senior Programs
BOND RETIREMENT	$ 93,000.00	Bond/Notes Obligations
CAPITAL	$ 74,000.00	Includes Various Leases & Building Improvements
TOTAL ADDITIONAL TRANSFERS	$ 432,000.00	

2022 Final Appropriations/Transfers Budget

Ordinance No. 2022-74

Special Funds Ordinance No. 2022-74	2022 Permanent Appropriations ORD-2022-25	2022 Appropriation Amendments	2022 Final Realignment Appropriations ORD-2022-74
201-SCMR	$ 1,218,000.00	$ 100,000.00	$ 1,318,000.00
202-PERMISSIVE	$ 45,006.79		$ 45,006.79
203-STATE HWY	$ 40,052.01		$ 40,052.01
204-RECREATION	$ 280,510.00		$ 280,510.00
205-BEAUTIFICATION	$ 66.38		$ 66.38
208-SENIOR	$ 131,620.00		$ 131,620.00
209-FOJ	$ 436.67		$ 436.67
210-POLICE PENSION	$ 50,000.00		$ 50,000.00
211-HOLIDAY	$ 590.67		$ 590.67
212-POLICE EVENT	$ 200.52		$ 200.52
213-MEMORIAL	$ 279.30		$ 279.30
214-ENFORCE EDUC	$ 82,000.00		$ 82,000.00
215-INDIGENT	$ 20.00		$ 20.00
216-CONFISCATED	$ 4.19		$ 4.19
217-AMB BILLING	$ 340,440.35		$ 340,440.35
218-MAYORS COMPUTER	$ 5,000.00		$ 5,000.00
219-INDIGENT	$ 1,800.00		$ 1,800.00
225-3% STATE FEE	$ 1,100.00		$ 1,100.00
250-CARES ACT	$ 191,325.00		$ 191,325.00
301-G.O. BOND	$ 3,709,000.00		$ 3,709,000.00
401-CAPITAL	$ 212,000.00	$ 100,000.00	$ 312,000.00
402-TIF SWIFT	$ 18,000.00		$ 18,000.00
403-TIF MAINES	$ 10,000.00		$ 10,000.00
404-TIF THERMO	$ 8,000.00		$ 8,000.00
405-TIF FAMILY	$ 40,000.00		$ 40,000.00
406-TIF OAK HOSPITALITY	$ 30,000.00		$ 30,000.00
407-TIF COMMUNITY CARE	$ 30,000.00		$ 30,000.00
408-TIF-BUCKEYE DEV	$ 20,000.00		$ 20,000.00
501-SA BOND	$ 199,000.00		$ 199,000.00
602-SANITARY	$ 978,133.75		$ 978,133.75
801-MAIN BOND	$ 25,000.00		$ 25,000.00
803-SENIOR CENTER	$ 9,000.00		$ 12,000.00
804-MEADOWS	$ 4,000.00		$ 4,000.00
805-PC DEPOSIT	$ 6,000.00		$ 6,000.00
806-CLEARING FUND	$ 20,000.00		$ 20,000.00
			$ -
Sub-Total Special Funds	$ 7,706,585.63	$ 200,000.00	$ 7,909,585.63
Grand total all funds	$ 17,949,831.77	$ 895,000.00	$ 18,847,831.77

EXHIBIT "A"

AMENDED ORDINANCE NO. 2023-1

INTROUDCED BY MAYOR AND COUNCIL AS A WHOLE

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH CAROLOS GERALDO RANGEL GONZALEZ AND SANDRA LUZ MEJIA ALCANTARA TO SELL VILLAGE LAND DESIGNATED ON THE RECORDS OF THE CUYAHOGA COUNTY FISCAL OFFICER AS PERMANENT PARCEL NO. 795-04-016 AND 795-04-017.

WHEREAS, the Village of Oakwood owns certain real property designated on the records of the Cuyahoga County Fiscal Officer as Permanent Parcel No. 795-04-016 and 795-04-017 adjacent and diagonal to Permanent Parcel No. 795-04-036 currently owned by Carlos Geraldo Rangel Gonzalez and Sandra Luz Mejia Alcantara, husband and wife, (hereinafter "Purchaser") consisting of approximately .129 acres and .114 acres respectively (hereinafter the "Property"), which Property is presently undeveloped and for which the Village of Oakwood has no foreseeable development plans; and

WHEREAS, the Village of Oakwood and Purchaser deem it advantageous to each of them to sell the Property to Purchaser for consolidation with other property owned by Purchaser to be developed and maintained as part of the already constructed single family residence; and

WHEREAS, the Village of Oakwood and Purchaser have reached an agreement in principle, as set forth in Exhibit "1" attached hereto and incorporated herein, for the sale of said Property to Purchaser.

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio that:

SECTION 1. The Mayor be and is hereby authorized to enter into the Purchase Agreement with Purchaser, a copy of which is attached hereto and expressly made a part hereof by reference and marked Exhibit "1".

SECTION 2. This Ordinance shall take effect from and after the earliest period allowed by law.

PASSED: _____

_____ _____

Christine Morgan, Clerk of Council Johnnie A. Warren, President of Council

Presented to the
Mayor _____

Approved: _____

_____
Mayor, Gary V. Gottschalk

I, Christine Morgan, Clerk of Council of the Village of Oakwood, County of Cuyahoga and State of Ohio, do hereby certify that the foregoing Ordinance No. 2023-1 was duly and regularly passed by this Council at the meeting held on the _____ day of _____, 2023.

_____
Christine Morgan, Clerk of Council

POSTING CERTIFICATE

I, Christine Morgan, Clerk of Council of the Village of Oakwood, County of Cuyahoga and State of Ohio, do hereby certify that Ordinance No. 2023-1 was duly posted on the _____ day of _____, 2023, and will remain posted for a period of fifteen (15) days thereafter as provided by the Oakwood Village Charter.

_____
Christine Morgan, Clerk of Council

DATED: _____

EXHIBIT "1"

PURCHASE AGREEMENT

THIS AGREEMENT is made and entered as of the last date of execution specified below, by and between the Village of Oakwood, Ohio hereinafter referred to as SELLER, and Carlos Geraldo Rangel Gonzalez and Sandra Luz Mejia Alcantara, Husband and Wife, hereinafter referred to as PURCHASER.

1. SELLER agrees to sell, and PURCHASER agrees to purchase the following described real estate with appurtenances, located in the Village of Oakwood, County of Cuyahoga, and State of Ohio: One vacant parcel of property designated by the Cuyahoga County Fiscal Officer as Permanent Parcel No. 795-04-016 consisting of approximately .129 acres total, and Permanent Parcel No. 795-04-017 consisting of approximately .114 acres total (hereinafter the "Property"). The Property shall include the land, all appurtenant rights, privileges, and easements in their present condition "as is".

2. PURCHASER agrees to pay for said Property the sum of Three Thousand Six Hundred and Seventy-Three Dollars and 40/100 ($3,673.40).

3. SELLER shall furnish a Warranty Deed conveying to PURCHASER, or nominee, a marketable title to the Property, with dower rights, if any, released, free and clear of all liens and encumbrances whatsoever, except: (a) restrictions of record and any reservations and easements created in conjunction with such restrictions that do not materially adversely affect the use or value of the property; (b) zoning ordinances, if any; (c) taxes and assessments, both general and special, not yet due and payable, for the current half of the taxable year and thereafter. The foregoing Deed shall contain the

following restrictions: 1) the property shall not be used for any purposes other than a single-family dwelling; 2) once consolidated, the property shall not be split absent the prior written consent of the Village of Oakwood.

4. The closing of the sale and SELLER's obligation to deliver title of the Property shall be subject to the following conditions:

a. Within ten (10) days of the execution of this Purchase Agreement, PURCHASER shall deliver the purchase price to the escrow agent.

b. Prior to closing, PURCHASER shall obtain approval for the following: The consolidation of the Property with the parcel designated by the Cuyahoga County Fiscal Officer as Permanent Parcel Nos. 795-06-036 presently owned by PURCHASER.

5. SELLER shall furnish a Title Guaranty in the amount of the purchase price, as evidence of assurance that there has been conveyed to PURCHASER, or nominee, the title required to be conveyed hereunder at PURCHASER'S cost. Should PURCHASER desire, he/she may obtain a Fee Policy of Title Insurance, so long as it pays the increased premium for same.

6. All general and special taxes, and all annual maintenance charges, if any, shall be prorated as of the date of filing the deed for record, based on the latest available tax duplicate, provided, however, that the full amount of all installments on any special assessments, whenever payable, shall be prorated and assumed by PURCHASER.

7. All documents and funds necessary to the completion of this transaction shall be placed in escrow with Ohio Real Title, 126 W. Streetsboro Rd., Suite 1, Hudson, Ohio 44246, on or before **March 1, 2023**, subject to their standard conditions of escrow

acceptance. If a defect in the title appears, SELLER shall have thirty (30) days after notice to remove said defect.

8. The Escrow Agent shall charge to SELLER and pay out of the purchase price the following: (a) amount due to discharge any lien encumbering the property and the cost of recording the cancellation thereof; (b) any amount due PURCHASER by reason of prorations; and (c) the amount of any special assessments payable by SELLER. SELLER shall also directly pay all utility charges to the date of filing the deed for record. PURCHASER shall pay the following: (a) any real estate transfer tax; (b) attorney fees incurred to prepare the Warranty Deed; (c) the escrow fee; (d) all fees and costs incident to filing the deed; (e) costs of any inspections requested by PURCHASER; (f) all escrow, and other fees associated with the closing; and (g) the premium cost for the Owner's Fee Title Insurance Policy, if desired.

9. SELLER shall deliver possession of the property to PURCHASER upon filing the deed of record.

10. The obligations of SELLER to consummate at the Closing of the transaction herein contemplated are subject to the following conditions:

(a) PURCHASER shall have performed all agreements on his part required to be performed under this Agreement and shall not be in default under any of the provisions of this Agreement; and

(b) PURCHASER shall have delivered the Purchase Price to the Escrow Agent as set forth in Paragraph 2 hereof.

11. SELLER agrees that PURCHASER shall be permitted access to the Property at all reasonable times to inspect same.

12. PURCHASER stipulates that there have been no express or implied representations, warranties or statements concerning the condition of said premises, the

value of same, the improvements thereon, the use that can be made of said premises, or anything concerning same other than what is included in this written Purchase Agreement.

13. Neither SELLER nor PURCHASER has retained any broker in connection with this transaction, and each party hereto agrees to defend, indemnify, and hold the other harmless against any claim or claims of any broker or any other representative for commission, or finder's fee or expenses alleged by any third parties to be incurred by or on behalf of the indemnifying party.

14. This Agreement shall not be assigned by either party hereto without the express written consent of the other.

15. This Agreement shall be governed by and construed in accordance with the laws of the State of Ohio.

16. Any notices provided for herein to SELLER or PURCHASER shall be in writing and deemed to have been given when mailed, postage paid, by registered or certified mail, return receipt requested, as follows:

TO SELLER:

Oakwood Village
c/o James A. Climer
Mazanec, Raskin & Ryder Co., LPA
34305 Solon Rd., Ste. 100
Cleveland, OH 44139
jclimer@mrrlaw.com

TO PURCHASER:

Carlos Geraldo Rangel Gonzalez
Sandra Luz Mejia Alcantara
23662 Blackburn Rd.
Oakwood, OH 44146
Crg0814@hotmail.com

17. Upon execution of this Agreement, it shall become binding upon and accrue to the benefit of SELLER and PURCHASER and their respective heirs, executors, administrators, and assigns.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the last date subscribed hereinbelow.

SELLER

_____
DATE

VILLAGE OF OAKWOOD, OHIO

by: _____
Gary Gottschalk, Mayor

APPROVED AS TO LEGAL FORM

_____
James A. Climer,
Law Director
Village of Oakwood, Ohio

PURCHASER

_____
DATE

_____
Carlos Geraldo Rangel Gonzalez

_____
DATE

_____
Sandra Luz Mejia Alcantara