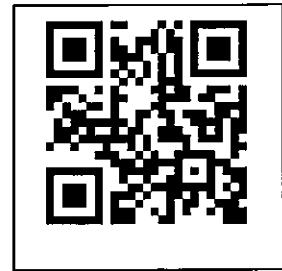


**VILLAGE OF OAKWOOD
COUNCIL MEETING
NOVEMBER 28th, 2023
7:00 p.m.
AGENDA**



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

Council President	Johnnie A. Warren	Mayor	Gary 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-** November 14th, 2023, Finance/Budget Meeting
November 14th, 2023, Council Meeting

- 5. Clerk Correspondence**
- 6. Departmental Reports**

MAYOR-GARY GOTTSCHALK	FIRE-DAVE TAPP
LAW-JAMES CLIMER	BUILDING-DANIEL MARINUCCI
FINANCE-BRIAN THOMPSON	0 HOUSING INSTECTOR-N/A
SERVICE-TOM HABA	POLICE-MARK GARRATT
ENGINEER-ED HREN	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**

2023-42	AN ORDINANCE AUTHPRIZING THE ACQUISITION OF THREE POLICE
Introduced 11-28-23	CARS, AND ACCESSORY EQUIPMENT, FOR USE IN THE POLICE
By Mayor and	DEPARTMENT FROM THE STATE OF OHIO, DEPARTMENT OF
Council as a whole	ADMINISTRATIVE SERVICES, STATE PURCHASING AND DECLARING
1 st read	AN EMERGENCY.

2023-43	AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS
Introduced 11-28-23	OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE
By Mayor and	PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE MADE TO BENEFIT
Council as a whole	THOSE PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENT
1 st read	THEREON TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES,
	ESTABLISHING THE PENSKE TRUCK LEASING CO. LP, MUNICIPAL
	PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR
	DEPOSIT OF SUCH SERVICE PAYMENTS, AND DECLARING AN
	EMERGENCY

2023-44 Introduced 11-28-23 By Mayor and Council as a whole 1 st read	A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH DCOMM, INC FOR THE PROVISION OF A JOB CREATION TAX CREDIT AND DECLARING AN EMERGENCY
2023-45 Introduced 11-28-23 By Mayor and Council as a whole 1 st read	AN EMERGENCY ORDINANCE DETERMINING THE PERIOD OF TAX EXEMPTION FOR AN IMPROVEMENT TO REAL PROPERTY OWNED BY CARDINAL REALTY, LLC., LOCATED IN OAKWOOD COMMUNITY REINVESTMENT AREA NO. 1
2023-46 Introduced 11-28-23 By Mayor and Council as a whole 1 st read	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 IMPROVEMENT THEREON TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING CARDINAL REALTY LLC., MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR DEPOSIT OF SUCH SERVICE PAYMENTS, AND DECLARING AN EMERGENCY
2023-47 Introduced 11-28-23 By Mayor and Council as a whole 1 st read	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 IMPROVEMENT THEREON TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING FEDERAL METAL MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR DEPOSIT OF SUCH SERVICE PAYMENTS, AND DECLARING AN EMERGENCY
2023-48 Introduced 11-28-23 By Mayor and Council as a whole 1 st read	AN EMERGENCY ORDINANCE DETERMINING THE PERIOD OF TAX EXEMPTION FOR AN IMPROVEMENT TO REAL PROPERTY OWNED BY FEDERAL METAL CO., LOCATED IN OAKWOOD COMMUNITY REINVESTMENT AREA NO. 1
2023-49 Introduced 11-28-23 By Mayor and Council as a whole 1 st read	A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH FEDERAL METAL CO., FOR THE PROVISION OF A JOB CREATION TAX CREDIT AND DECLARING AN EMERGENCY

9. Adjournment

**VILLAGE OF OAKWOOD
WORK SESSION
AGENDA
NOVEMBER 28th, 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 a 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

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

5. Matters Deemed Appropriate
6. Adjournment

_____	1st Reading
_____	2nd Reading
_____	3rd Reading
_____	Under Suspension
_____	Adopted

ORDINANCE NO. 2023- 42

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

**AN ORDINANCE AUTHORIZING THE ACQUISITION OF THREE POLICE CARS, AND
ACCESSORY EQUIPMENT, FOR USE IN THE POLICE DEPARTMENT FROM THE STATE
OF OHIO, DEPARTMENT OF ADMINISTRATIVE SERVICES, STATE PURCHASING AND
DECLARING AN EMERGENCY**

WHEREAS, pursuant to the provisions contained in Section 735.053 of the Ohio Revised Code, the Village of Oakwood deems it cost effective to purchase certain police cars and accessory equipment from the State of Ohio through its designated vendor;

NOW THEREFORE, BE IT ORDAINED 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 and directed, upon the approval of the Board of Control, to enter into a contract on behalf of the Village of Oakwood with the State of Ohio, Department of Administrative Services - State Purchasing, through its designated vendor(s), Key Chrysler, Jeep Dodge, for the purchase or lease of the following cars for use in the police department:

<u>QUANTITY</u>	<u>ITEM</u>	<u>PRICE</u>
3	2023 Police Explorer	\$145,000.00

SECTION 2. Council hereby authorizes the expenditure of an amount not to exceed \$145,000.00 to effectuate the provisions contained in Section 1 hereof. The Director of Finance be and is hereby authorized and directed to issue vouchers in the amounts and for the purposes as expressed in Section 1 hereof, said amounts to be charged to the Fund Nos. 401-7799-55120 and 101-1111-51200, respectively.

SECTION 3. 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, and the need to replace aging vehicles in the Police Department during a period of limited availability of replacements, therefore, provided it receives two-thirds ($\frac{2}{3}$) 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: _____

Johnnie A. Warren, President of Council

Tanya Joseph, Clerk of Council

Presented to the
Mayor _____

Approved: _____

Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2023- 42 was duly and regularly passed by this Council at the meeting held on the ____ day of _____, 2023.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2023- 42 was duly posted on the ____ day of _____, 2023, and will remain posted as provided on the Charter and Ordinances of the Village.

Tanya Joseph, Clerk of Council

DATED: _____

OAKWOOD PD

FIN# OH160

PLEASE NOTE: COLOR, MOTOR AND OPTIONS CAN ALL BE CHANGED TO SUIT YOUR NEEDS

CHANGED

CHANGED

CHANGED

55F KEYLESS - 4 FOB

THIS AMOUNT IS FOR THE ABOVE LISTED UNIT ONLY. ANY CHANGES (ADDING OR REMOVING OPTIONS) MADE BELOW WILL INCREASE OR DECREASE THE AMOUNT OF THE UNIT.

\$ 43,437.00

FORD FACTORY VSO (Vehicle Special Order) LIGHTING Add-On by customer request

**** ALL FORD FACTORY LIGHTING COMES STANDARD AS RED/BLUE ** THIS SECTION IS FOR ALL OTHER COLOR OPTIONS ****

[illegible]

ADDITIONAL BID ITEM QUOTED (WILL + OR - TO ABOVE AMOUNT)			
ADDL KEY (COMES WITH 4 ALREADY)	DLR	\$	339.00
WHEEL COVER (grey hubcaps)	65L	\$	59.00
3.3L V6 GAS Flex Fuel	99B/44U	\$	(2,200.00)
3.0L V6 ECOBOOST	99C/44U	\$	1,388.00
REAR LOCKS INOP	68G	\$	74.00
REAR HNDLS INOP	68G-1	\$	74.00
REAR WINDOWS INOP	68G-2	\$	74.00
HEATED MIRRORS	549	\$	59.00
CARPET	16C	\$	124.00
RED/WHT DOME IN CARGO	17T	\$	49.00
PER. ANTI THEFT (req. 55F)	593	\$	674.00
REMOVE KEYLESS ENTRY (DELETES FOBs)	RMV	\$	
REAR CONSOLE PLATE FOR WIRE CHASE	85R	\$	44.00
GRIL LED LGHTS/SIREN/SPKR PRE-WIRE	60A	\$	59.00
REAR LIGHT - BLUE/BLUE FOR CARGO	66C & Z17	\$	659.00
MINIMUM DELIVERY CHARGE	DLR	\$	300.00
IF GREATER THAN MINIMUM CHARGE (round trip miles X \$0.36)		\$0.36 PER MILE	
TITLE FEE	DLR	\$	15.00
TEMP TAGS	DLR	\$	19.50

~~ROUND TRIP DELIVERY CHARGE IF GREATER THAN MINIMUM CHARGE (round trip miles X \$0.35)~~

Attn: STEVE VAN NESS

Derek Powers
Fleet/Gvmt. Sales Mgr.
Montrose Ford

ORDERED 9/8/2022

TOTAL OF UNIT W/ ADDED ADDL. BID ITEMS FROM ABOVE	\$ 45,330.00
TOTAL FOR UPFIT PROVIDED VIA MONTROSE FORD (IF REQUESTED)	\$ -
TOTAL FOR EXT WARRANTY (IF REQUESTED)	\$ -
TOTAL FOR CUSTOMER ADDED OPTIONS	\$ 711.73
TOTAL FOR CUSTOMER ADDED FORD FACTORY VSO LIGHTING OPTIONS	\$0.00
TOTAL FOR SINGLE UNIT QUOTED / ORDERED	\$ 46,041.73
3 unit/s requested	\$ 138,125.19

3 unit/s requested

ACCEPTED BY:

Date:

CODE	DESCRIPTION
153	License Plate Bracket - Front
43D	Dark Car Feature
51T	Spot Lamp - LED Bulb, Driver Only (Whelen)
63B	Side Marker LED - Sideview Mirrors (req. 60A)

1st Reading
2nd Reading
3rd Reading
Under Suspension
Adopted

ORDINANCE NO. 2023-43

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

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 PENSKE TRUCK LEASING CO. LP, MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS, AND DECLARING AN EMERGENCY

WHEREAS, Ohio Revised Code Sections 5709.40(B), 5709.42 and 5709.43 (the "Act") provide that Council of the Village of Oakwood, Ohio may describe Public Infrastructure Improvements ("Public Improvements") to be made which benefit certain parcels, declare Improvements (as defined in Revised Code Section 5709.40(A)) with respect to such parcels of real property located in the Village to be a public purpose thereby exempting those Improvements from real property taxation for a period of time and provide for the making of service payments in lieu of taxes by the owners of such Improvements, and establish a municipal public improvement tax increment equivalent fund into which such service payments shall be deposited; and

WHEREAS, the Public Improvements are generally described in Exhibit A hereto and will directly benefit certain parcels of real property located within the Village; and

WHEREAS, the Village wishes to declare one hundred percent (100%) of the Improvements, as defined by Section 5709.40(A) of the Revised Code, to be a public purpose, thereby wholly exempting the Improvements from real property taxation; and

WHEREAS, the Village has determined that it is necessary and appropriate and in the best interests of the Village to provide for service payments in lieu of taxes pursuant to Section 5709.42 of the Ohio Revised Code; and

WHEREAS, the Public Improvements will directly benefit several parcels of real property located in the Village (the "Properties"), the Permanent Parcel Numbers of which are listed in Exhibit B attached hereto and incorporated by reference herein; and

WHEREAS, notice of the above described property tax exemptions have been transmitted to the Board of Education of the Bedford City School District (the "School District") pursuant to Ohio Revised Code Sections 5709.40 and 5709.83:

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

SECTION 1. The Public Improvements described in Exhibit A hereto and anticipated to be made by the Village are hereby designated Public Improvements that directly benefit, or that once made, will directly benefit the Properties which are set forth in Exhibit B hereto and incorporated herein.

SECTION 2. Pursuant to and in accordance with the provisions of Ohio Revised Code Section 5709.40(B), Council hereby finds and determines that one hundred percent (100%) of the increase in the assessed value of the Properties that would first appear on the tax list and duplicate of real and public utility property after the effective date of this Ordinance (which increase in assessed value is herein referred to as the "Improvements" as defined in Section 5709.40(A)) is a public purpose, and one hundred percent (100%) of said Improvement is hereby declared to be a public purpose for a period of thirty (30) years and exempt from taxation commencing with the tax year in which an Improvement first appears on the tax list and duplicate of real and public utility property and that begins after the effective date of this Ordinance and ending on the earlier of (1) the date the Improvements have been exempted from taxation for a period of thirty (30) years or (2) the date on which the Village has collected into the Fund established in Section 4 hereof a total amount sufficient to pay those costs of the Public Improvements authorized in Section 4 hereof which are to be paid from that Fund.

SECTION 3. As provided in Section 5709.42 of the Revised Code, the Owners of the Improvements are hereby required to, and shall make, Service Payments in lieu of taxes to the Cuyahoga County Treasurer semi-annually, on or before the date on which real property taxes would otherwise be due and payable for the Improvements. In accordance with Section 5709.42 of the Revised Code, the Cuyahoga County Treasurer shall distribute a portion of the Service Payments directly to the School District in an amount equal to the property tax payments the School District would have received had the Improvements not been exempted under this Ordinance. The Service Payments when distributed to the Village by the Cuyahoga County Treasurer shall be deposited in the Penske Truck Leasing Co., LP Municipal Public Improvement Tax Increment Equivalent Fund by Section 4 hereof. Council hereby authorizes and directs the Mayor, Finance Director, Law Director, and other appropriate officers of the Village, to provide such information and certifications, to sign and deliver any necessary property tax exemption applications and execute and deliver or accept delivery of such instruments, as are necessary and incidental to obtaining the exemptions, and to make such arrangements as are necessary and proper for payment of said service payments in lieu of taxes.

SECTION 4. Council hereby establishes pursuant to and in accordance with the provisions of Section 5709.43 of the Ohio Revised Code, Penske Truck Leasing Co., LP Municipal Public Improvement Tax Increment Equivalent Fund (the "Fund"), into which shall be deposited all of the Service Payments in lieu of taxes distributed to the Village with respect to the Improvements on the Properties or on behalf of the Cuyahoga County Treasurer as provided in Section 5709.42 of the Ohio Revised Code, and hereby provides that all of the moneys deposited in the Fund shall be used solely for the following purposes:

- (i) To pay any and all direct and indirect costs of the Public Improvements, including to reimburse the Village for any such costs incurred; and

- (ii) To pay the interest on and principal of bonds or notes, including refunding bonds or notes, or other loans, issued by the Village to finance those costs of the Public Improvements provided in clause (i) above until such notes or bonds are paid in full.

The Fund shall remain in existence so long as such Service Payments are collected and used for the aforesaid purposes, after which said Fund shall be dissolved in accordance with said Section 5709.43.

SECTION 5. Pursuant to Section 5709.40 of the Ohio Revised Code, the Clerk of the Council is hereby directed to deliver a copy of this Ordinance to the Director of the Department of Development of the State of Ohio within fifteen (15) days after its passage. On or before March 31 of each year that the exemption set forth in Section 2 hereof remains in effect, the Finance Director or other authorized officer of this Village shall prepare and submit to the Director of the Department of Development of the State of Ohio the status report required under Section 5709.40 of the Ohio Revised Code.

SECTION 6. The Clerk of Council shall post copies of this Ordinance as provided by the Charter and Codified Ordinances of the Village.

SECTION 7. 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 the immediate necessity of providing funding for the Public Improvements so that such Public Improvements be constructed on a timely basis for the benefit of the environment and the residents of the Village and Northeast Ohio, 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: _____

Johnnie A. Warren, President of Council

Tanya Joseph, Clerk of Council

Presented to the
Mayor _____

Approved: _____

Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2023-43 was duly and regularly passed by this Council at the meeting held on the _____ day of _____ 2023.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2023-43 was duly posted on the _____ day of _____, 2023 and will remain posted for a period of fifteen (15) days thereafter as provided by the Charter and Codified Ordinances of the Village.

Tanya Joseph, Clerk of Council

DATED: _____

EXHIBIT A

The Public Infrastructure Improvements

DESCRIPTION OF THE PUBLIC IMPROVEMENTS

The Public Improvements consist of the construction of public streets, streetscape, utilities (including but not limited storm water drainage, sanitary sewerage, and water facilities), street and intersection improvements, bridges, pedestrian bridges, off-street public parking facilities, and utility connections, all in and around the Project Site, including, as necessary, dredging, grading, draining, paving, resurfacing, sidewalks, curbs, landscaping and fire hydrants, and installing street lighting and traffic control devices, the acquisition and construction of public parks, including the acquisition of real property or interests therein and any demolition and environmental remediation if necessary in connection with all of those public improvements.

The Public Improvements also include the construction of or improvements to any other public streets, utilities or other public facilities including, but not limited to, landscaping improvements such as durable plantings and rock formations, multi-purpose trails to encourage on-site walkers, artistic ambient lighting fixtures and cultural facilities in and around the property or serving the exempted properties, including land acquisition and installation and construction of utilities and all other necessary appurtenance, as well as related capital equipment purchases.

All of the above-mentioned Public Improvements are hereby determined to be Public Infrastructure Improvements (as defined in Revised Code Section 5709.40) and will benefit certain parcels of real property as set forth in Ordinance No. 2023 - 43. All of the above-mentioned Public Improvements are anticipated to be made, subject to further approval by Council.

EXHIBIT B

The following property is located within the Village:

795-45-002



PASSED: _____

Johnnie A. Warren, President of Council

Tanya Joseph, Clerk of Council

Presented to the
Mayor _____

Approved: _____

Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2023-43 was duly and regularly passed by this Council at the meeting held on the _____ day of _____ 2023.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2023-43 was duly posted on the _____ day of _____, 2023 and will remain posted for a period of fifteen (15) days thereafter as provided by the Charter and Codified Ordinances of the Village.

Tanya Joseph, Clerk of Council

DATED: _____

1st Reading
2nd Reading
3rd Reading
Under Suspension
Adopted

RESOLUTION NO. 2023-44

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

**A RESOLUTION AUTHORIZING THE MAYOR TO
EXECUTE AN AGREEMENT WITH DCOMM, INC FOR THE PROVISION OF A JOB
RETENTION AND JOB CREATION TAX CREDIT AND DECLARING AN
EMERGENCY**

WHEREAS, DCOMM, Inc, has approached the Village of Oakwood to explore some form of economic assistance so that it may maintain its present operations and also expand its operations located at 24370 Broadway Ave. within the Village of Oakwood, improving the economic climate of Oakwood; and

WHEREAS, in lieu of any form of real estate tax abatement, DCOMM has solicited a Job Retention and a Job Creation Tax Credit from the Village of Oakwood; and

WHEREAS, R.C. Sec. 718.15 permits municipalities to grant job creation tax credits while R.C. Sec. 718.151 permits municipalities to grant job retention tax credits;

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 a Job Retention and Job Creation Tax Credit Agreement with DCOMM, Inc in the form substantially similar to the one attached hereto, expressly made a part hereof by reference, and marked Exhibit "A".

SECTION 2. The Finance Director be and is hereby authorized to transmit the foregoing Agreement to the appropriate agencies for application of the credit.

SECTION 3. This Resolution 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 creation of job opportunities and tax revenues for the Village for which time is of the essence, therefore, provided it receives two-thirds (2/3) of the vote of all members of Council elected thereto, said Resolution 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: _____

Johnnie A. Warren, President of Council

Tanya Joseph, Clerk of Council

Presented to the
Mayor _____

Approved: _____

Mayor Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Resolution No. 2023-44 was duly and regularly passed by this Council at the meeting held on the ____ day of _____ 2023.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Resolution No. 2023-44 was duly posted on the day of _____, 2023, and will remain posted as provided in the Charter of the Village of Oakwood.

Tanya Jospeh, Clerk of Council

DATE: _____

EXHIBIT A

JOB RETENTION AND JOB CREATION TAX CREDIT AGREEMENT

This Agreement made and entered into this ____ day of _____, 2023, between the Village of Oakwood, Ohio, an Ohio municipal corporation, with its main offices located at 24800 Broadway Avenue, Oakwood Village, Ohio 44146 (hereinafter referred to as "Village" or "Oakwood") and DCOMM, Inc., a Texas corporation, with its main offices in Ohio located at 24370 Broadway Ave., Oakwood Village, Ohio 44146 (hereinafter referred to as "Company").

WITNESS ETH:

WHEREAS, Oakwood has encouraged the creation and retention of job opportunities throughout the Village; and

WHEREAS, the Company is desirous of maintaining its present operations and expanding its operations located at 24370 Broadway Ave., Oakwood Village, Ohio 44146, to retain and create employment opportunities (hereinafter sometimes referred to as the "Project") within the boundaries of the Village of Oakwood, provided that the appropriate development incentives are available to support the economic viability of said Project; and

WHEREAS, the Village of Oakwood is desirous of providing the Company with incentives available for the development of the Project; and

WHEREAS, the Mayor has investigated this matter and has recommended the same to Oakwood Village Council on the basis that the Company is qualified by financial responsibility and business experience to maintain and create employment within the Village of Oakwood and improve the economic climate of Oakwood;

NOW, THEREFORE, in consideration of the mutual covenants hereinafter contained and the benefit to be derived by the parties from the execution hereof, the parties herein agree as follows:

1. Description of the Project.

A. The Company, is among the largest telecom installation and construction contractors in the U.S. providing residential installations, commercial installations, construction, engineering, network installations, network monitoring and ancillary services and will be supporting the Northeast Ohio market area out of its Oakwood Village office located at 24370 Broadway Ave. with the main customer of this office as of the present being Charter Communications/ Spectrum

2. Job Creation.

A. In order to receive the grants set forth below in Section 3, the Company must maintain or increase the present number of employees at its foregoing operations and remain in the Village of Oakwood.

3. Issuance of Grant.

- A. The Village hereby grants a credit of one hundred percent (100%) against municipal income taxes owed by the Company said credit being based upon the income tax revenue derived by the Village of Oakwood from employees retained by the Company from and after the date of this Agreement.
- B. The Village further grants a credit of one hundred percent (100%) against municipal income taxes owed by the Company based upon the creation of additional income tax revenue derived by the Village of Oakwood from employees hired by the Company after the date of this Agreement.
- C. The foregoing grants shall be granted for three successive tax years commencing with the first date set forth hereinbelow and shall be limited to a maximum of one hundred fifty thousand and 00/100 Dollars (\$150,000.00) per year.
- D. To receive a grant in any given year, the Company must make a written application to the Village through the Mayor for such grant and provide the necessary documentation in support of its application. Based upon the information supplied to the Mayor, the Mayor shall recommend in writing to the Village Council whether the grant should be given for any such year. Based upon Council's review of the information and documentation supplied by the Company together with the recommendation of the Mayor, Council shall either approve or deny such grant based upon compliance by the Company with the criteria set forth in this Agreement. This application must be made no later than April 1st of any year for which a grant is in effect.

4. Grant Payments.

- A. Initial Grant Payment. The initial grant payment shall be made by June 30, 2024, provided that the Company files its Reconciliation of Village Income Tax Withheld RITA Form 17 by February 28, 2024.
 - B. Timing of Annual Grant Payments. Annual grant payments shall be made by June 30th of each subsequent year, provided that the Company timely files its application and Reconciliation of Village Income Tax Withheld RITA Form 17 on the dates specified hereinabove. If the Company requests an extension for filing of its RITA Form 17, the Village shall make the grant payment within three months of the extended filing date provided that the Company has complied with all other terms of this Agreement. It is the responsibility of the Company to advise the Mayor of any RITA Form 17 filing extension.
5. Information for Annual Review. The Company shall timely provide to the Village any information reasonably required by the Village to evaluate the Company's compliance with this Agreement.

6. Certification as to Payments of Taxes. The Company certifies that, at the time this Agreement is executed and during any time while this Agreement is in effect, the Company does not owe any delinquent real or tangible personal property taxes to any taxing authority of the State of Ohio, and does not owe delinquent taxes for which the Company is liable under Chapters 5733, 5735, 5739, 5741, 5743, 5747, or 5753 of the Ohio Revised Code, or, if such delinquent taxes are owed, the Company currently is paying the delinquent taxes pursuant to an undertaking enforceable by the State of Ohio or an agent or instrumentality thereof, has filed a petition in bankruptcy under 11 U.S.C.A. 101, et seq., or such a petition has been filed against the Company. For the purposes of this certification, delinquent taxes are taxes that remain unpaid on the last day prescribed for payment without penalty under the Chapter of the Revised Code governing payment of those taxes.
7. Non-Discrimination in Hiring. By executing this agreement, the Company is committing to follow non-discriminatory hiring practices acknowledging that no individual may be denied employment solely on the basis of race, religion, sex, disability, color, national origin, ancestry, or any other classification prohibited by state or federal law. Company further agrees to use a good-faith effort in giving preference in hiring to Oakwood Village residents provided they are otherwise qualified for the position available.
8. Transfer and Assignment. This Agreement is not transferable or assignable without the express, written approval of Oakwood Village Council. The Village acknowledges that it would be unreasonable to withhold such consent in the event of a proposed transfer or assignment to any parent, subsidiary or affiliate of the Company or to any third party so long as the proposed transferee or assignee adequately and sufficiently demonstrates to the Village, to the Village's reasonable satisfaction, its financial ability, business experience and intentions to continue its operations of the foregoing facility in a manner similar to that of the Company in all pertinent respects.
9. Termination of Grant.
 - a. If the Company fails to submit required information and/or reports as set forth above, the Village may terminate or modify this Agreement and deny or modify future grants heretofore granted from the date of the Company's breach or default. The Village's termination or modification of this Agreement may be instituted only if the Company fails to cure any breach of any term of this Agreement as determined by the Village within ten (10) days of receiving written notice of such failure from the Village or, if cure of the breach cannot reasonably be completed within ten (10) days, the Company has not made a good faith start of the cure, and/or has not diligently pursued same.

- b. Oakwood may terminate or modify this Agreement and may also require the repayment of the full amount of grant payments awarded under this Agreement, if the Village determines that the certification as to delinquent taxes required by this Agreement is fraudulent or untrue or if the Company otherwise breaches this Agreement.
 - c. Oakwood may terminate or modify this Agreement and may also require the repayment of 100% of the full amount of the grant payments awarded under this agreement, upon the occurrence of the following:
 - 1. The Company vacates the leased premises located at 24370 Broadway Ave. or terminates its operations at the leased premises altogether during the term of this Agreement.
 - d. In determining whether or not to modify this Agreement the Mayor of the Village of Oakwood and Village Council shall consider the effect of market conditions on the Company's project and whether or not the Company is closing its operations, relocating its operations outside the Village of Oakwood or relocating its operations within the Village of Oakwood. After making the determination, the Mayor shall recommend to Village Council any modifications to this Agreement. The Village Council may adopt or modify this recommendation at its discretion. The Company agrees to reimburse the Village of Oakwood any grant refunds as provided above within fifteen (15) days of the date of the notice to refund grant funds is provided to the Company as detailed herein.
10. Any notices, statements, acknowledgments, consent approvals, certificates, or requests required to be given on behalf of either party shall be made in writing addressed as follows:

If to the Village to: Village of Oakwood
24800 Broadway Avenue
Oakwood Village, Ohio
44146 Attn: Mayor

With a copy to: James A. Climer
Director of Law - Village of Oakwood
34305 Solon Rd., Ste. 100
Solon, OH 44139
440.249.7906 X 137
jclimer@mnlaw.com

If to the Company
to: DCOMM, Inc.
24370 Broadway Ave.
Oakwood Village, Ohio
44146

All notices required or authorized herein shall be in writing and shall be deemed to have been duly given by one party if delivered personally, faxed with receipt acknowledged, mailed by registered or certified mail, delivered by a recognized commercial courier, or otherwise actually received by the other party at the address set forth above.

11. Condition Precedent. The Company and Oakwood acknowledge that this Agreement must be approved by formal action of the legislative authority of the Village of Oakwood as a condition for the agreement to take effect.

WITNESSED BY:

VILLAGE OF OAKWOOD

By: _____

Gary V. Gottschalk, Mayor
Village of Oakwood

WITNESSED BY:

DCOMM, Inc.

WITNESSED BY:

By: _____
(Printed Name) (Title)

WITNESSED BY:

Approved as to legal form:

James A. Climer, Director of Law
Village of Oakwood

This Agreement has been authorized by Resolution No. 2023-44, adopted the _____ day of _____ 2023.

ORDINANCE NO. 2023- 45

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

AN EMERGENCY ORDINANCE DETERMINING THE PERIOD OF TAX EXEMPTION FOR AN IMPROVEMENT TO REAL PROPERTY OWNED BY CARDINAL REALTY LLC., LOCATED IN OAKWOOD COMMUNITY REINVESTMENT AREA NO. 1

WHEREAS, The Mayor, as Housing Officer, certifies that the improvement to the commercial property in Oakwood Community Reinvestment Area No. 1 owned by Cardinal Realty LLC., qualifies for real property tax exemption under Ordinance 1991-72 as amended by Ordinances 1996-61, 2001-22 and 2019-09; and

WHEREAS, The Mayor, as Housing Officer, has given notice to the Board of Education in the school district in which the proposed tax exempted property is located pursuant to Section 5709.83 of the Ohio Revised Code; and

WHEREAS, Council must determine the period of such exemption:

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

SECTION 1. Cardinal Realty is proposing to build a 1,670 SF Starbucks Coffeehouse at an approximate\$ 800,000.⁰⁰.

SECTION 2. To the extent that the improvements to the real property located at 23111 Broadway Ave., also known as Permanent Parcel Number 795-06-071, which is within the Village of Oakwood and within Oakwood Community Reinvestment Area No. 1, and will be owned by Cardinal Realty or its successor(s) in interest, will increase the market value of the real property improvements, such amount shall be and hereby is, exempt from real property taxation pursuant to Ordinance 1991-72, as amended by Ordinances 1996- 61, 2001-22, and 2019-09 and Section 3735.67(D)(3) of the Ohio Revised Code for a period of fifteen (15) years, beginning in the year following the calendar year of certification of the above to the County Auditor by the Village Housing Officer after the completion of each building. Said exemption shall cover forty - nine (49%) of the dollar amount by which the improvements increase the market values of the real property improvements. Any additional development on the balance of Permanent Parcel Number 795-06-071, similar in nature to that presently proposed, will be granted similar incentives provided such development occurs within five (5) years of the adoption of this Ordinance. In addition, all tap-in, permit and review fees as well as the abatement application fee shall be waived for the construction of this facility and items related thereto as and for additional economic incentive to Cardinal Realty for its project within the Village of Oakwood, Ohio.

SECTION 3. The period of said exemption shall terminate before the end of fifteen (15) years or at any time after the first year of exemption if the Housing Officer finds and certifies delinquency in a payment of property taxes for the subject property or that the subject property has not been maintained or repaired due to the negligence of the owner.

SECTION 4. In the event Cardinal Realty or its successor(s) in interest, fails to complete construction of the building indicated in its application, which application is attached hereto and expressly made a part hereof by reference and marked Exhibit "A", within eighteen months of the date of this Ordinance this exemption shall become null and void. If Cardinal Realty or its successor(s) in interest shall, for any reason, cease operation of the buildings contemplated hereunder, it shall reimburse to the County Auditor for proper distribution an amount equal to 100% of the tax incentive dollars it has saved as a result of this Ordinance to the point operations have ceased.

SECTION 5. In the event the real property tax, as it is presently constituted, is eliminated by the State of Ohio and if a new tax, in whatever form, replaces said property tax and in the further event abatement from the payment of the new tax is permitted by applicable law, the Village of Oakwood agrees to allow for the substitution of this abatement for a permissible abatement of the new tax in the same proportion and for the remaining duration of the existing abatement provided such substitution is approved by any governmental entity having jurisdiction over such matters including, but not limited to, the local School Board.

SECTION 6. 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 and the provision of economic development and opportunities beneficial to the citizens of the Village of Oakwood, 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: _____

Johnnie A. Warren, President of Council

Tanya Joseph, Clerk of Council

Presented to the
Mayor _____

Approved _____

Gary V. Gottschalk, Mayor

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2023-45 was duly and regularly passed by this Council at the meeting held on the _____ day of _____ 2023.

Tanya Joseph, Clerk of Council

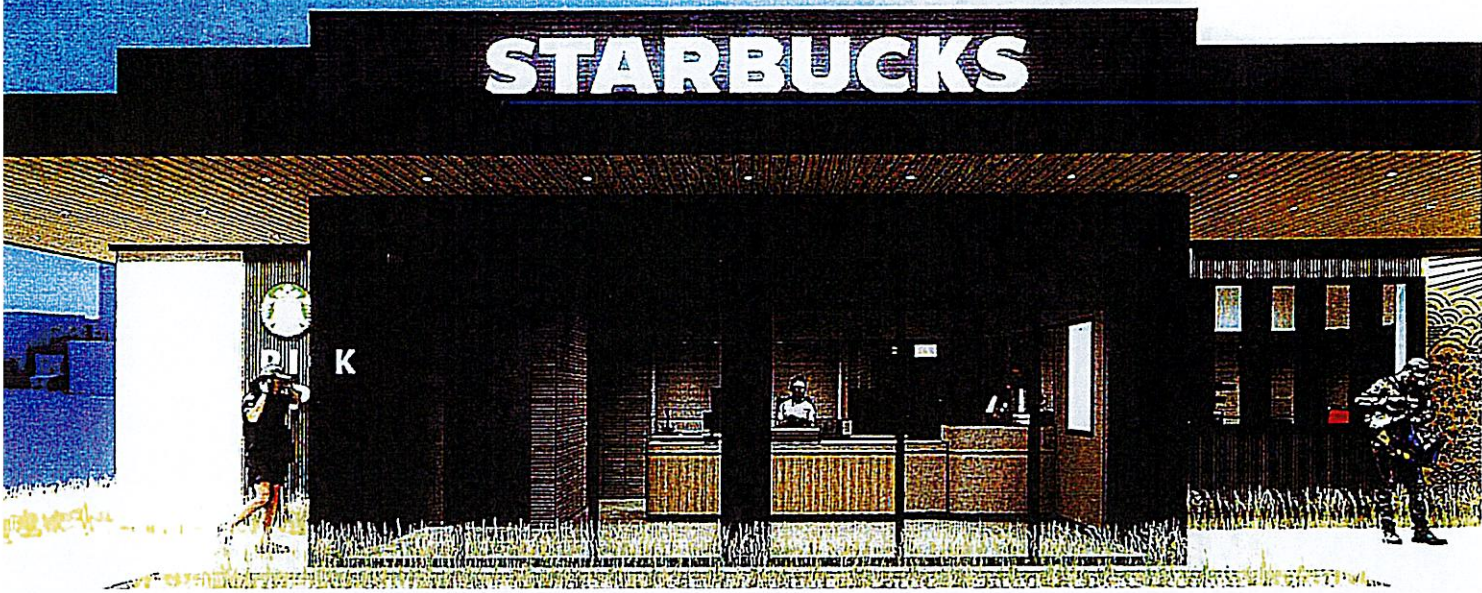
POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2023 -45 was duly posted on the _____ day of _____, 2023, and will remain posted as provided by the Carter and Codified Ordinances of the Village.

Tanya Joseph, Clerk of Council

DATED: _____

EXTERIOR VIEW
T + PICK UP



CENTRAL DIVISION DESIGN STUDIO

STARBUCKS COFFEE COMPANY - CONFIDENTIAL - FOR CONCEPT ONLY - 11

ORDINANCE NO. 2023-46

INTRODUCED BY MAYOR AND COUNCIL
AS A WHOLE

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 CARDINAL REALTY LLC, MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS, AND DECLARING AN EMERGENCY

WHEREAS, Ohio Revised Code Sections 5709.40(B), 5709.42 and 5709.43 (the "Act") provide that Council of the Village of Oakwood, Ohio may describe Public Infrastructure Improvements ("Public Improvements") to be made which benefit certain parcels, declare Improvements (as defined in Revised Code Section 5709.40(A)) with respect to such parcels of real property located in the Village to be a public purpose thereby exempting those Improvements from real property taxation for a period of time and provide for the making of service payments in lieu of taxes by the owners of such Improvements, and establish a municipal public improvement tax increment equivalent fund into which such service payments shall be deposited; and

WHEREAS, the Public Improvements are generally described in Exhibit A hereto and will directly benefit certain parcels of real property located within the Village; and

WHEREAS, the Village wishes to declare one hundred percent (100%) of the Improvements, as defined by Section 5709.40(A) of the Revised Code, to be a public purpose, thereby wholly exempting the Improvements from real property taxation; and

WHEREAS, the Village has determined that it is necessary and appropriate and in the best interests of the Village to provide for service payments in lieu of taxes pursuant to Section 5709.42 of the Ohio Revised Code; and

WHEREAS, the Public Improvements will directly benefit several parcels of real property located in the Village (the "Properties"), being Permanent Parcel Number 795-06-071; and

WHEREAS, notice of the above described property tax exemptions have been transmitted to the Board of Education of the Bedford City School District (the "School District") pursuant to Ohio Revised Code Sections 5709.40 and 5709.83:

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

SECTION 1. The Public Improvements described in Exhibit A hereto and anticipated to be made by the Village are hereby designated Public Improvements that directly benefit, or that once made, will directly benefit the Properties which are set forth hereinabove and in Exhibit B hereto and incorporated herein.

SECTION 2. Pursuant to and in accordance with the provisions of Ohio Revised Code Section 5709.40(B), Council hereby finds and determines that one hundred percent (100%) of the increase in the assessed value of the Properties that would first appear on the tax list and duplicate of real and public utility property after the effective date of this Ordinance (which increase in assessed value is herein referred to as the "Improvements" as defined in Section 5709.40(A)) is a public purpose, and one hundred percent (100%) of said Improvement is hereby declared to be a public purpose for a period of thirty (30) years and exempt from taxation commencing with the tax year in which an Improvement first appears on the tax list and duplicate of real and public utility property and that begins after the effective date of this Ordinance and ending on the earlier of (1) the date the Improvements have been exempted from taxation for a period of thirty (30) years or (2) the date on which the Village has collected into the Fund established in Section 4 hereof a total amount sufficient to pay those costs of the Public Improvements authorized in Section 4 hereof which are to be paid from that Fund.

SECTION 3. As provided in Section 5709.42 of the Revised Code, the Owners of the Improvements are hereby required to, and shall make, Service Payments in lieu of taxes to the Cuyahoga County Treasurer semi-annually, on or before the date on which real property taxes would otherwise be due and payable for the Improvements. In accordance with Section 5709.42 of the Revised Code, the Cuyahoga County Treasurer shall distribute a portion of the Service Payments directly to the School District in an amount equal to the property tax payments the School District would have received had the Improvements not been exempted under this Ordinance. The Service Payments when distributed to the Village by the Cuyahoga County Treasurer shall be deposited in the Cardinal Realty, LLC Municipal Public Improvement Tax Increment Equivalent Fund by Section 4 hereof. Council hereby authorizes and directs the Mayor, Finance Director, Law Director, and other appropriate officers of the Village, to provide such information and certifications, to sign and deliver any necessary property tax exemption applications and execute and deliver or accept delivery of such instruments, as are necessary and incidental to obtaining the exemptions, and to make such arrangements as are necessary and proper for payment of said service payments in lieu of taxes.

SECTION 4. Council hereby establishes pursuant to and in accordance with the provisions of Section 5709.43 of the Ohio Revised Code, Cardinal Realty, LLC Municipal Public Improvement Tax Increment Equivalent Fund (the "Fund"), into which shall be deposited all of the Service Payments in lieu of taxes distributed to the Village with respect to the Improvements on the Properties or on behalf of the Cuyahoga County Treasurer as provided in Section 5709.42 of the Ohio Revised Code, and hereby provides that all of the moneys deposited in the Fund shall be used solely for the following purposes:

- (i) To pay any and all direct and indirect costs of the Public Improvements, including to reimburse the Village for any such costs incurred; and

- (ii) To pay the interest on and principal of bonds or notes, including refunding bonds or notes, or other loans, issued by the Village to finance those costs of the Public Improvements provided in clause (i) above until such notes or bonds are paid in full.

The Fund shall remain in existence so long as such Service Payments are collected and used for the aforesaid purposes, after which said Fund shall be dissolved in accordance with said Section 5709.43.

SECTION 5. Pursuant to Section 5709.40 of the Ohio Revised Code, the Clerk of the Council is hereby directed to deliver a copy of this Ordinance to the Director of the Department of Development of the State of Ohio within fifteen (15) days after its passage. On or before March 31st of each year that the exemption set forth in Section 2 hereof remains in effect, the Finance Director or other authorized officer of this Village shall prepare and submit to the Director of the Department of Development of the State of Ohio the status report required under Section 5709.40 of the Ohio Revised Code.

SECTION 6. The Clerk of Council shall post copies of this Ordinance as provided by the Charter and Codified Ordinances of the Village.

SECTION 7. 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 the immediate necessity of providing funding for the Public Improvements so that such Public Improvements be constructed on a timely basis for the benefit of the environment and the residents of the Village and Northeast Ohio, 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: _____

Johnnie A. Warren, President of Council

Tanya Joseph, Clerk of Council

Presented to the
Mayor _____

Approved: _____

Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2023-46 was duly and regularly passed by this Council at the meeting held on the _____ day of _____, 2023.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2023-46 was duly posted on the _____ day of _____, 2023 and will remain posted for a period of fifteen (15) days thereafter as provided by the Charter and Codified Ordinances of the Village.

Tanya Joseph, Clerk of Council

Date _____

1st Reading
2nd Reading
3rd Reading
Under Suspension
Adopted

EXHIBIT A

The Public Infrastructure Improvements

DESCRIPTION OF THE PUBLIC IMPROVEMENTS

The Public Improvements consist of the construction of public streets, streetscape, utilities (including but not limited storm water drainage, sanitary sewerage, and water facilities), street and intersection improvements, bridges, pedestrian bridges, off-street public parking facilities, and utility connections, all in and around the Project Site, including, as necessary, dredging, grading, draining, paving, resurfacing, sidewalks, curbs, landscaping and fire hydrants, and installing street lighting and traffic control devices, the acquisition and construction of public parks, including the acquisition of real property or interests therein and any demolition and environmental remediation if necessary in connection with all of those public improvements.

The Public Improvements also include the construction of or improvements to any other public streets, utilities or other public facilities including, but not limited to, landscaping improvements such as durable plantings and rock formations, multi-purpose trails to encourage on-site walkers, artistic ambient lighting fixtures and cultural facilities in and around the property or serving the exempted properties, including land acquisition and installation and construction of utilities and all other necessary appurtenance, as well as related capital equipment purchases.

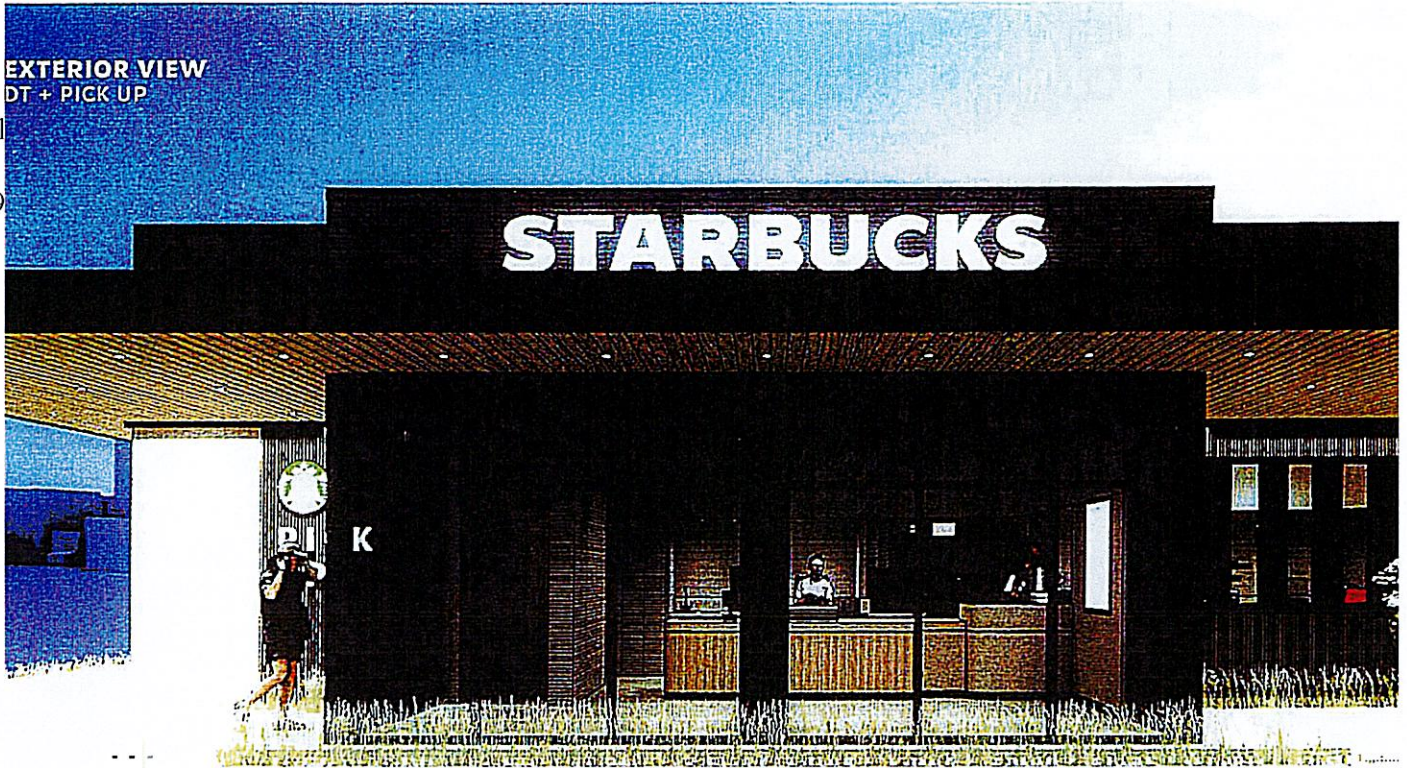
All of the above-mentioned Public Improvements are hereby determined to be Public Infrastructure Improvements (as defined in Revised Code Section 5709.40) and will benefit certain parcels of real property as set forth in Ordinance No. 2023 -46. All of the above-mentioned Public Improvements are anticipated to be made, subject to further approval by Council.

EXHIBIT B

EXTERIOR VIEW
DT + PICK UP

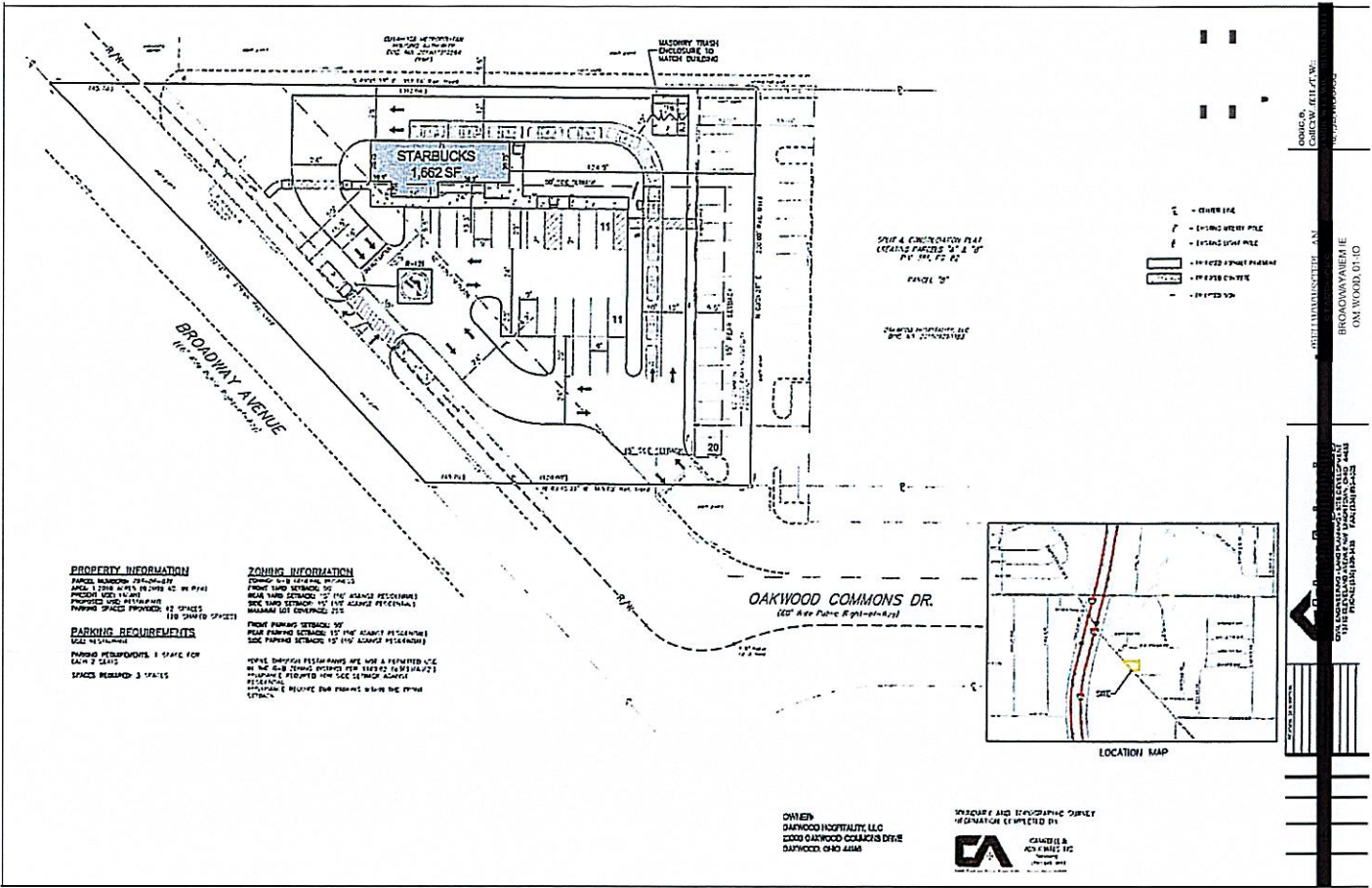
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ENTRAL DIVISION DESIGN STUDIO

Ur.C.U. COI rrr COMI"Alt" - r.i.-urmrN.J.I. JP f ur+1 CIU/I



1st Reading
2nd Reading
3rd Reading
Under Suspension
Adopted

ORDINANCE NO. 2023-47

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

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 FEDERAL METAL MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS AND DECLARING AN EMERGENCY

WHEREAS, Ohio Revised Code Sections 5709.40(B), 5709.42 and 5709.43 (the "Act") provide that Council of the Village of Oakwood, Ohio may describe Public Infrastructure Improvements ("Public Improvements") to be made which benefit certain parcels, declare Improvements (as defined in Revised Code Section 5709.40(A)) with respect to such parcels of real property located in the Village to be a public purpose thereby exempting those Improvements from real property taxation for a period of time and provide for the making of service payments in lieu of taxes by the owners of such Improvements, and establish a municipal public improvement tax increment equivalent fund into which such service payments shall be deposited; and

WHEREAS, the Public Improvements are generally described in Exhibit A hereto, and will directly benefit certain parcels of real property located within the Village; and

WHEREAS, the Village wishes to declare one hundred percent (100%) of the Improvements, as defined by Section 5709.40(A) of the Revised Code, to be a public purpose, thereby wholly exempting the Improvements from real property taxation; and

WHEREAS, the Village has determined that it is necessary and appropriate and in the best interests of the Village to provide for service payments in lieu of taxes pursuant to Section 5709.42 of the Ohio Revised Code; and

WHEREAS, the Public Improvements will directly benefit several parcels of real property (the "Properties"), the Permanent Parcels of which are listed in Exhibit B attached hereto and incorporated by reference herein, located in the Village; and

WHEREAS, notice of the above described property tax exemptions has been transmitted to the Board of Education of the Bedford City School District (the "School District") pursuant to Ohio Revised Code Sections 5709.40 and 5709.83:

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

SECTION 1. The Public Improvements described in Exhibit A hereto and anticipated to be made by the Village are hereby designated Public Improvements that directly benefit or, that once made, will directly benefit the Properties which are set forth in Exhibit B hereto and incorporated herein.

SECTION 2. Pursuant to and in accordance with the provisions of Ohio Revised Code Section 5709.40(B), Council hereby finds and determines that one hundred percent (100%) of the increase in the assessed value of the Properties that would first appear on the tax list and duplicate of real and public utility property after the effective date of this Ordinance (which increase in assessed value is herein referred to as the "Improvement" as defined in Section 5709.40(A)) is a public purpose, and one hundred percent (100%) of said Improvement is hereby declared to be a public purpose for a period of thirty (30) years and exempt from taxation commencing with the tax year in which an Improvement first appears on the tax list and duplicate of real and public utility property and that begins after the effective date of this Ordinance and ending on the earlier of (1) the date the Improvement has been exempted from taxation for a period of thirty (30) years or (2) the date on which the Village has collected into the Fund established in Section 4 hereof a total amount sufficient to pay those costs of the Public Improvements authorized in Section 4 hereof which are to be paid from that Fund.

SECTION 3. As provided in Section 5709.42 of the Revised Code, the Owners of the Improvement are hereby required to, and shall make, Service Payments in lieu of taxes to the Cuyahoga County Treasurer semiannually, on or before the date on which real property taxes would otherwise be due and payable for the Improvement. In accordance with Section 5709.42 of the Revised Code, the Cuyahoga County Treasurer shall distribute a portion of the Service Payments directly to the School District in an amount equal to the property tax payments the School District would have received had the Improvement not been exempted under this Ordinance. The Service Payments when distributed to the Village by the Cuyahoga County Treasurer shall be deposited in the Federal Metal Municipal Public Improvement Tax Increment Equivalent Fund created by Section 4 hereof. Council hereby authorizes and directs the Mayor, Finance Director, Law Director, and other appropriate officers of the Village to provide such information and certifications, to sign and deliver any necessary property tax exemption applications and execute and deliver or accept delivery of such instruments as are necessary and incidental to obtaining the exemptions and to make such arrangements as are necessary and proper for payment of said service payments in lieu of taxes.

SECTION 4. Council hereby establishes pursuant to and in accordance with the provisions of Section 5709.43 of the Ohio Revised Code, the Federal Metal Municipal Public Improvement Tax Increment Equivalent Fund (the "Fund"), into which shall be deposited all of the Service Payments in lieu of taxes distributed to the Village with respect to the Improvement on the Properties or on behalf of the Cuyahoga County Treasurer as provided in Section 5709.42 of the Ohio Revised Code and hereby provides that all of the moneys deposited in the Fund shall be used solely for the following purposes:

- (i) To pay any and all direct and indirect costs of the Public Improvements, including to reimburse the Village for any such costs incurred; and

- (ii) To pay the interest on and principal of bonds or notes, including refunding bonds or notes or other loans issued by the Village to finance those costs of the Public Improvements provided in clause (i) above until such notes or bonds are paid in full.

The Fund shall remain in existence so long as such Service Payments are collected and used for the aforesaid purposes, after which said Fund shall be dissolved in accordance with said Section 5709.43.

SECTION 5. Pursuant to Section 5709.40 of the Ohio Revised Code, the Clerk of the Council is hereby directed to deliver a copy of this Ordinance to the Director of the Department of Development of the State of Ohio within fifteen (15) days after its passage. On or before March 31 of each year that the exemption set forth in Section 2 hereof remains in effect, the Finance Director or other authorized officer of this Village shall prepare and submit to the Director of the Department of Development of the State of Ohio the status report required under Section 5709.40 of the Ohio Revised Code.

SECTION 6. The Clerk of Council shall post copies of this Ordinance as provided in the Charter and the Codified Ordinances of the Village.

SECTION 7. 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 the immediate necessity of providing funding for the Public Improvements so that such Public Improvements can be constructed, therefore, provided it receives two-thirds (66.67 %) 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: _____

Johnnie A. Warren, President of Council

Tanya Joseph, Clerk of Council

Presented to the

Mayor _____

Approved _____

Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2023-47 was duly and regularly passed by this Council at the meeting held on the _____ day of _____, 2023.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2023 -47 was duly posted on the _____ day of _____, 2023, and will remain posted for a period of fifteen (15) days thereafter in the Council Chambers and in not less than five (5) of the most public places in the municipality as determined by the Council of the said Village.

Tanya Joseph, Clerk of Council

DATED: _____

EXHIBIT A

Public Infrastructure Improvements

DESCRIPTION OF THE PUBLIC IMPROVEMENTS

The Public Improvements consist of the construction of public streets, streetscape, utilities (including but not limited storm water drainage, sanitary sewerage, and water facilities), street and intersection improvements, bridges, pedestrian bridges, off-street public parking facilities, and utility connections, all in and around the Project Site, including, as necessary, dredging, grading, draining, paving, resurfacing, sidewalks, curbs, landscaping and fire hydrants, and installing street lighting and traffic control devices, the acquisition and construction of public parks, including the acquisition of real property or interests therein and any demolition and environmental remediation if necessary in connection with all of those public improvements.

The Public Improvements also include the construction of or improvements to any other public streets, utilities or other public facilities including, but not limited to, landscaping improvements such as durable plantings and rock formations, multi-purpose trails to encourage on-site walkers, artistic ambient lighting fixtures and cultural facilities in and around the property or serving the exempted Properties, including land acquisition and installation and construction of utilities and all other necessary appurtenances as well as related capital equipment purchases.

All of the above-mentioned Public Improvements are hereby determined to be Public Infrastructure Improvements (as defined in Revised Code Section 5709.40) and will benefit certain parcels of real property as set forth in Ordinance No. 2023-47. All of the above-mentioned Public Improvements are anticipated to be made, subject to further approval by Council.

EXHIBIT B

Listing of Permanent Parcel Numbers: 795-47-032 and 795-48-020

1st Reading
2nd Reading
3rd Reading
Under Suspension
Adopted

ORDINANCE NO. 2023-47

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

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 FEDERAL METAL MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS AND DECLARING AN EMERGENCY

WHEREAS, Ohio Revised Code Sections 5709.40(B), 5709.42 and 5709.43 (the "Act") provide that Council of the Village of Oakwood, Ohio may describe Public Infrastructure Improvements ("Public Improvements") to be made which benefit certain parcels, declare Improvements (as defined in Revised Code Section 5709.40(A)) with respect to such parcels of real property located in the Village to be a public purpose thereby exempting those Improvements from real property taxation for a period of time and provide for the making of service payments in lieu of taxes by the owners of such Improvements, and establish a municipal public improvement tax increment equivalent fund into which such service payments shall be deposited; and

WHEREAS, the Public Improvements are generally described in Exhibit A hereto, and will directly benefit certain parcels of real property located within the Village; and

WHEREAS, the Village wishes to declare one hundred percent (100%) of the Improvements, as defined by Section 5709.40(A) of the Revised Code, to be a public purpose, thereby wholly exempting the Improvements from real property taxation; and

WHEREAS, the Village has determined that it is necessary and appropriate and in the best interests of the Village to provide for service payments in lieu of taxes pursuant to Section 5709.42 of the Ohio Revised Code; and

WHEREAS, the Public Improvements will directly benefit several parcels of real property (the "Properties"), the Permanent Parcels of which are listed in Exhibit B attached hereto and incorporated by reference herein, located in the Village; and

WHEREAS, notice of the above described property tax exemptions has been transmitted to the Board of Education of the Bedford City School District (the "School District") pursuant to Ohio Revised Code Sections 5709.40 and 5709.83:

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

SECTION 1. The Public Improvements described in Exhibit A hereto and anticipated to be made by the Village are hereby designated Public Improvements that directly benefit or, that once made, will directly benefit the Properties which are set forth in Exhibit B hereto and incorporated herein.

SECTION 2. Pursuant to and in accordance with the provisions of Ohio Revised Code Section 5709.40(B), Council hereby finds and determines that one hundred percent (100%) of the increase in the assessed value of the Properties that would first appear on the tax list and duplicate of real and public utility property after the effective date of this Ordinance (which increase in assessed value is herein referred to as the "Improvement" as defined in Section 5709.40(A)) is a public purpose, and one hundred percent (100%) of said Improvement is hereby declared to be a public purpose for a period of thirty (30) years and exempt from taxation commencing with the tax year in which an Improvement first appears on the tax list and duplicate of real and public utility property and that begins after the effective date of this Ordinance and ending on the earlier of (1) the date the Improvement has been exempted from taxation for a period of thirty (30) years or (2) the date on which the Village has collected into the Fund established in Section 4 hereof a total amount sufficient to pay those costs of the Public Improvements authorized in Section 4 hereof which are to be paid from that Fund.

SECTION 3. As provided in Section 5709.42 of the Revised Code, the Owners of the Improvement are hereby required to, and shall make, Service Payments in lieu of taxes to the Cuyahoga County Treasurer semiannually, on or before the date on which real property taxes would otherwise be due and payable for the Improvement. In accordance with Section 5709.42 of the Revised Code, the Cuyahoga County Treasurer shall distribute a portion of the Service Payments directly to the School District in an amount equal to the property tax payments the School District would have received had the Improvement not been exempted under this Ordinance. The Service Payments when distributed to the Village by the Cuyahoga County Treasurer shall be deposited in the Federal Metal Municipal Public Improvement Tax Increment Equivalent Fund created by Section 4 hereof. Council hereby authorizes and directs the Mayor, Finance Director, Law Director, and other appropriate officers of the Village to provide such information and certifications, to sign and deliver any necessary property tax exemption applications and execute and deliver or accept delivery of such instruments as are necessary and incidental to obtaining the exemptions and to make such arrangements as are necessary and proper for payment of said service payments in lieu of taxes.

SECTION 4. Council hereby establishes pursuant to and in accordance with the provisions of Section 5709.43 of the Ohio Revised Code, the Federal Metal Municipal Public Improvement Tax Increment Equivalent Fund (the "Fund"), into which shall be deposited all of the Service Payments in lieu of taxes distributed to the Village with respect to the Improvement on the Properties or on behalf of the Cuyahoga County Treasurer as provided in Section 5709.42 of the Ohio Revised Code and hereby provides that all of the moneys deposited in the Fund shall be used solely for the following purposes:

- (i) To pay any and all direct and indirect costs of the Public Improvements, including to reimburse the Village for any such costs incurred; and

(ii) To pay the interest on and principal of bonds or notes, including refunding bonds or notes or other loans issued by the Village to finance those costs of the Public Improvements provided in clause (i) above until such notes or bonds are paid in full.

The Fund shall remain in existence so long as such Service Payments are collected and used for the aforesaid purposes, after which said Fund shall be dissolved in accordance with said Section 5709.43.

SECTION 5. Pursuant to Section 5709.40 of the Ohio Revised Code, the Clerk of the Council is hereby directed to deliver a copy of this Ordinance to the Director of the Department of Development of the State of Ohio within fifteen (15) days after its passage. On or before March 31 of each year that the exemption set forth in Section 2 hereof remains in effect, the Finance Director or other authorized officer of this Village shall prepare and submit to the Director of the Department of Development of the State of Ohio the status report required under Section 5709.40 of the Ohio Revised Code.

SECTION 6. The Clerk of Council shall post copies of this Ordinance as provided in the Charter and the Codified Ordinances of the Village.

SECTION 7. 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 the immediate necessity of providing funding for the Public Improvements so that such Public Improvements can be constructed, therefore, provided it receives two-thirds (66.67 %) 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.

PASSES: _____

Johnnie A. Warren, President of Council

Tanya Joseph, Clerk of Council

Presented to the
Mayor _____

Approved _____

Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2023-47 was duly and regularly passed by this Council at the meeting held on the _____ day of _____, 2023.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2023 -47 was duly posted on the _____ day of _____, 2023, and will remain posted for a period of fifteen (15) days thereafter in the Council Chambers and in not less than five (5) of the most public places in the municipality as determined by the Council of the said Village.

Tanya Joseph, Clerk of Council

DATED: _____

EXHIBIT A

Public Infrastructure Improvements

DESCRIPTION OF THE PUBLIC IMPROVEMENTS

The Public Improvements consist of the construction of public streets, streetscape, utilities (including but not limited storm water drainage, sanitary sewerage, and water facilities), street and intersection improvements, bridges, pedestrian bridges, off-street public parking facilities, and utility connections, all in and around the Project Site, including, as necessary, dredging, grading, draining, paving, resurfacing, sidewalks, curbs, landscaping and fire hydrants, and installing street lighting and traffic control devices, the acquisition and construction of public parks, including the acquisition of real property or interests therein and any demolition and environmental remediation if necessary in connection with all of those public improvements.

The Public Improvements also include the construction of or improvements to any other public streets, utilities or other public facilities including, but not limited to, landscaping improvements such as durable plantings and rock formations, multi-purpose trails to encourage on-site walkers, artistic ambient lighting fixtures and cultural facilities in and around the property or serving the exempted Properties, including land acquisition and installation and construction of utilities and all other necessary appurtenances as well as related capital equipment purchases.

All of the above-mentioned Public Improvements are hereby determined to be Public Infrastructure Improvements (as defined in Revised Code Section 5709.40) and will benefit certain parcels of real property as set forth in Ordinance No. 2023-47. All of the above-mentioned Public Improvements are anticipated to be made, subject to further approval by Council.

EXHIBIT B

Listing of Permanent Parcel Numbers: 795-47-032 and 795-48-020

ORDINANCE NO. 2023 -48

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

AN EMERGENCY ORDINANCE DETERMINING THE PERIOD OF TAX EXEMPTION FOR AN IMPROVEMENT TO REAL PROPERTY OWNED BY FEDERAL METAL CO. LOCATED IN OAKWOOD COMMUNITY REINVESTMENT AREA NO. 1

WHEREAS, The Mayor, as Housing Officer, certifies that improvements to the commercial property in Oakwood Community Reinvestment Area No. 1, owned or to be owned by Federal Metal Co.. (hereinafter "Federal Metal"), qualifies for real property tax exemption under Ordinance 1991-72, as amended by Ordinances 1996-61, 2001-22 and 2019-09; and

WHEREAS, The Mayor, as Housing Officer, has given notice to the Board of Education in the school district in which the proposed tax exempted property is located pursuant to Section 5709.83 of the Ohio Revised Code; and

WHEREAS, Council must determine the period of such exemption:

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

SECTION 1. Federal Metal is proposing to build one to three new steel-frame buildings between 35,000 and 50,000 square feet total for receiving, production, shipping, and warehousing at a total estimated cost of \$4,000,000.⁰⁰ including the construction of an entrance/exit for trucks.

SECTION 2. To the extent that the improvements to the real properties located at 7250 Division Street, also known as Permanent Parcel Numbers 795-47-032 and 795-48-020 (hereinafter "Property"), which are within the Village of Oakwood (hereinafter "Village") and Oakwood Community Reinvestment Area No. 1 and owned by Federal Metal or its successor in interest, will increase the market value of the real property improvements, such amount shall be, and hereby is, exempt from real property taxation pursuant to Ordinance 1991-72, as amended by Ordinances 1996-61, 2001-22, and 2019-09, and Section 3735.67(D)(2) of the Ohio Revised Code for a period of fifteen (15) years, beginning in the year following the calendar year of certification of the above to the County Auditor by the Village Housing Officer after the completion of each building. Said exemption shall cover ninety percent (90%) of the dollar amount by which the improvements increase the market value of the real property improvements. Any additional development on the balance of the Property similar in nature to that presently proposed, will be granted similar incentives provided such development occurs within five (5) years of the adoption of this Ordinance. In addition, all tap-in, permit and review fees, as well as the abatement application fee, shall be waived for the construction of these facilities and items related thereto, as and for additional economic incentives to Federal Metal for the Project within the Village of Oakwood, Ohio.

SECTION 3. The period of said exemption shall terminate before the end of fifteen (15) years, but after the first year of exemption, if the Housing Officer finds and certifies delinquency

in a payment of property taxes for the Property or that the Property has not been maintained or repaired due to the negligence of the owner.

SECTION 4. In the event Federal Metal or its successor(s) in interest, fail to construct the building(s) indicated in its application, which application is attached hereto and expressly made a part hereof by reference and marked Exhibit "A", within eighteen months of the date of this Ordinance this exemption shall become null and void. If Federal Metal or its successor(s) in interest shall, for any reason, cease operation of the buildings contemplated hereunder, it shall reimburse to the County Auditor for proper distribution an amount equal to 100% of the tax incentive dollars it has saved as a result of this Ordinance to the point operations have ceased.

SECTION 5. In the event the real property tax, as it is presently constituted, is eliminated by the State of Ohio and if a new tax, in whatever form, replaces said real property tax and, in the further event abatement from the payment of the new tax is permitted by applicable law, the Village agrees to allow for the substitution of the new form of abatement for the abatement described herein, provided the new abatement bears the same proportion to the new tax that the present abatement bears to the present tax and provided further that the substitution is permitted, in whole or in part, by State and /or local laws and is approved by any governmental entity having jurisdiction over such matters including, but not limited to, the local school board. Said substituted abatement shall continue for the remaining duration of the existing abatement.

SECTION 6. 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 and the preservation of time-sensitive economic development opportunities for the benefit of the Village and its residents, therefore, provided it receives two-third (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: _____
Johnnie A. Warren, President of Council

Tanya Joseph, Clerk of Council

Presented to the
Mayor _____

Approved: _____

Gary V. Gottschalk, Mayor

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2023-48 was duly and regularly passed by this Council at the meeting held on the _____ day of _____, 2023.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2023-48 was duly posted on the _____ day of _____, 2023, and will remain posted as provided in the Charter and Codified Ordinances of the said Village.

Tanya Joseph, Clerk of Council

DATED: _____

RESOLUTION NO. 2023 – 49

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH FEDERAL METAL CO., FOR THE PROVISION OF A JOB CREATION GRANT AND DECLARING AN EMERGENCY

WHEREAS, Federal Metal Co. (hereinafter “Federal Metal”) has indicated to the Village that it intends to expand its operations in the Village by constructing one to three new shipping and warehousing buildings and staffing those buildings; and

WHEREAS, Federal Metal has solicited a Job Creation Tax Credit from the Village of Oakwood; and

WHEREAS, R.C. Sec 718.15 permits municipalities to grant job creation tax credits; and

WHEREAS, the Council of Village of Oakwood has investigated this matter and has recommended the approval of this grant:

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 a Job Creation Grant Agreement in the form substantially similar to the one attached hereto, expressly made a part hereof by reference, and marked Exhibit A.

SECTION 2. The Finance Director be and is hereby authorized to expend such non-tax funds of the Village pursuant to and in accordance with the terms and conditions contained in the attached Agreement.

SECTION 3. This Resolution 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 and the creation of job opportunities and other economic benefits for residents of the Village and surrounding areas for which time is of the essence, therefore, provided it receives two-thirds ($\frac{2}{3}$) of the vote of all members of Council elected thereto, said Resolution 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: _____

Johnnie A. Warren, President of Council

Tanya Joseph, Clerk of Council

Presented to the
Mayor _____

Approved: _____

Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Resolution No. 2023 -49 was duly and regularly passed by this Council at the meeting held on the _____ day of _____, 2023.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Resolution No. 2023 -49 was duly posted on the _____ day of _____, 2023, and will remain posted as provided in the Charter and Codified Ordinances the said Village.

Tanya Joseph, Clerk of Council

DATED: _____

EXHIBIT A

JOB CREATION GRANT AGREEMENT

This agreement made and entered into this ____ day of _____, 2023, by and between the Village of Oakwood, Ohio, an Ohio municipal corporation, with its main offices located at 24800 Broadway Avenue, Oakwood Village, Ohio 44146 (hereinafter referred to as "Village" or "Oakwood") and Federal Metal Co., an Ohio Corporation with its main offices located at 7250 Division Street, Oakwood Village, OH 44146 (hereinafter referred to as "Company").

WITNESSETH:

WHEREAS, Oakwood has encouraged the creation and retention of job opportunities throughout the Village; and

WHEREAS, the Company is desirous of upgrading certain facilities leasing certain facilities located at 7250 Division Street to create employment opportunities (hereinafter sometimes referred to as the "Project") within the boundaries of the Village of Oakwood, provided that the appropriate development incentives are available to support the economic viability of said Project; and

WHEREAS, the Village of Oakwood is desirous of providing the Company with incentives available for the development of the Project; and

WHEREAS, the Council of the Village of Oakwood has investigated this matter and has recommended the same on the basis that the Company is qualified by financial responsibility and business experience to create employment within the Village of Oakwood and improve the economic climate of Oakwood;

NOW, THEREFORE, in consideration of the mutual covenants hereinafter contained and the benefit to be derived by the parties from the execution hereof, the parties herein agree as follows:

1. Description of the Project.

A. The Company, located in Oakwood Village since 1960, uses recyclable material to manufacture bronze and brass ingots used in a variety of manufacturing operations in the U.S The Company is proposing to build one to three new steel-frame buildings between 35,000 and 50,000 square feet total for receiving, production, shipping, and warehousing at a total estimated cost of \$4,000,000.⁰⁰ including the construction of an entrance/exit for trucks.

2. Job Creation and Retention.

In order to receive the grants set forth in Section 3 below, the Company must remain in the Village of Oakwood and maintain a minimum annual payroll of Eight million Dollars (\$8,000,000.00) which amount shall be subject to the Village's Municipal Income Tax. The minimum payroll to receive the grants set forth in Section 3 below shall be increased yearly by two percent (2%) throughout the term of this Agreement.

3. Issuance of Grant.

- A. The Village of Oakwood hereby grants a Job Creation Grant based upon the creation of new payroll and jobs in the Village of Oakwood, according to the schedule below.

<u>Years</u>	<u>Amount of Grant</u>
10	One hundred percent (100%) of "additional payroll taxes" paid to Oakwood for any year during the term of this Agreement. The term "additional payroll taxes" shall mean income tax paid to Oakwood on gross annual payroll in excess of Eight million Dollars (\$8,000,000.00) plus any yearly adjustments provided in Section 2 hereinabove.

- B. To receive a grant in any given year, the Company must make written application to the Village through the Mayor for such grant and provide the necessary documentation in support of its application. Based upon the information supplied to the Mayor, the Mayor shall recommend in writing to Village Council whether the grant should be given for any such year. Based upon Council's review of the information and documentation supplied by the Company together with the recommendation of the Mayor, Council shall either approve or deny such grant based upon compliance by the Company with the criteria set forth in this Agreement. This application must be made no later than April 1 of any year for which a grant is in effect.

4. Grant Payments.

A. Initial Grant Payment.

The initial grant payment shall be made by June 30, 2025, provided that the Company files its Reconciliation of Village Income Tax Withheld RITA Form 17 by February 28, 2025.

B. Timing of Annual Grant Payments.

Annual grant payments shall be made by June 30th of each subsequent year, provided that the Company timely files its application and Reconciliation of Village Income Tax Withheld RITA Form 17 on the dates specified hereinabove. If the Company requests an extension for filing of its RITA Form 17, the Village shall make the grant payment within three months of the extended filing date provided it has complied with all other terms of this Agreement. It is the responsibility of the Company to advise the Mayor of any RITA Form 17 filing extension.

5. Information for Annual Review. The Company shall timely provide to the Village any information reasonably required by the Village to evaluate the Company's compliance with the Agreement.

6. Certification as to Payments of Taxes. The Company certifies that at the time this

Agreement is executed and during any time while this agreement is in effect, the Company does not owe any delinquent real or tangible personal property taxes to any taxing authority of the State of Ohio, and does not owe delinquent taxes for which the Company is liable under Chapters 5733, 5735, 5739, 5741, 5743, 5747, or 5753 of the Ohio Revised Code, or, if such delinquent taxes are owed, the Company currently is paying the delinquent taxes pursuant to an undertaking enforceable by the State of Ohio or an agent or instrumentality thereof, has not filed a petition in bankruptcy under 11 U.S.C.A. 101, et seq., nor has such a petition been filed against the Company. For the purposes of this certification, delinquent taxes are taxes that remain unpaid on the last day prescribed for payment without penalty under the Chapter of the Revised Code governing payment of those taxes.

7. Non-Discrimination Hiring. By executing this Agreement, the Company is committing to following non-discriminatory hiring practices acknowledging that no individual may be denied employment solely on the basis of race, religion, sex, disability, color, national origin, ancestry, or any other prohibited classification. Company further agrees to use a good-faith effort in giving preference in hiring to Oakwood Village residents provided they are otherwise qualified for the position available.
8. Transfer and Assignment. This Agreement is not transferable or assignable without the express, written approval of Oakwood Village Council. The Village acknowledges that it would be unreasonable to withhold such consent in the event of a proposed transfer or assignment to any parent, subsidiary, or affiliate of the Company or to any third party so long as, with respect to all or any of such proposed transfers or assignments, the proposed transferee or assignee adequately and sufficiently demonstrates to the Village's reasonable satisfaction, its financial ability, business experience and intentions to continue its operations of the Facility and Project in a manner similar to that of the Company in all pertinent respects.
9. Termination of Grant
 - A. If the Company fails to submit required information and/or reports as set forth above, the Village may terminate or modify this Agreement and deny or modify future grants heretofore granted from the date of the Company's breach or default. In the case as provided in this Subsection, the Village's termination, or modification of this Agreement may be instituted only if the Company fails to cure any breach of any term of this Agreement as determined by the Village within ten (10) days of receiving written notice of such failure from the Village or if cure of the breach cannot be completed within ten (10) days, if the Company has not made a good faith start of the cure, and/or not diligently pursued same.
 - B. Oakwood may terminate or modify this Agreement and may also require the repayment of the full amount of grant payments awarded under this Agreement, if the Village determines that the certification as to delinquent taxes required by this Agreement is fraudulent or untrue, or if the Company otherwise breaches this Agreement.
 - D. Oakwood may terminate or modify this Agreement and may also require the

repayment of 100% of the full amount of the grant payments awarded under this Agreement, upon the occurrence of the following:

The Company vacates the premises located at 7250 Division St. and moves the Project out of the Village of Oakwood or terminates its operations at the premises altogether during the term of this Agreement.

- E. In determining whether or not to modify this Agreement the Mayor of the Village of Oakwood and Village Council shall consider the effect of market conditions on the Company's project and whether or not the Company is closing its operations, relocating its operations outside the Village of Oakwood or relocating its operations within the Village of Oakwood. After making the determination, the Mayor shall recommend to Village Council any modifications to this Agreement. The Village Council may adopt or modify this recommendation at its discretion. The Company agrees to reimburse the Village of Oakwood any grant refunds as provided above within fifteen (15) days of the date of the notice to refund grant funds is provided to the Company as detailed herein.

10. Any notices, statements, acknowledgments, consent approvals, certificates, or requests required to be given on behalf of either party shall be made in writing addressed as follows:

If to the Village to: Village of Oakwood
24800 Broadway Avenue
Oakwood Village, Ohio 44146
Attn: Mayor

With a copy to: Director of Law - Village of Oakwood
34305 Solon Rd., Ste. 100
Solon, OH 44139
440.249.7906 X 137
jclimer@mrrlaw.com

If to the Company to: Federal Metal Co.
7250 Division St.
Oakwood Village, Ohio 44146

11. Condition Precedent. The Company and Oakwood acknowledge that this Agreement must be approved by formal action of the legislative authority of the Village of Oakwood as a condition for the agreement to take effect.

IN WITNESS WHEREOF, the parties hereto, after first being duly authorized, have executed this agreement on the date first written above.

WITNESSED BY:

VILLAGE OF OAKWOOD

By: _____
Gary V. Gottschalk, Mayor
Village of Oakwood

WITNESSED BY:

Federal Metal Co.

WITNESSED BY: _____

By: _____ (Title)

WITNESSED BY: _____

Approved as to legal form:

James A. Climer, Director of Law
Village of Oakwood

This Agreement has been authorized by Resolution No. 2023 -49, adopted the ____ day
of _____, 2023.

Tanya Joseph, Clerk of Council

VILLAGE OF OAKWOOD
FINANCE MEETING
2023-11-14

ATTENDANCE

Johnnie Warren, President
Elaine Gaither, At- Large
Eloise Hardin, Ward 2
Paggie Matlock, Ward 3*
Mary Davis, Ward 4
Candace Williams, Ward 5

Brian L. Thompson– Finance Director

ABSENT

Gary V Gottschalk, Mayor
James Climer, Law Director
Mark Garratt, Police Department
Daniel Marinucci, Chief Bldg. Official
Dave Tapp – Fire Department

Tom Haba, Service Director
Ed Hren, Village Engineer
Ross Cirincione, Prosecutor
Carlean Perez – Recreation Director
Chris Callender, Ward 1

** Arrived after roll call*

Meeting opened 6:05 p.m. by Warren

Pledge of Allegiance

Roll Call taken

Warren: We will begin with the Finance Committee meeting. We will now turn it over to Mr. Thompson.

Thompson: Thank you Mr. Chairman, tonight's agenda we will kick off our budget hearings. Tonight, we have lined up our illustrious Fire department. I also handed out drafts from the Clerk for Council's 2024 budget. Also, the Clerks budget if we have time. If you kind of wanted to peruse through that, we can have a brief discussion. I have one legislation on tonight, it's an annual piece of business. It certifies the rates that the County gave us that we sign every year. At this time, I will have the Fire Chief and Assistant Fire Chief follow through on the nice red handed out booklet in detail for the Fire Department. I will turn it over to Mr. Dave Tapp and Mr. Dirocco. **Tapp:** We made a booklet with a very formal budget if you open up the front page. It just gives a job description of what we usually do. Our job really doesn't change, other than new demands. So, it is pretty much similar to what we had last year. The next page after that is going to be our budget for the year. It gives you all of our 101-account information. This year the only change we are asking for on the whole budget would be an increase in payroll. We figured we could make our budget work with what we had last year. We didn't need to increase any other line. **Hardin:** You are not buying any equipment? **Tapp:** That is going to be on the last couple pages because we are going to need a new Fire Engine. **Thompson:** Kind of simultaneous with their hand out. I did a historical search of what we spent in 2022's final annual. Then the 2023 budget, what was spent up to August 31st because that's my last closed month. Along with the projections for 2024. **Tapp:** Our 217 fund here, hopefully we don't need any changes on that. That's where our ambulance billing money comes through. We can't guarantee the amount of that because it's based on call volume. We did lose a nursing home this year that was closed down, but there are potential buyers. But call volume is never going down, it's always going up so that number usually stays the same. It may increase next year but it should be

around the same. **Davis:** During those calls, insurance pays some people the insurance back. Does it pay you? **Tapp:** Correct. **Davis:** Does it go to the general fund or just the Fire Department? **Thompson:** EMS claims we collect from Life Force, we put those in the 217 fund. **Davis:** Does that go back to this? **Thompson:** If you look at the exhibit, the white copy I gave you. Because it is a special revenue fund, you can see up top where you got the 2024 estimated revenues. The Fire Chief had dialogued about the level of collections for next year. When we get those collections we book them in those revenue funds up top. Then it is offset by potential expenses for them to utilize as well. They kind of have two budgets, the Fire Department general fund and this EMS collections is strictly funded with the collections from that. We have an agency that does that for us. **Davis:** How much did we get this year? **Thompson:** That comes from all three communities. **Tapp:** It's broken down per Oakwood, per Glenwillow, per Walton Hills. **Davis:** Okay. **Thompson:** Just about all categories last year about \$311,000.00. **Davis:** Collected? **Thompson:** Yes between all, we just kind of evaluated this year. We kept the same collection level at 345 per community this year. Even in light of losing the nursing home. **Hardin:** How did we lose it? **Tapp:** The one in Glenwillow closed. The call volume went down from that, but the call volume never goes down. We get more calls every year. **Hardin:** I'm not sure if her question was answered as it relates to the general fund. **Davis:** Mr. Thompson said that the money collected, like the \$311,000.00, went back to them. It goes back to them to use in their budget. **Thompson:** Those categories under 217 fund as well. A lot of it goes towards the leasing of vehicles we've had historically over the years. It's in their budget too, it's a one pager. The service charges line is strictly for the Life Force company that collects the ambulance billings. **Davis:** Does it go up every year the amount they charge for the insurances? **Tapp:** Last year it went up a very small dollar amount. **Davis:** You have no control over what they charge that's up to the collection company? **Dirocco:** No, some of it is based on the Medicaid and Medicare reimbursement rates so they set it. **Davis:** Ok, thank you. **Hardin:** Make it really simple for me, out of the ambulance billing fund, how much came in, how much did they use, and how much is left? **Thompson:** Up through now on the 217 fund we collected approximately \$138,000.00 throughout the year. **Hardin:** The hundred and thirty-eight you just mentioned, what is that amount? **Thompson:** That was the expenses spent. **Hardin:** That they expended? **Thompson:** Yes, it was a \$190,000.00 collection revenue and they spent approximately \$138,000.00. **Davis:** I thought it would be a lot more money collected than that. **Thompson:** Of course, it's projected for the whole year. This is just through eight periods of the year. I am comparing both of them at the same time period. **Hardin:** So, we are talking maybe \$52,000.00 that's left? **Thompson:** Yeah, but he still has the last quarter of the year. It could be some equipment purchases, ambulance, and engine repairs. So, their could be more expenses throughout the year. Over the previous years it has always pretty much self-funded itself. It's never been in a deficit. **Hardin:** I'm sure it's not a deficit but there's never been any left over. **Thompson:** It could be some leftovers; we started the year at about \$5,000.00 that was left over from 2022. That's the begin balance of the fund. Then we collect the revenues, and he can expend the revenues. I anticipate it to be positive by the end of the year, it stays in the 217 fund. **Hardin:** It has to so we can track it. Are you saying that in the past the department is almost self-funded? **Thompson:** Yes, we have never had to put transfers in the 217 fund. It has always been funded by it's collection. **Warren:** That is just ambulance billing isolated to ambulance billing for the three communities. **Thompson:** Yes. **Warren:** The net receivable and the net payables, then the difference at the end of the year is five to ten thousand dollars. **Thompson:** Yes, that's where it was last year. You also have the general fund. **Hardin:** When you say the general fund, it also funds them? Is that what you are trying to say? **Williams:** The Fire Department not the 217 fund. **Hardin:** I wanted to

make sure that's what he's saying. **Thompson:** Right. **Hardin:** Okay. **Davis:** You have a percent increase for your wages, what percent did you use? **Tapp:** Five percent for wage increase. **Hardin:** Is that what we are using across the board Mr. Finance Director? **Thompson:** Yes, I instructed everyone to put in the five percent increase. **Warren:** We parallel our increases of the departments with the negotiated percentages of the Police. **Thompson:** Yes, with their FOP contract. **Warren:** As we have done in the past. **Davis:** You guys don't use much office supplies. You have been managing four to five hundred, but you have two thousand dollars in the budget. Do you think you need that two thousand? **Tapp:** What we consider office supplies is our toiletries, paper towels, computer supplies, etc. We go about four times a month and it's about three to four hundred when we go. **Davis:** You only used \$416.00 according to this as the end of August. **Tapp:** It's higher from August. **Davis:** I am surprised your gasoline is down, you had a budgeted amount. But the expense must have been met by now. **Tapp:** We budgeted higher gas prices last year. Gas prices were down a little more this year, so I think that's why there's a difference there. **Davis:** Putting on the roof this year, was that all covered by insurance? Or was there a deductible for that? **Tapp:** Insurance covered a good percentage but not all. **Thomson:** We have a thousand-dollar deductible, the job is approximately seventy-two and some change. They ended up giving us \$75,000.00 for the repair but you would see that under capital. That is completed right, the job? **Tapp:** Yes. **Davis:** The fire hydrant is that to come out and check them or new ones? **Tapp:** For them to come out, if we have a hydrant that don't work we pay them. They take it out and replace the hydrant. It's a contract, every year it's the same amount. **Hardin:** Where is your training budget. **Warren:** It's about the 7th one down. **Hardin:** Are you being trained in the new fire fighting for electric vehicles? **Tapp:** We have had classes on that. It's up to us to go to the classes. But we do have ConEd online that they have classes for. So, we learn about all the new vehicles and types of fires. **Hardin:** Are you required to take those classes for those in the vehicles? The reason I asked, you know, is what happened in California. The whole freeway was shut down. Remember from just this week because of that one. **Tapp:** Yeah, they require so much water to put out any type of loads. But yes, we do know how and we have taken the classes. **Hardin:** Ok, thank you. **Thompson:** I know they had an additional section in the budget. Kind of outlined in the miscellaneous contractual. **Hardin:** Starting with that W2W? **Thompson:** Yes. **Tapp:** Yeah, It's a scheduling program, it's an annual fee every year. Pretty much all these are pretty much annual fees for us every year for each one of these. **Dirocco:** If you want any explanation, we'll tell you each one. Went to work is our software program for scheduling. Emsar, number 2 for \$3,000.00, that's a contract that we have with the company that services all of our power costs. The power load systems in the ambulance and our stair chairs. They come out annually and have to service them and make changes or replace batteries. Tac-cad, that's an integration that you have to pay for software in the dispatch side of our job. It's mapping and stuff to go to dispatch. Drug license, that is exactly what it is. We have to have a license to the hospital. Breathing air, that's the air that we breathe for our SCBA's in a fire. That company, it's a \$1000.00 contract to hydro test the bottles and service the generator for it. Active 911 is reporting how we get our calls on our pagers and iPads, that's the contract for that. Fire extinguishers, the extinguishers for the whole Village actually go through us. All of the city buildings, we collect all the fire extinguishers. Outside vendor comes and certifies them and services them, and we bring them all back. We don't have \$500.00 worth of extinguishers. That's all the police cruisers, Village Hall, Service Department, etc. That's every extinguisher owned by the Village. The sirens, that's the contract for the outdoor warning sirens that we throughout the Village. **Tapp:** And every city pays that same amount. **Dirocco:** The Community Center Fire alarm for whatever reason. We have paid to maintain and service that fire alarm at the Community Center. Probably because we were the ones

that pushed them to get it, so we inherited it. **Thompson:** Is that the Ansel System? **Dirocco:** Yes, the Cat generator, that's a generator that is used for the whole Village that's behind Village Hall. Once again, we service that. Ohio State Fire Association, that's an insurance carrier that covers volunteer and part-time firefighters. Hazmat, that's a contract we have with the local Hazmat team or the regional Hazmat team. So, every city pays X amount of dollars, and our cost is \$3500.00. VFF association, I'm not sure what that. **Tapp:** That's a Volunteer Fireman Association, that keeps us in the loop with what's going on for volunteer fireman. Any programs they offer, it's just an annual fee they give us. **Dirocco:** Stryker, takes care of the heart monitors. We have three heart monitors on our ambulances, which are about \$36,000.00 brand new. But they have to update those and calibrate a couple times a year, so that's what they charge for that contract. Flow MSP, is software for pre-planning. That's the pre-plan all the buildings in the Villages that we cover. So, when we go to a fire or fire alarm, we know the layout of the building where any hazards are. That's the annual contract for them. ESO is a reporting software for our fire calls. Every call, every incident we go on, we have to enter a report. ESO is the company that manages that and that's the cost. NEOFPA, that's Northeast Ohio Fire Prevention Association. That's myself, Dave and a couple of other inspectors belong to that organization. They have a monthly meeting to go over stuff like the electric car fires and new technology. Kind of keep us up to speed, so, that's the annual fee for that. MES Bench test, that's all of our SCBA's have to be tested annually. They come out with a like a mobile lab and take each individual SCBA, test it, calibrate, and make sure it's safe and good for use. We have twenty-six SCBA's, that's price \$1800 and that's where you go. **Davis:** The drug license you said from the hospitals, is that just two hospitals? **Dirocco:** My apology when I said the hospitals. It's actually through the state board pharmacy. So, we can go anywhere, but we have to be under one hospital. We use Ahuja Hospital; we still go to several other. **Thompson:** I think they did some of the same detail on other expenses the next page if you have any questions about that. **Dirocco:** So, we have a couple things on there. Portable radios are the walkie talkies we use, \$5000 apiece. Very expensive and it would cost a fortune to try to outfit with as many as we need to get the appropriate amount for every apparatus. We've kind of been buying them in stages. Some we got from the initial County grant probably five years ago. That's why we have the three, we figured three additional radios and just continue to add to the supply. Until we have a better number of radios then we can move them from truck to truck. **Williams:** Do you know how many you need total, is there an end game number? **Dirocco:** Yeah end game, you'll have 4 on each fire apparatus, which would be 12. You would have two on each ambulance, which would be 6, so you'd have 18. You have one in each of the cars, which is 5 to 23, so, and we're probably pretty close now. we're getting close to that; I want to say 18 maybe. **Tapp:** I think we got 14 or 15 on the grant and we've been trying to add a couple each year. **Dirocco:** We had one that broke in a fire. Somebody was on the ladder, it fell and broke. There's no warranty on it. You know, so say a \$5000 radio that you used for parts. Fortunately, that's the only one, but it still costs to do business unfortunately. **Matlock:** How often do they upgrade these radios? **Dirocco:** The radios that we have now, is the first time we've upgraded them since I've been here in 1999. So, we kind of have the same system with an older system. Then everybody in the area and really the state went to these newer Mark style radios, which are a different frequency. I don't see that like changing. **Tapp:** The programming on them is done computerized now. That's why we have to pay the \$2500.00 for them to come in and reprogram some radios. Sometimes, channels may change, you may have to add another department. **Dirocco:** Yeah, the old radios, you couldn't really do that. It was kind of more like a fancy Fisher Price one where there were 16 channels and that's all there were. This one you could build or add like a computer, several channels to build out indefinitely. **Hardin:** Your next page is

your chart for your organizational chart. **Dirocco:** Correct. **Hardin:** You have a Chief and you have two... **Williams:** I don't think they were finished going. **Dirocco:** Radio chargers along with the radio, those are the mounted chargers that go in the fire truck. We still to this day don't have. We have base chargers which are like on the desk, you can charge it. But there's no mounted charger within the apparatus. So, you take the radio and swapped out the chip instead that's what that \$3000 is. Vehicle soap, I know it sounds expensive. It's one giant thing that we get probably once a year. It's like a 55-gallon barrel, keeps the crud and the trucks in good shape to keep the salt off of them. Vehicle DEF fluid, that's a diesel exhaust fluid. It's a mandated EPA thing. All diesel trucks now have a DEF fluid that gets added when you add diesel to. It's kind of a pain in the butt, but you have to buy it and that's what that cost. Next page, now we're to the organizational chart. Since, Chief Tapp has taken over. We used to have one assistant chief, which was Dave Tapp. We're all part time, so it's kind of hard to make sure there's a chief here all the time. Dave, as being the Chief for the last two years found it better to work with two assistant chiefs, because Dave works full-time elsewhere. I work full time elsewhere, and the other assistant chief works full time elsewhere. We all work here, so, between 3 Chief Officers, there's one of us here seven days a week or available for an emergency 24/7 365, it's important. Like we saw it come to light with I. Schuman. It's very important to have us available, whether it was the media, the investigation, the fire itself, to have one of us available every day. So, we have Chief Tapp at the top, myself, and Chris Manto, are his assistants. **Matlock:** So, everyone at the Fire Station is part time? There is not one full time person there, not a full time chief. **Tapp:** The Chief, that's the only full-time position at the Fire Department. **Matlock:** That's the only one? **Tapp:** That is correct. **Matlock:** In the meantime, you are detailed into that position as Chief, right? **Tapp:** Correct. **Matlock:** So, both of you guys are just like splitting it halfway down the middle. **Dirocco:** Chief Tapp has been working full time around his other job, maintaining actually working putting in full time hours. Myself and the other assistant Chief have pretty much been combining to make the equivalent of one full-time person. **Hardin:** Did we always had two assistant chiefs? **Dirocco:** No, we have not. **Matlock:** That's the question that I want to ask because I am looking at two assistant chiefs and then one full time chief. **Dirocco:** Yeah, correct. **Davis:** So, have you been made the Chief, or you have not been made officially? **Tapp:** I have not. **Davis:** So, you're still the chief interim, so that's why you work the other job full time or? **Tapp:** Yeah. **Davis:** Have you heard any word on this? Or Nothing going forward yet, may I ask? **Warren:** That would be a matter of personnel. We'll discuss it with the Mayor and that's behind closed doors because of the fact that it's a matter of personnel. **Hardin:** This budget that we're looking at. It's designed to accommodate this organizational chart? then. **Tapp:** Correct, we should come in at that budget number. **Matlock:** With the full time and two-part time Assistant Chiefs? **Dirocco:** What we kind of did was, we kind of split up what we did around the department to kind of have some overlap. I was a captain in fire prevention. Now also, I'm acting as the Assistant Chief under Dave. I still operate the role of Fire Prevention, so kind of two goals. It didn't add any more personnel, just kind of switch. **Williams:** And this is balancing because none of you have received any pay increases. **Tapp:** Correct. **Davis:** What is FPO? The last two? **Dirocco:** Yeah, those are Fire Prevention Officers. **Davis:** Ok, and you are on of those? **Dirocco:** We have two, we have two Captains, which kind of all of the Lieutenants kind of answer to the Captains. The Captains kind of answer to myself and the other Assistant Chief and Dave. The Lieutenants run the shift and are in charge of the Firefighters. FF/PM, is the Firefighter Paramedic. Fire Prevention Officers. We have two people; I am in charge of the Fire Prevention Bureau. We have two other inspectors because we have between the three cities, we have about 800 businesses that get an annual inspections. So, it would require we have somebody get in Fire Prevention Office Monday

through Friday, seven to five. We accomplish that with myself and two-part timers at work a day or two a week.

Hardin: Does that mean overtime then or no? **Dirocco:** No. **Hardin:** It's scheduling, that's how you accomplished all of this. **Dirocco:** Correct. **Hardin:** Ok, thank you. **Williams:** I've got five empty squares spaces you need to fill. **Dirocco:** There are some empty spaces. We had a couple of people leave. Somebody got hired somewhere else and left. Someone retired for his full-time job and just kind of went away from the fire service. Two things, one, We used to have a stack of applications. The fire service has kind of changed nationwide. There is not that draw anymore, it really isn't. We're maintaining filling the shifts with what we have. So, we have the approval to hire up to that many with our ordinance up to 70 people. But unless we find you know, a really good fit. We don't want just hire somebody to hire somebody. We want to have somebody that really can work out good for Oakwood. So yeah, that's what those five spots are. Especially once the wintertime comes, hours kind of get scarce. It changes once you get to spring, and everybody's kids are doing baseball in the upper bowls. That's kind of when you start looking to maybe hire somebody. But we want to make sure we hire the right person. **Williams:** So, these five are in the budget? **Tapp:** Yeah, we're budgeted per hour basically, by shifts. If we're filling shifts right now, we're not even really looking for applicants. Unless somebody comes through the door that would be a great fit for here that we can do something for. **Hardin:** So then are you budgeted to do that if somebody comes through the door. **Dirocco:** We are. **Tapp:** Our budget is per shift per day. That's how we figure out our budget hours for every shift we have per day, not by person. **Thompson:** On the next section, this is kind of where I started losing a few more hair follicles. I thought it was a good idea that they threw out kind of their heavy equipment listing and some of the manufacturing base on life expectancies. **Dirocco:** So yeah, you can look at this spreadsheet here. We have it by the top three, our fire apparatus. We have our engine, which engine one is our frontline engine. That's what goes on all the car crashes, house fires, that kind of thing. That's the Pierce, that's the manufacturer. And you'll see that as highlighted in like either yellow or orange. If you look down the bottom, that's first thing that indicates the demo. The previous Fire Chief bought a few demo units. That's the ladder truck, the Pierce engine, and that one ambulance that Ford brought in to us. The good part about demo is it saves you some money. The bad part about demos, it cost you some money. Because what happens is, that is a 2011 truck. That's when that was built. When it got built, it then traveled around the country as a demo to show people. After two years of traveling around the United States or Northeast United States. Putting probably a lifetime of hours on the pump and everything else to demo it. They sell it, but the problem is you're getting a truck that's new to you. But if you basically took the best years of life out of it. It ends up costing you money later, which is kind of where we're at now. We've come to realization that a lot of things that were maybe neglected with some of the preventative maintenance under the last administration. Because of the fact that it was demo, we've had several costly repairs this year. \$30,000.00, \$50,000.00, it's starting to add up. We've had a talk with Mr. Thompson. The life expectancy of an engine is 20 years. That's not our number, that's a number that NFPA uses. We're now at 12 year with that engine. The problem with Fire Engines, they got very expensive ever since COVID. A base model Fire Engine right now is about \$1,000,000.00. It's a 30 month build time, so, if you order the fire engine today. You're not going to have it for two and a half years. Gives you time to prepare, but you also have to figure that out. **Warren:** You got to keep your other engines running at the expense of them operating, gets more as the years go by. **Dirocco:** Right, it's starting to get more and more each year and that's why we had to talk with Mr. Thompson. If you look at our reserve engine because every fire station really has to have two Fire engines. Because, if one goes down for preventative maintenance or has to get a pump test. You can't run a city

with no Fire Engine. So, our reserve which underneath it, that engine 2 reserve KE has been a great truck. But it was manufactured in 2000. That truck's already 23 years old. It's already passed its next life expectancy for a Fire Engine. It's still doing good, knock on wood. But we really have to get to a point where that engine goes away and we move that frontline Pierce down to the reserve spot, and replace it with the new engine. That's where we came to Mr. Thompson today. Unfortunately, we're at about \$1,000,000.00. That's the going rate for an engine. Going rate for a ladder right now is about \$2,000,000.00. **Warren:** I think the last time we bought one it was \$750,000.00. I believe that now for us to understand a little better. When we talk about an engine that we anticipate we're going to have to replace. It's going to take two and a half years to get it. Now during the course of the ordering and then manufacturing it. Is that something that we make payments towards, or do we wait till we get the engine and then? **Tapp:** The few manufacturers I've talked to already said that they do not need money down on it, and you can make payments. All they need is a signed contract to start the build. So, they will start building them then. I don't know how we pay for it. But Brian and I would figure out how to approve the money? **Warren:** How do we do it the last time? **Thompson:** Sometimes we've been able to like obtain like lease capacity through the banks, but sometimes we put it in a note. In our notes, we can roll the notes and put it in there. **Williams:** Thank you for this level of detail, I asked last year. This gives us a clear picture of like what we need to prepare for. As opposed to learning the year we're in the budget that we need \$1,000,000 truck so thank you. **Tapp:** You're welcome. **Warren:** So just to clarify a little further with what Ms. Williams was saying, are we in the process now? Looking into or going to buy or commit to buy the engine for 2024 or during 2024. **Tapp:** We have three people looking at different manufacturers right now and getting the information. We have not sat down and even thought about signing a contract until we talked to Council about the budget and where we're at. **Thompson:** We wanted to bring it before you for the budget. **Warren:** Ok, I just wanted to get an idea how this works. **Dirocco:** Ideally at some point by the end of the year, we would be making an agreement to do this. Because like I said, the lead time being 30 Months. **Warren:** Okay, so that gives you almost three years to start preparing. **Williams:** But it looks like you have two other vehicles or three, that are past retirement. **Dirocco:** Yeah, so the Ford Braun ambulance there, that is our reserve. It's kind of at the end of it, that's seven years. I mean it's operating good right now. We're not having issues with it. So, I could see that we probably could get a couple more years out of that. **Tapp:** We've been maintaining all the PM on these vehicles lately. For the last two years or year and a half. **Williams:** Ford Braun I see it's with squad 1,2, and 3. So, it being the squad three, that's your third choice to use? **Tapp:** That's our reserve spot too. **Williams:** So, if we didn't have it, we would still have two above that, that we can use. **Dirocco:** That's correct, and we only operate two squads daily. We always have one reserve, like we just picked up one today and it was getting something replaced, a Filter on the truck. \$3000.00 repair not cheap, but it was gone for the last 10 days. So, we had the reserve to move to its spot so we could still operate to medic aids instead of shutting that down. **Warren:** Right, so you'll maintain the Braun until the time comes when we transition. Then maybe one of the forward lifelines will replaced the Braun. Then the other unit whenever it comes. Right, I don't see that being an immediate need. I think the bigger need is the engine, that's the most important thing for us. The car, the Ford Explorer, that's just another Ford Explorer, not a huge expense. It's kind of past the life expectancy, but it's still functionable and usable. **Hardin:** You're talking two of them? **Dirocco:** Just the one. **Williams:** When it says AC is that Assistant Chief? **Dirocco:** Yeah, I use that car, when I'm here. **Williams:** Each of the Assistant Chiefs, only one is here at a time? **Dirocco:** Not usually, there's some overlap. Dave is usually here, about 80 hours per two weeks. I'm here 40 to 50 hours a week and the other Assistant Chief probably about the same 40

to 50 hours a week. **Davis:** May I ask, how did you get the oldest car to use? **Dirocco:** I'm the oldest one (everyone laughs). I don't know, I don't care, I'm not picky, whatever works. **Thompson:** Do you use that a lot for FPO as well? **Dirocco:** I use it for Fire Prevention stuff as well. **Davis:** Now do you guys drive the cars home to your homes or they stay here? **Tapp:** I have been taking one home because I respond back for everything. Usually, Assistant Chiefs do not, they use them whiles they are here, unless they have classes. We let them take it to classes and have them refuel. **Dirocco:** Dave was on vacation, and I took the car for those few weekends. Which actually I responded to a fire. So, it worked out well. **Davis:** Ok. **Tapp:** Just so you're aware, the price of ambulances went up. I don't know if you remember last time we bought an Ambulances. I think we got two for about \$350,000.00. Now ones almost \$400,000.00. **Warren:** Everything is going crazy and the reason I was worried about the fire trucks because in construction. The only way a developer will get on the agenda of an elevator company. Is to put 50% of the money up front. That's the only way. They will even get on it and these elevators are running like three to \$500,000.00. So, that's why I was asking about the truck because they had that advantage to do that if they want. They could say you got to put 25% percent up before we start building. But they know that it is going to be sold anyways because of such a high demand. **Williams:** I know you mentioned what FPO was, what is car 3 FPB? **Dirocco:** FPB is one of those two additional fire prevention officers. If they're on duty we'll use that. Or they use that as a chase vehicle. So, what the chase vehicle is, our ambulance is run with two personnel, 2 paramedics. If we get a call that's something serious, chest pain, stroke, something like that. Something more than a broken ankle or something. Instead of running a very expensive fire truck, you know, taking with two additional paramedics. One additional Paramedic will take that car, we call it chase car. So, they'll respond with the ambulance to offer the assistance of another paramedic. If it's a serious call and they needed that third person to go to hospital. They'll lock the car, leave the driveway, hop on the ambulance, and go. If they don't need to go with the ambulance, the ambulance will go. Then, once they get the patient stabilized, they'll go back and service, take the car back, ready for the next call. So, we used to chase those calls or follow those calls with the Fire Engine every time. That's a lot of wear and tear just to go down to Walton Hills, down to Glenwillow. It's the smarter way to use our vehicles. **Williams:** Does the B, the B doesn't stand for anything? **Dirocco:** For the FPB, Fire Prevention Bureau. In fact, yeah, it's that guy basically Monday through Friday and in the evening it's the chase car, a Firefighter Paramedic drives it. **Williams:** Thanks. **Tapp:** Next, we're looking at a picture, it's not exact but gives an idea of what the Fire Truck will look like. It's just kind of a picture to show you what \$1,000,000 looks like. **Thompson:** Where do they mostly make these? **Tapp:** Depends on the manufacturers, some in Florida, Illinois, Columbus, etc. Then the last section is attached to this was the standard from the FDA. On how long the vehicle should last and the reasons behind it. So, kind of just trying to file it here with the years we're keeping vehicles. But that just gives you some. It's not just us making up these numbers, but it's actually made by FDA. **Davis:** We thank you for putting all this work together, we appreciate it. **Thompson:** Hey, Mr. Chairman, you know what time you may have. Clerk of Council had provided me some nice drafts, potentially for Clerk of Council and the legislative body budget projection for 2024. These are not approved, but this was just a draft for each. **Davis:** Professional dues, are they going out that much or you're just thinking they might? Or you know already that they're going up \$1000.00? **Thompson:** I think we had anticipated they were going to be. **Joseph:** It was anticipated that it would be going up due to the inflation. Pretty much was this increase on the salary is following suit with 5%. This evaluated some of the organizations. **Warren:** Why is travel and transportation like \$8000.00? **Thompson:** Oh, wait a minute. That's not hers, that's legislative. She didn't have much. **Hardin:** So, a

difference just looking at it, of like \$4000.00. **Thompson:** Yeah, about \$3633.00. **Thompson:** Any questions on that? **Davis:** Do we actually have a lot of overtime? **Joseph:** No, but it was increased due to the upcoming charter review that has to happen next year. **Hardin:** These are the four organizations that she is standing member of? **Joseph:** Yes, ma'am. **Thompson:** If you have no question on hers. The legislative body was the next draft we had. And there was a change in salary. I did provide you a copy of legislation. It's going to be like a couple raises, right? **Warren:** We know that they're always every four years. **Thompson:** Yeah, so we kind of put in an estimated amount for those, just some similar increase. We did add in this potentially the special event like the October Fest that happened this year in the budget. I mean, this is all in draft form but we kind of set the amount that we know we kind of spent this year for the event. **Gaither:** Is that a Council function or Recreation function. **Warren:** No, it was a Council event. **Gaither:** No, I know Council did it, but isn't it normally a Recreation function? **Warren:** No, not for this particular case because of the fact that Council wanted to take the initiative to do their own event without going through the administration. **Gaither:** Is it going to be that way every year then? What is it going to be? Is it going to still be a Council event, or will it go to recreation? **Warren:** It's going to be a Council event. **Hardin:** So, the two salaries that's changing is At-Large? **Warren:** The two At- Large and ward one. **Hardin:** Ok, but if you look on there, Johnny, it doesn't show anything for him, for Ward one. That's strange, isn't it? **Warren:** Yeah, it is because it should be when you're running. **Hardin:** Yeah, because by law you shouldn't change with the person. **Warren:** It has to be the terms, Debbie, you have a question? **Hladky:** Just a comment if I may. I believe that legislation, if I'm not mistaken, was passed in 2012. It's not according to term, It's the At- Large gets their raises. Then the next one to get their raises are the remaining ward Council members get theirs. Doesn't matter when you run, whoever is in office gets that raised according to that. **Davis:** Every two years or something, or every three years or four years. **Hladky:** It's 4. **Warren:** It's every four years for the ones that run and then the other ones. But I guess that the odd thing is, that you've had ward one running with the two At-Large. So, that meant that ward one got a raise two years ago, whereas the two At-Large didn't. **Thompson:** Ok, there were a couple of final categories. I think you have a little bit in there for miscellaneous contractual, you know, we had some back training consulting there. Ms. Hladky was paid from there, not sure how long that would last. **Hardin:** That was something we did or? **Williams:** You're doing that for 2024? **Thompson:** Yeah, we had just a small increase. If you don't use it, and this is just a draft. You won't need it in the appropriation fund. **Matlock:** So, what you're trying to say is you incorporated that cost. Just in case anything like that happens again in 2024, then there's already part of the budget. **Thompson:** Yes, if you don't use the appropriations, it would just stay there. **Hardin:** And that's under miscellaneous contractions? **Thompson:** Yes, but that's the draft that I received. She did a great job on that and I just kind of put the top sheet in for you. So, we can show the history. Like what was spent in 2022 and moving forward to 2023 and then 2024 projects. And of course, we had the traveling anticipation of other organizations and events that may transpire in 2024. A little bit of an increase for legal ads and as Tanya talked about, the codification process for next year. **Hardin:** How much did you increase it for that? **Thompson:** An additional \$2,000.00. **Davis:** Did we do that back in 2022 also or no? **Warren:** We couldn't have. **Davis:** Because we went to \$10,000 in 2022. **Warren:** Well, it's been \$870 for 2023. But \$9000.00 also with total expenses, \$935 for codification. **Hardin:** I'm sorry how much did you put in for the Council event? **Thompson:** Almost \$9000. **Warren:** We'll review the Council thing, we'll review both, but it's time to go into our regular meeting. Can I get a motion to adjourn?

Motion to adjourn made by Davis seconded by Gaither
YES VOTE: Warren, Gaither, Hardin, Matlock, Davis, Williams
MOTION PASSED
Adjourned at 7:00pm

Approved _____

Johnnie Warren, Council President

Tanya A. Joseph, Clerk of Council

**VILLAGE OF OAKWOOD
COUNCIL MEETING MINUTES
2023-11-14**

ATTENDANCE

Johnnie Warren, President	Gary V Gottschalk, Mayor
Elaine Gaither, At- Large	Dave Tapp, Fire Department
Eloise Hardin, Ward 2	Brian L. Thompson, Finance Director
Paggie Matlock, Ward 3	Mark Garratt, Police Department
Mary Davis, Ward 4	Tom Haba, Service Director
Candace Williams, Ward 5	Daniel Marinucci, Chief Bldg. Official*
James Climer, Law Director	

ABSENT

Ed Hren, Village Engineer	Carlean Perez – Recreation Director
Ross Cirincione, Prosecutor	Chris Callender, Ward 1

* Arrived after roll call

Meeting opened at 7:00pm by Warren
Pledge of Allegiance
Roll Call taken

Warren: Ok, departmental reports, may we hear from our Law Director.

Departmental Reports

Law- **Climer:** Thank you, Mr. President, I am happy to answer questions. **Davis:** Do you have any updates? We talked about putting in some kind of legislation for compact houses. **Climer:** We're still working on that. **Davis:** Ok. **Gottschalk:** Yeah, these are popping up, they now have community villages of tiny houses, even in Columbus. **Hardin:** Are you doing any work on those lots that somebody wanted to buy. **Climer:** On Suwannee Avenue? **Hardin:** Yeah **Climer:** I've been told that the sense was that we weren't interested. **Hardin** Thank you. **Warren:** Any other questions, Finance Director?

Finance- **Thompson:** Thank you, Mr. Chairman. Nothing additional to report. I'll be working closely with the Clerk to schedule some more upcoming budget hearings. I dialogued with the Police Chief, he's in final stages of preparation and reviewing. So, he may be ready to go next and some more departments. So, we'll keep you posted. **Davis:** We are pushing them to get ready. I mean, we need them as soon as possible. Also, are we going to get updates about what our departments are doing or what is in the budget and how our budget is going and the paperwork? **Thompson:** Yes, in our next meeting, we'll be scheduling more budget hearing before and then I'll have the up-to-date financials. **Davis:** Ok, can we get those the at least the Friday before our meeting? So, we have a chance to look at it. **Thompson:** Yeah, I know that's the day to do it, so upcoming I will have those. **Davis:** Ok, thank you. **Hardin:** How are we with the hiring and manning the office at this point in time? **Thompson:** Happy to report actually. Starting this week, I'm back to full staff. So, I have all of my people. **Hardin:** Oh good, the other question, I just happen to remember the figures from the Engineering Department. As we track all of our projects, remember he was giving us those. **Thompson:** Oh yeah, Ed is in compilation mode for streets and sewer on all those projects. He'll be sharing that information with me, but I have not received it yet. **Warren:** May we hear from our Building Commissioner.

Building-Marinucci: **Marinucci:** Thank you, Council President, and I'm sorry I'm late tonight. I apologize, but I'm here for the questions. **Davis:** Your activity reports that your staff does, there's no updates at all on them since June, July, August, or September. **Marinucci:** I'll send those in. **Davis:** It has charges, but there's no update about whether they were checked, whether it's completed, or if you sent letters. **Marinucci:** Ok, I see what you're saying. I'll get on that first thing in the morning. We're in a seminar tomorrow, but right after that. **Warren:** Is it Virtual. **Marinucci:** No, you go in and it's live. **Warren:** I see there's a house being built next to mines. But they just started one on Tryon Road too. Is that similar to the houses that are on the existing street? Because I just seen a holdup, I mean is it a ranch? Is it a colonial? **Marinucci:** I know that everything's been approved on these things. Some of the drawings are absolutely beautiful. But yeah, I'm going to say it is similar because it goes to planning. **Warren:** Right, and the house that they're building next door to ours is similar to the house across the street, that the school Superintendent built. Those houses, believe it or not, even though hers is, you know, aesthetically more similar in design as some of the other houses. So, that's a good idea. **Marinucci:** Yeah, this one, it's \$400,000.00, which is something beautiful, I can't correlate the address. We're getting hit with a modular home. We're getting hit with one of them somewhere near you somewhere. I'll get the information close on it. **Warren:** We don't have any lots on my street. **Marinucci:** I hope it doesn't come in. This is my personal feeling. **Hardin:** To piggyback on Mary's question. You're going to give us an update on inspections. Should I assume that you have inspectors? Are they back on schedule? Do they actually start? Are they going back out? **Marinucci:** Yeah, Aaron's been going. He knows to go out and he's been going out. To close out I do know I can tell you just from memory, in the past. some of those things like, if you see high grass. He told me that if you don't see another line item after, it does mean they completed it. So, he did tell me that so I could have him go in and say complete. **Davis:** It's usually yes, but usually you have a date when it was applied. **Marinucci:** Yeah, but it is a lot of stuff. Especially on the things that you're going to the court on etc. **Warren:** I see Mr. Bugarcic moved some of this stuff, but he hasn't completely. **Marinucci:** I'll tell you that's crazy. You're going to be informed on it. You're definitely going to go down the path. And I don't, I mean that's going to be in the legal sense. **Warren:** I thought that he was supposed to... **Marinucci:** From a Building Department standpoint after a year, the permitted expired. So, he doesn't have a legitimate permit anymore. But what makes this very, very difficult and this is what I think he moved a lot of the blocks and stuff. **Warren:** He did. **Marinucci:** Alright, so I think he's walking away from it. Because if you're going to buy block today for what he paid for it then. It's going to be 1.59 times the amount, that's a true statement. And the damages he's done, when we get into it, is very expensive. He's connected to the water system so that's going to have to be capped off. That's a 24-Foot-deep dig minimum. So, you have that to deal with, then you're going to have the footers, and it's old-fashioned. We're going to put more steel in the concrete to make it better. We don't really have to because we put a lot of steel in by design, those filters are very heavily steeled. **Davis:** Do we know if they connected with the Roseland people to buy their extra piece of property? **Marinucci:** No, none of that. What that's about is when you look at this property. You're standing on the property, when you're looking at that property to the left, that's the connection to the Roseland. The whole issue here is stormwater control. So, when it rains, the water, you got to collect it. You'd need EPA mandates, and he had a property. Then he expanded the design, which means he infringed upon the square footage area available to put the retention in. So, you have to go vertical, concrete walls, and all that kind of stuff. Which 3-4 years ago was 65 grand to do that one little activity. Today, it's a lot more money. He's not going to do that activity. So, he wanted to get into Roseland. I don't know if you know if they're interested in selling partial or the whole lot. **Warren:** Somebody bought Rose Lane. He would have to negotiate with the new guy. **Gottschalk:** There's an interested party that is having some issues with his own bank but that should go through. Then he'll be dealing with that. **Marinucci:** See the best thing for Oakwood, I know this is frustrating, but the best thing is for him to finish that project. I think once it goes to Mr. Climer, I think it becomes a nightmare. **Gottschalk:** I don't think the new party will be interested in

selling any part of the land that he was interested in purchasing. I don't have the kind of confidence that this thing is going to go through. **Climer:** Is it a lot of land that he needs? **Gottschalk:** He needs a half of the adjoining property, and I don't think the new owner might be willing to sell that. **Marinucci:** That adjoining property that he's talking about is too small for a buildable lot. **Davis:** It is a mess. **Warren:** I think that we'll have to start preparing to go to court knowledge that's. **Marinucci:** He's miserable and he's hard, he won't take a phone call from me. I can't speak to him. **Warren:** Maybe a certified letter will wake them up. **Marinucci:** Yeah. **Matlock:** How far is Aaron going? The roof is up now. **Marinucci:** It's closed in and everything? **Matlock:** Yes and they closed the back of the house. Now they're in a fight for the siding. The siding is busted, the tree went through the house. I talked to them, that's why I was late here. They're going to take care of it. **Marinucci:** The amount of money allocated this ½ of what you're going to spend. **Warren:** May we hear from Mr. Haba.

Service-Haba: Haba: Hey, Mr. President, last night we mostly picking up leaves. This time of year is really heavy. We always have since we started doing this years ago. We hit every street at least once a week early and three weeks ago it took us two days to do it. Last week it took us a full week. We finished up Friday afternoon, had to come off a couple of times to do other jobs. But basically, took the whole week last week. This week we just finished this afternoon, but there's more leaves out there. We might not go out again. We got some other jobs coming up this week. We will be out for sure next week and the week after that weather permitting. Waste Management would like to give a presentation to Council at the next meeting, they contacted me. A few things about your recycling, about the fire, that happened there and what happened? They also want to change the pickup dates from Monday to Tuesday. They think it would be better for them and for Oakwood. They can explain why, because they lost the contract, but they picked up the contract. The contract they have one that's really close to us, in Twinsburg. They always have trucks in the area. They can give that presentation. I talked to the gentleman with the pedestrian trail on Broadway yesterday. I called there and he has gotten a couple of quotes, and he says they hope to start by the other week on that. Lastly, whoever has campaign signs that they want the stragglers. We picked it up Saturday, the stragglers signs. They're out in the front by the front door here. So, if you want to when you leave just pick them up. **Davis:** When are we going to have your budget? Do you have any idea when you're going to present the budget for service. **Haba:** No, let's not... **Davis:** Well, our time is going. I'll get the figures to Brian and the Mayor to incorporate it, but I will be here for any questions. **Hardin:** Is it not time for snow removal sign up. **Haba:** Yeah, they've signed up, we need to get flyers out. The flyer is going out tomorrow with the Mayor's Thanksgiving. We give away other stuff. So, it will be out first thing. I think over 110 people signed up and we didn't even get the flyers out. They have until December 1st to sign up. **Gottschalk:** We may have to remember again, 4 inches of snow before their drive can be touched. **Haba:** Lucky we had a minor snow the last couple of years. Got to find some drivers too. We can't do the contractors, what we're paying them was less than other cities. Been orders before, but last year. We did it differently, we paid them a straight up and instead of them using their trucks. Two people did it, but we only had 1 or 2 two snows storms that we had to do it. Sometimes, if we finish the streets, we do them ourselves. But right now, I have 0 but probably 1 driver. So, if you know anyone who wants to plow snow using their trucks or ours, send them over. **Davis:** Now, are they covered in insurance by using your truck? **Haba:** Yes. **Davis:** Ok. **Warren:** Maybe hear from our fire department.

Fire-Tapp: Tapp: Thank you, Council President nothing new to report, here for questions. **Warren:** May we hear from our Police Chief.

Police-Garratt: Garratt: Thank you Council President, just a few things I wanted to bring up. We did get reimbursed \$11,000.00 for training that we've been waiting on from the state. They're supposed to give us a few thousand more. That's supposed to come before the end of the year, so that's good news. We've had a very difficult time getting police cars with the UAW Strike and everything. Beyond that, we do have an opportunity, we are on a list now to get three police cars. We usually get 2 per year. We didn't get any this year. We'll get one for next year if I can. Do all three, I'd like to do it at once. Probably only opportunity we're going to have. We have several cars with 100,000 miles on. We're going back to the Fords. We've had a lot of problems with the Tahoe's. To do brakes my repairs have been killing me this year. Just for the brakes it is \$2,500.00. Anyways, I'll be bringing this legislation to your next meeting. We're looking at doing 3 cars, two this year, one next year instead of two. We'll be lucky if we get that by the end of the year. The other thing I want to go over was December 16th shop with a cop. We're going to be doing that again. So, we're looking for individuals that may need some assistance, families that may need assistance with their kids. Come out and shop with us. We foot the bill, and they just shop for themselves, their siblings, their parents, whoever else they want to. A lot of you guys have volunteer and help us out many, many years. But we're looking forward to that December 16th. So, if you have names of individuals that need help, the families. Please give my office a call and we'll check it. I think we take about 11 or 12 kids each year. Then if anybody wants to help wrap, we wrap afterwards. That's an option too if anybody wants to volunteer. Again, December 16th, thank you. **Davis:** Question do you know when you have your budget you're ready? **Garratt:** The next meeting, for sure but if you do it earlier, I'll be ready. **Davis:** Ok, good, I appreciate it. **Haba:** You guys gave me an ok this time last year to get a pickup truck. I still haven't been able to get one. I talked to another company about a month ago or so about the crew cab that we want. **Garratt:** We've been looking off the lot. If you notice some of our vehicles are black because the white ones aren't available. Turns out we like that black one better anyways, so we will change it over. Working the model trying to find them on lots, I don't care what color it is. If we can get this passed we will save \$44,000.00 by just getting three cars. That won't be enough to get us through because as I mentioned we have several cars over 100,000 miles. The maintenance is crazy, that's all I have. **Gottschalk:** One other thought on the Police. Mayor Bibb of Cleveland has just raised the age limit for entry to be a cadet. 55 years old, so you could be 55 and going to the academy to be a Police in Cleveland. It's that bad, there's at least 200 Officers still under budget. It's not safe in Cleveland. **Warren:** It's not safe anywhere, people do what they want to do. May we hear from the Mayor.

Mayor-Gottschalk: Gottschalk: Thank you, Mr. President. First, our Law Director is going to point out that I have five companies that I handed out last week. That we're going to be giving some kind of incentives to. It refers to a plan of action and how we're going to proceed with this. **Climer:** Right, I've sent emails out to everybody in order to save a couple of trees with updated drafts with the legislation. Four of those companies, Cardinal Starbucks, Federal Metal, Penske, and there is also a TIF for DCOMM. There is another aspect of DCOMM that we've got to do a little work on. Then there's a fourth company which is the King Group. They are bringing in the company from overseas. We need to do a little research on that. **Gottschalk:** Have you submitted this to the school yet? Because they have that 14-day notice before we can take action. **Climer:** Before it's passed. The School Board will be notified as soon as that legislation is finalized and in its final form, which should be within the next week. The companies involved, the first one is DCOMM. Those in the audience know they're right nearby here. They do installation for Spectrum. We're asking from them, well a TIF isn't really an incentive. That's money that would have been paid by whatever the site improvement is. The property tax to the County when it comes back to us. We're the ones who are the main beneficiary, the schools aren't affected. Additionally, there'll be a Job Creation Tax Credit and the reason for that is the property behind the building is still zoned residential. They're going to have about 60 vehicles. There are small vans that they'll

be using for installation, and so they're going to have to put a concrete parking area facing the building to the right. Then they will have screens so you can't see it. So, this Job Creation Tax Credit will be whatever the Payroll is for. It will either be for up to three years or if it hits the \$150,000.00 mark before then. That's what the Job Creation Tax Credit will be. This company will bring in that small little building, \$3 million a year. So, we have no problem offering this to them to make it easier for them. The second company is Cardinal Realty, which is the researcher who sparked Starbucks. They've already submitted to and were approved by the Planning Commission. They just submitted their landscaping plans for review. They'll begin in early spring and it's going to be right in front of the Hampton Inn. For them, we're giving them the same incentives that we gave Dunkin' Donuts a 49% community reinvestment agreement. And the TIF, it's called a tax increment agreement. That's for Cardinal which is Starbucks. The third company is Federal Metal and they put together metalizing ingot's to sell to companies constructing US wide. They just opened up offices and major offices in both Pennsylvania and Arkansas in Little Rock. I want to make sure they aren't going to leave me here. So, they're trying to build another facility behind their current facility, only be about 50,000 square feet. But we'll be offering them a 90% CRA with that, I will be going to the school board for. That TIF, in addition to a Job Tax Credit. You're going to need a road behind their building. That's going to cost about \$300,000.00 That will be accessed to and from that new facility. **Stevens(resident):** Where is it located? **Gottschalk:** On Division Street, and actually it faces Division Street and the back of it, is on the side of I271. Then Penske has done some work over there. They remodeled the exterior of the building roofing and now parking. So, that will just be a TIF for Penske. That will all be before you at the next council meeting. Secondly, as it was announced by Tommy, we have a number of programs coming up. Tuesday the 21st when we have our Thanksgiving dinners, people come here, and they've ordered already for Thanksgiving. These are again residents with their families that may not be able to afford it. A full course meal or dinners for seniors, who would otherwise be spending Thanksgiving Day alone, and for the disabled. Then on the 24th on a Friday, we have our Amish Tour phase two. That is always quite exciting with that. Then on Friday the 1st, I think we have our breakfast at the Community Center. We've been doing this every year, not only will there be a breakfast there, but we give out the prizes galore for Sam's Club \$20 Gift Certificates. On that Sunday, will be the ribbon cutting for the new road off Broadway leading to Mt. Zion. Which had been called Oakwood Parkway, and now will be Dr. Larry L. Macon Drive. That'll be on Sunday the 1st Sunday in December. Then on the 10th, that's where Santa Claus comes to Oakwood by Fire Truck. We've been doing this for many, many years now, and the residents of either kids or grandkids or whatever. They bring their presents here and then they're delivered by Fire Truck by Santa and SpongeBob to their house on Sunday. We always give notification on that Sunday when we start when they'll be delivered, between 1:00 and 4:00. Then on the 15th. Will be our vitamin D-Day where University Hospital will be here to test of people's levels of vitamin D in the blood. From that we will then be giving out purity products, Vitamin D with magnesium and potassium, and quercetin. It's important, particularly in winter climates particularly. Dark skinned people have an 82% chance of being significantly deficient in vitamin B, it's huge. Vitamin D Researchers have clearly shown that it not only strengthen your bone marrow. Because it absorbs calcium in your body to make it stronger. But we're looking at strengthening your immune system to fight various things, including Covid-19, heart issues, hypertension issues, anxiety and depression issues as you're getting old. As you see some of your relatives might not be as well. It might have been very likely be because of a lack of Vitamin D. and magnesium. It's hard getting this already. Magnesium particularly must be citrate. So, this is important if you don't have magnesium in your system, it doesn't work as well. That's why we're having the blood test. The bottles we would be handing out will be a value of about \$400.00 and this would be free. Last year, we had the got at least 300 people. This is any age from 50 years old and up. You have the opportunity to sign up, you can be scheduled between 8:30 in the morning to 1:00 PM. That's on the 15th of December. We always have a slew of things during the holiday season. I liked to just congratulate the new council people that will here. At the same

time, I don't see Chris here, but Elaine. You're leaving an indelible imprint on the unparalleled success of Oakwood Village. Jerry Sereno, who's the state Ohio representative and Kurt and said when they were having the Ceremony for the new state-of-the-art Recycling Center, Waste Management. That Oakland Village has more development going on in a per capita basis, than anywhere in the state of Ohio. So, we thank you very much, we will not forget you, and this will be a legacy. I think that will conclude my report. **Davis:** Just on Kroger, what's this scope on Kroger? Anything that we have or not? **Gottschalk:** You wanted the scoop, here's the scoop. The new liaison officer representing the governor for Northeast Ohio has asked to speak with me, because of hearing about what's going on in Oakwood. But at the same time, we're going to take advantage of her being here. I'm going to invite the senior director of Team Neo, Jobs Ohio, along with the Director of Development for Cuyahoga County. We're going to get into the indecisiveness of Kroger. Either they move forward as soon as possible on a date, or I terminate the arrangement and strip them of the incentives. That will be very soon, we're missing what could be over there. It could be as much as \$650,000 of income to Oakwood Village. With the right development and I will have a letter from a Premier Development saying that in fact. They're ready to buy that land back in Kroger. This isn't talk, this will be a very important meeting and we should have the results soon. But it's nice having now, the liaison Officer for the Governor involved in this as well. I should have, hoping I want to have that meeting before the 15th of December. At the same time, I've had to go into my own 501C3, because we've wrapped nylon netting around about 105 evergreen/arborvitae trees that are 8 foot high, that the deer can't get to. The cost of installation, as well as the netting was \$7000.00. So, I will be asking Kroger to give me an easement. So, we can pay for it and tell whoever the site developer is and they'll pay for it. **Warren:** Why don't Kroger just go ahead and do it? **Gottschalk:** That's been one of the. Problems with Kroger to begin with. As you know where they've been in the committee form of decision making, which I never was a fan of to begin with. **Warren:** Well, this is the situation, and we all know, and we mentioned it before. That they're in, they're in the middle of a merger with the 4th largest grocer in the country. It would make them #2 under Walmart. So that's what's stalling this whole thing. From what I read, they don't even look for that to happen until sometime at the beginning of next year, because of all of the issues that have come up between the mergers and all of that. Then we will have to depend on the new entity to accept what we have proposed or what Kroger has proposed. And even if that happens or not. So, the thing is, that, don't even anticipate anything happening anytime soon with that site. And I don't see. **Williams:** If they merge, is it even the still the same company that we have an agreement with, or is it now a new entity? does it void our agreement? **Gaither:** No, it's still Kroger. **Climer:** It should not. **Warren:** Because Kroger is going to be the prime. **Gottschalk:** It's not a grocery store it's a fulfillment center. They will have 1000 robots and the payroll looking now, that would be close to \$7 million. Fulfilling orders from West of Pittsburgh, East of Sandusky, North of Columbus, and the vans should be here, going out and delivering those goods. Again, the problem is if Kroger bought the land off of premier and I had heard that they were going to have committees to decide. We wouldn't have let it happen. I only believe in meeting with the decision makers. By having a committee discussion this has gone on for two years. And now the person that oversaw that committee has left. They hired somebody new and after three months, she just quit. So, this is going on and on and it's going to end one way or the other. Premier is ready to go in there and buy it. So that's where we're at and we should have it very, very soon. **Warren:** But we have to hope that Kroger sells the land for what Premier is looking to pay for it too. **Gottschalk:** Well, they're willing to pay, obviously, what they paid for it to begin with. If there is an issue. I'm ready for court. There are problems there, I don't want to get into with Kroger. They're having issues elsewhere on settlements that they renege on, but there's nothing more. **Williams:** Do we have an out clause in our agreement where we can just cancel or do there have to be certain things? **Climer:** If there is a substantial breach of the agreement, we can have it declared void, ok, number 1. Number 2 there are some deadlines to begin construction that's a little further in the future than we would like. But I think there are other ways to

bring this to the head, without going there. I don't want to go too far. **Williams:** They have not yet missed the deadline to around? **Climer:** Correct. **Gottschalk:** They have reneged on some financial work agreements. Again, that concludes my report. **Warren:** Ok, I will now open up the floor to the public. But before we do that, let me do this. Can I get a motion to approve the Minutes of October 24th, 2023, Regular council meeting? **Davis:** I have a comment before. I am listed as absent, but I was there. I missed the Finance meeting, but I was here because you have my name on the motion. I was there for the regular meeting, not the finance meeting. **Warren:** Ok, Can I get a motion to approve the Minutes of October 24th, 2023, Regular council meeting?

Motion to approve meeting minutes of October 24th, 2023, made by Davis seconded by Matlock YES
VOTE: Gaither, Matlock, Hardin, Williams ABSTAIN: Davis, Warren
MOTION PASSED

Motion to approve special meeting minutes of October 27th, 2023, made by Gaither seconded by Davis YES
VOTE: Gaither, Hardin, Matlock, Davis ABSTAIN: Warren, Williams
MOTION PASSED

Motion to approve special meeting minutes of October 27th, 2023, made by Gaither seconded by Hardin YES
VOTE: Davis, Matlock, Hardin, Gaither ABSTAIN: Warren, Williams
MOTION PASSED

Warren: I will open the floor for public comment. This is the opportunity to offer your negatives, your praises, to get questions answered that you have concerns about, whatever reason.

Open Floor Comments

Shirley Stevens, 7251 Lynbrook Drive, Stevens: I'd like to thank Council for serving us and for doing the great job that they've done. I would like to congratulate the new Council people coming on board. The question I have is regarding legislation 2023-41. Adopting the rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the county auditor. I'm not familiar with that, because I do know what the inside levy is. I know what an outside levy is. When you put it on the ballot and you vote on it. Now this inside levy is something that Council can do without the people knowing about it? I could have it wrong, but I do so many kinds, I just get them all mixed up. I just want to know if it is going to go up on our taxes. If you tell me no, I will go sit. **Thompson:** No, it's not, the County had those rates in place for years. It kind of starts their budget process and turns out they allocate the collection of property taxes. So, it's been the same for years and your taxes don't go up. **Stevens:** OK, you say they allocate other property taxes. **Thompson:** Yeah, like submission to the Village of what they collected as a ratio breakout, they do. They send me the money; your taxes won't go up. **Stevens:** Ok, that's what I wanted to know. Because there's a lot of rumors about property taxes going up and I don't want to miss anything. **Thompson:** Ms. Stevens, we do this annually. It's just an annual piece of business from the County. **Warren:** Do we have any other residents that have public comments?.

JC Commander, Athletic Director at Bedford High School, Commander: What I wanted to do was just come by and share. All athletics report, because that was kind of what I promised that I would do when I got the gigs. So, I do have these just for everyone to follow along and just pass them around. First, I took the job in August, so my Assistant Athletic Director, Mr. Dan Brinson II, has been at the district for a while. Also, my department secretary, Heather Layton. I like to make sure I mention them whenever I do anything because they do a ton of

work, it's not just me. Well, start with our Lady Bearcat soccer team. 19 athletes, head coach Chan Coleman. We came in second in the Conference. The record is a little deceiving. But I think it's worth mentioning that there were 13 postseason academic all Americans on the team of 19 kids. So that means we have 13 kids when the season ended that had a 3.0 or better. One of the things we try to stress is academics. So, when we say student athlete, we really capitalize student and then put the athlete after it so. One of the plans going forward, because right now the program in terms of soccer with both our boys and our girls teams. We only have varsity teams. I think one of the direct reasons for that is we're not playing it at a competitive level at a younger age. One of the missions coming in the next season is to make sure that Heskett, which is our middle school, has both a boys and a girls team. Big things coming on the horizon. As far as the boys team, once again 21 student athletes. Out of the total 11 of them were postseason academic all Americans. The team GPA for our boys soccer team was 3.2. So again, a team full of scholars. I think it's important to mention that team actually won a sectional playoff game and advanced. We ran into Medina, which again, Medina is for those who are soccer fans, number one team in our region, very good. It was good to see the boys get a home playoff game, though, and win it in advance. Moving on. Lady Bearcat Volleyball, 27 students. Very proud of this team. The team GPA was 3.5. So a group of young ladies who really, really take their academics seriously. We actually had two, all conference athletes on that team. One of which was Senior India Woodson, who is headed to Baldwin Wallace, which as you know is a Division Three. Trust me, she's getting plenty of money for academics, very talented. I think that it's important to mention that with the group of girls that we had this year. Only one of them was a senior. So that entire team is going to be coming back with the exception of India. Flip into football our biggest program. Eighty student athletes on the team. 32 of them had had a 3.0 GPA or better. We had the MVP of the conference, Mr. Javion Hudson, who was a junior. The team started out rocky going on 4. Finished five and one down the stretch. Probably safe to say that a big reason for that was the assertion of a freshman quarterback by the last name of Williams, worth mentioning. I also want to make sure that I mentioned that I understand that football is a very major sport in any high school. With that being said, I think it's important to mention that coach Tope in terms of this commitment and his understanding to where he knows that our program needs to go. He decided to step away from coaching basketball this season. So that he could focus on the football program and making sure that we have a very, very strong off season. Moving to Cheerleading again, I called them athletes. Worth mentioning, 29 student athletes, 14 of them had had a 3.0. or better at the end of the season. We're talking just for football. So, a lot of them carried over to basketball. This group does a whole lot of. stuff with the community. You know, they show up and help with entry and arrival at elementary schools. They were at a food distribution not too long ago. One of the things that I really want to press with them moving forward is their performing at other events over the course of the fall. Not just football, so it would be cool to have the cheerleaders at the soccer game at one point. It'd be cool to have them at a volleyball game. Anything that we can do to boost school spirit, I'm all for it. I think coach Jasmine McCalister does a fantastic job. Moving on to cross country I believe it is our last Fall sport, so small team. First year head coach, she came up from the middle school, but she did a fantastic job. Out of the five, one of those students had a 3.0 or better, so a team GPA of 2.6. One of the things that I love about this group is the first-year cross country runner by the name of Ha'shay Commons, a sophomore. He won the open meet when we went to Cuyahoga Heights, which was very impressive for someone who has not done this for an extended period of time. Who really got started in August with it. One of the things that I really like about how our cross-country season went, is the middle school was able to host the meet. They had over 65 runners from some different middle schools show up and participate at Heskett. We mapped out the course, we had people stationed everywhere. It was great for us to be able to put something like that on because usually we are the ones who are going. Plus it was a great way for us to kind of be able to showcase what we have. Last page, Department goals for me moving forward. Obviously, you know, thank you to everyone that went out and voted with the passing on new buildings coming up. I want to kind of

turn our focus to the athletic building. So really look at our weight room and really take stock of what we have in there. I think everyone knows that, for our kids to go out and compete. We need to kind of have facilities that give us the opportunity to prepare and get ready. Another thing I'm focusing on with all the coaches in their postseason evaluation meetings. Is PD, so coaches are going to conferences and going to professional development opportunities. So, they can learn a whole lot more. One of my things is never stop learning, so I try to emphasize that with the coaches. Evaluation of coaches is another thing. Having serious conversations with our coaches in terms of letting them know how I feel they did over the course of the year. I think that goes a long way. It's one thing for a kid to participate in something. But winning is a fun part and having an overall great experience. My evaluation of the coaches and considering parent surveys. Obviously allowing the parents to remain anonymous. But I think it's important for our coaches to realize how they're received a lot of times; I think that goes a long way. And then increasing communication I. Know we do have an athletic website. So, one of my charges for myself as we head in the winter is doing a better job of getting things onto the website for the community to see, thank you. **Hardin:** Thank you for coming. Let this be if you don't mind the first of many. Without you coming and telling us what's going on, we don't know, and we should know. We want to play a part in assisting the School Board and the school system. I happened to hear about a particular person playing and I thought maybe we would honor that person. Then I realized there were other youngsters that I didn't know anything about, so that wasn't quite fair. So, you solved the problem for me. I think going forward you might be hearing a lot more from us because we must keep this communication going. Not just because of levies or whatever. So, you come to our meetings and I'm sure you will be seeing us at your board meetings, thank you for coming. **Davis:** I appreciate the putting student first. Student and then the athlete second. Working towards their grades makes the person more appreciative. Being a Bedford High School grad and a retired employee of Bedford Schools for 25 years. It was not that way for a long time. The athlete was first before the students, so I appreciate that you're getting them to work hard and helping them out and the coaches too, so thank you. **Stevens:** Doctor Haggerty when he was a Superintendent, he met with US monthly. We had a good school, an excellent school. My kids graduated from that school. They went on to graduate from HBCUs, they all make six figures, I contributed that to Bedford Schools. **Warren:** OK, if I will close the floor for public comment, we will proceed with today's agenda.

Floor closed.

Climer: Thank you, Madam Chairman. Proceeded to read:

Legislation:

2023-41 Introduced 11-26-23 Mayor and Council as a whole 1st read	AN EMERGENCY RESOLUTION ADOPTING RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND By CERTIFYING THEM TO THE COUNTY AUDITOR.
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Motion to suspend 2023-41 made by Hardin seconded by Matlock YES
VOTE: Matlock, Davis, Gaither, Hardin, Williams

Motion to adopt 2023-41 made by Gaither seconded by Matlock
YES VOTE: Matlock, Davis, Gaither, Hardin, Williams
MOTION PASSED

**VILLAGE OF OAKWOOD
WORK SESSION MINUTES
2023-11-14**

ATTENDANCE

Johnnie Warren, President
Elaine Gaither, At- Large
Eloise Hardin, Ward 2
Paggie Matlock, Ward 3
Mary Davis, Ward 4
Candace Williams, Ward 5

ABSENT

Ed Hren, Village Engineer	Carlean Perez – Recreation Director
Ross Cirincione, Prosecutor	Chris Callender, Ward 1
James Climer, Law Director	Brian L. Thompson, Finance Director
Gary V Gottschalk, Mayor	Mark Garratt, Police Department
Dave Tapp, Fire Department	Tom Haba, Service Director
Daniel Marinucci, Chief Bldg. Official	

** Arrived after roll call*

Opened at 8:05p.m.

Warren: Ok, we are going to have a quick work session. **Hardin:** Mr. President, I'd like for this Council to consider honoring Pastor Williams. I don't know what was done. He has been not only a minister here, but a resident for almost 47 years. **Warren:** I agree 100%. I was at his church not too long ago, he just retired, he has a new young man there. **Hardin:** I'd like you to contact the Law Director, if everyone is in agreement. What's appropriate? We don't look silly because his retirement was since June. Man of the year or something, that is just beyond remiss. **Warren:** I agree. **Resident:** Keys to the City. **Williams:** We should establish some criteria around getting keys to the city as well. **Warren:** Right, we can't impulsively do it, let's contemplate and that's a good idea. **Williams:** I Mean we could do it, but we should establish criteria. **Hardin:** Is this the first time a key has been given? **Williams:** I believe it was given to Mount Zion before. **Warren:** Pastor Macon received a key to the city. **Hardin:** Well, then, there it is. **Williams:** So, yea, if we already have given some and we don't know who has gotten them or why. **Warren:** We'll establish criteria, but Pastor Williams will be getting something. **Williams:** We could do a resolution; we don't have to make up a title. **Hardin:** You want to do that or keys to the city? **Williams:** We can do both, I'm just saying we don't have to make up a title. **Hardin:** Can we task the Law Director with that? **Warren:** Yes, I will reach out today. **Hardin:** When do we want to do it in the beginning of January or before the end of the year? **Davis:** Should do it the year he retired. **Hardin:** Can we have it for the 28th meeting. **Warren:** Why don't we do it in December, more holiday and festive, like the second meeting in December. **Williams:** He may not be in town, people travel. The 12th and 26th are the December meetings. **Warren:** The 26th? right after Christmas. **Williams:** Yea, so people may not want to. **Warren:** What about the first Council meeting in December. **Williams:** That's the 12th of December. **Warren:** 12th is good. **Hardin:** I will contact sister and Pastor Williams, make sure they are available for December 12th. Are we going to do it right here at City Hall? **Warren:** Yes. **Hardin:** Ok, done. **Warren:** Ok, if there's no other

I get a motion to adjourn even though we didn't? This is an official meeting because anytime you have over 3 Council members.

Meeting closed at 8:19pm

Approved _____

Tanya A. Joseph, Clerk of Council

Johnnie Warren, Council President