



**Council Minutes
Via Zoom Due to COVID-19
Public Health Emergency
March 22, 2021**

The Council of the City of Shaker Heights met in a regular session at 7:03 p.m., Mayor David E. Weiss presiding.

Council Members Present: Mr. Roeder
Ms. Anne Williams
Ms. Carmella Williams
Mr. Earl Williams
Mr. Zimmerman
Mr. Malone
Mrs. Moore

Council Members Absent: None

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Audio of this meeting may be found [here](#) through June 22, 2021.

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Confirming the appointments made by the Board of the Shaker Heights Development Corporation (SHDC) of the following persons as citizen Trustees, each for a three-year term (4-1-21 through 3-31-24): Andrea Boyd; Shawn Brown; Vicki Elder; Anthony Love; and Kandis Williams.

Law Director William Ondrey Gruber stated that as counsel to the Shaker Heights Development Corporation he is presenting the appointments or nominations by the Shaker Heights Development Corporation (SHDC) Board of citizen trustees for a three-year term through March 31, 2024. The development corporation is a community improvement corporation under Ohio law, and the memo distributed has a list of the current Board members. Some are appointed by the Mayor either through being elected officials or as members of various City committees, so they are considered public officials for that purpose under the bylaws of the development corporation. There are three automatic members according to the code of regulations or bylaws of the development corporation: the CAO; Director of Planning; and Director of Economic Development. There are also continuing citizen Board members whose terms do not expire. Recently the Board approved a change in the bylaws to allow for Emeritus Board members and Richard Pogue became the first and only one so far last year. He also noted that Scott Garson, who has served on the Board for many years and as a chairperson for six years, is stepping down because he has served three consecutive three-year terms on the Board. He's going to continue working with the development corporation in other work from a tangential role, but still very much involved with the development corporation. There are two new Board

CITY OF SHAKER HEIGHTS

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members: Andrea Boyd; and Shawn Brown. The other three members: Vicky Elder; Anthony Love; and Kandis Williams are continuing trustees. The backgrounds of Ms. Boyd and Mr. Brown were provided in the memo distributed. This request is for Council to confirm the appointments of the five Board members to the Shaker Heights Development Corporation Board as citizen trustees.

Council member Mr. Malone stated that the two new members: Ms. Boyd and Mr. Brown are both small business owners and that's something we haven't had a ton of representation of on the SHDC Board previously. It is a good addition.

Council member Mr. Zimmerman asked other than Mr. Garson, who else is cycling off the board.

Director Gruber stated that Mr. Garson is the only member who is leaving the Board at this time.

Council member Mr. Zimmerman asked if we are now up to 21.

Director Gruber stated that there'll be 21 members, the maximum under the current bylaws.

Mayor Weiss noted that with respect to Mr. Garson who has served very ably on the Board as well as chair person, we will have to find a way to appropriately thank him for his service on the Board.

It was moved by Mr. Malone, and seconded by Mr. Earl Williams to confirm the appointments made by the Board of the Shaker Heights Development Corporation (SHDC) of the following persons as citizen Trustees, each for a three-year term (4-1-21 through 3-31-24): Andrea Boyd; Shawn Brown; Vicki Elder; Anthony Love; and Kandis Williams.

Roll Call:	Ayes:	Mr. Roeder, Ms. Anne Williams, Ms. Carmella Williams, Mr. Earl Williams, Mr. Zimmerman, Mr. Malone, Mrs. Moore
	Nays:	None

Motion Carried

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It was moved by Ms. Anne Williams, and seconded by Ms. Carmella Williams, that the minutes of the regular meeting of February 22, 2021, be approved as recorded.

Roll Call:	Ayes:	Mr. Roeder, Ms. Anne Williams, Ms. Carmella Williams, Mr. Earl Williams, Mr. Zimmerman, Mr. Malone, Mrs. Moore
	Nays:	None

Motion Carried

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The Mayor asked the Clerk of Council to read into the record public comments received on any of the agenda items.

Clerk of Council Ms. Chaikin stated that no public comments were received on any agenda items by email or by phone.

Mayor Weiss offered those participating the opportunity to “raise their hand” to provide public comment.

No comments were offered.

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FISCAL OFFICER’S CERTIFICATE

Finance Director John Potts reviewed with City Council the Fiscal Officer’s Certificate which, pursuant to the provisions of Section 133.20 of the Ohio Revised Code, sets forth both the estimated life of the improvements to be acquired through the issuance of bonds and notes and the maximum maturity to which bonds and notes can be issued. A copy of the signed certificate, dated March 22, 2021 was presented to each member of Council for review.

Ordinance No. 21-24, by Mrs. Moore, providing for the issuance and sale of \$1,200,000 of Notes, in anticipation of the issuance of bonds, for the purpose of paying costs of improving streets by reconstructing, grading, draining, paving, resurfacing, and making other improvements as designated in the plans approved or to be approved by Council, and declaring an emergency.

Finance Director John Potts stated that the Finance Department works closely with the City’s Municipal Financial Advisor Matt Stuczynski on financings. There are two items: this item is to issue \$1.2 million in bond anticipation notes or BANs for street improvements, a rollover; and an additional item to issue \$4 million in bond notes for sewer improvements, half of which is a rollover from last year. Last year in May we issued \$1.4 million of one-year BANs with a maturity date of May 2021. We pay down these notes every year by \$200,000 and we’ll do so until the end of the maturity. Then additionally, the strategic plan anticipates a \$6 million spend on sewer improvements funded with this debt over a three-year period of time, this being the second of the three years. We are looking to go into the market for a \$5.2 million various purpose improvement BAN this May on a similar timeline as we did last year. \$1.2 million is a rollover of the street notes, \$2 million is a rollover of last year sewer notes and an additional \$2 million is for the Public Works Department for sewers. He paused to allow Matt Stuczynski to speak briefly on pricing, how pricing is looking as compared to last year although we’re still a few months out, and any other matters.

Matt Stuczynski thanked Director Potts, all the members of Council, the Mayor, and the Administration. We issue these bond anticipation notes in anticipation of issuing bonds, potentially. That’s clearly what Director Potts was referencing as it relates to these BANs. As it relates to the streets, it was the intention to just roll these notes on an annual basis and pay them down over a 10-year period of time. That process continues with this renewal. As Director Potts also mentioned these notes come due in May. The intent is to seek Council’s approval to renew these notes with a plan to sell these notes through a competitive sale of notes where we then allow brokered dealers to compete for those notes in the marketplace. The marketplace for short-term notes is very aggressive. Currently one-year bond anticipation notes are being priced anywhere from 20 to 23 to 25 basis points, a

significant decline from where we were a year ago, where we were roughly at a rate of 1.13%. That is almost a little less than a hundred basis points from where we were last year or a full 1%. It is very timely to enter the marketplace. The full expectation is that rates will likely increase over time. It's hard to imagine they can continue to stay this low, but let's hope they continue to stay low. There is expectation they'll stay low, certainly on the short end through next year, but there is some expectation that rates will rise and we'll revisit this financing in the fall or winter of 2021. As we get into the beginning of 2022 if Council desires to convert these notes into bonds, we have to start the process a little earlier so that we get the disclosure document together and the rating process moved along and seek the rating assignment. We will start earlier with this process next time around, but our interest rates are very attractive and the City should be well-received in the marketplace.

Director Potts stated that this item is requested as an emergency with a suspension of the rules due to the favorable rate environment, to provide additional flexibility, and to get moving on our timeline.

Council member Mrs. Moore stated that this item was reviewed and approved by the Finance Committee and received unanimous support. There was a member of the Finance Committee that wanted to review the strategy of why we chose short-term over long-term and what would be the life of the bonds if we do the long-term. There was a slight discussion about that, and it was very helpful to review that. It's hard to argue with a 0.25% and 0.3% yield.

Council member Mr. Malone stated that he believes it makes sense what's being asked of Council right now. He was just curious if Mr. Stuczynski or Mr. Potts could comment on what factors we would be looking at in 2022, when we may decide to issue bonds. He asked if it is strictly interest rates or what other factors we would be looking at, and what would be the benefits of issuing long-term bonds at that time.

Mr. Stuczynski stated that the consideration for bonds has really a couple criteria. One of course, the interest rate environment. We expect that to be attractive. I think it is fully the intention of Council to issue bonds and convert these notes to long-term bonds. That's part of the original strategy that was considered when we started down the path of the \$6 million. He believes a bond issue is inevitable and making sure that the interest rate environment is attractive, but most importantly, as it relates to going forward with bonds is making sure that we have a good handle on the costs and the wherewithal to spend the proceeds that we borrow in a timely manner. We have federal tax considerations to contemplate when we borrow monies to spend them in a reasonable period of time. We should have a good handle on the amounts of monies that have been borrowed to have been spent, which would be \$4 million if Council considers and proceeds with the existing borrowing being presented. The additional \$2 million would be considered next year. To the extent that Director Speese can spend those \$6 million worth of proceeds in a reasonable period of time and reach a reasonable conclusion that those \$6 million should be applied to projects that are the highest priority will set the table for a reasonable strategy to convert the existing notes to bonds and add the additional \$2 million for new money projects next year. The City would go to market with \$6 million worth of bonds in 2022 for likely a 20-year period of time.

Council member Mr. Malone stated that is helpful. He believes he heard that we will take a look again in the fall in case the rates do start to creep up.

Mr. Stuczynski stated that is correct. We could always try to accelerate the issuance. If the conversation starts down the path in the fall that we have some confidence that we'll be able to spend all \$6 million

enactment.

Roll Call: Ayes: Mr. Roeder, Ms. Anne Williams,
Ms. Carmella Williams, Mr. Earl Williams,
Mr. Zimmerman, Mr. Malone, Mrs. Moore

Nays: None

Motion Carried

Moved by Mrs. Moore, and seconded by Mr. Earl Williams, that Ordinance No. 21-25 be enacted as read.

Roll Call: Ayes: Mr. Roeder, Ms. Anne Williams,
Ms. Carmella Williams, Mr. Earl Williams,
Mr. Zimmerman, Mr. Malone, Mrs. Moore

Nays: None

Ordinance Enacted

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Resolution No. 21-26, by Mr. Earl Williams, proclaiming April 2021 as Fair Housing Month in Shaker Heights, recognizing and celebrating the 53rd anniversary of the Federal Fair Housing Act, and reiterating the City's support for housing without discrimination in the City and the maintenance of an inclusive community.

Law Director William Ondrey Gruber introduced Council member Mr. Earl Williams who has been the chairperson for the City's Fair Housing Review Board for many years.

Council member Mr. Earl Williams read aloud the resolution proclaiming April 2021 as Fair Housing Month in Shaker Heights.

Mayor Weiss thanked Council member Mr. Earl Williams for his many years of service.

It was moved by Mr. Earl Williams, and seconded by Ms. Carmella Williams, that the rule requiring ordinances to be read on three different days be suspended and Resolution No. 21-26 be placed upon its final enactment.

Roll Call: Ayes: Mr. Roeder, Ms. Anne Williams,
Ms. Carmella Williams, Mr. Earl Williams,
Mr. Zimmerman, Mr. Malone, Mrs. Moore

Nays: None

Motion Carried

Moved by Mr. Earl Williams, and seconded by Ms. Carmella Williams, that Resolution No. 21-26 be

enacted as read.

Roll Call:	Ayes:	Mr. Roeder, Ms. Anne Williams, Ms. Carmella Williams, Mr. Earl Williams, Mr. Zimmerman, Mr. Malone, Mrs. Moore
	Nays:	None

Resolution Adopted

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Ordinance No. 21-27, by Mr. Earl Williams, authorizing a personal services contract with Home Repair Resource Center to administer home repair programs for City residents for the period March 1, 2021 through December 31, 2021, in an amount not to exceed \$75,000, and declaring an emergency.

Neighborhood and Housing Specialist Colin Compton stated that this item requests approval to enter into a contract with Home Repair Resource Center (HRRC) for an amount not to exceed \$75,000 for administration of our home repair grants and other home repair programming in 2021. Our existing grant programs, as you may know, assist owner-occupants with resolving exterior violations, addressing safety or accessibility projects, and much more. These programs include both City-funded and outside-funded grant dollars. An overview of all of these are in the memo distributed. Up until this point, the City has administered these programs in-house, but we have considered for a number of years contracting with a third-party to administer these programs on our behalf. We decided to pull the trigger this year in an effort to improve service to residents by reducing some increasingly complex obstacles to project completion. The most prominent of these is removing the City from involvement with paying contractors, which is a very substantial roadblock to project completion. This is because of state-mandated paperwork for City vendors, required in order to become a City vendor. These have become increasingly onerous in recent years. That has led to a smaller pool of interested contractors, a lengthier and more frustrating process for homeowners, and in the end fewer projects completed overall. It's through this partnership with HRRC before Council tonight that we hope to resolve these issues and create much more accessible programming for residents. Our process to get to this stage started with a request for quotes (RFQ) that we released in January, followed by interviews with two qualified local applicants. We are recommending moving forward with HRRC for a number of reasons. This includes their deep knowledge and experience working in Shaker, their experience with the Carol M. Peterson Housing Fund, where they are the only organization in our area apart from the City that participates, their deep knowledge administering small dollar grant programs, and all of the ancillary services that they provide to residents under their mission. Of the \$75,000 maximum under this contract, \$50,000 is reserved for brick and mortar repair work for residents, which is in line with budgeting from previous years. Therefore, under this contract, HRRC will be paying contractors for completed projects, and then invoicing the City. The monies reserved for repair work that are not spent, will be retained by the City. HRRC's fees under this contract are capped at \$25,000 and they are paid out as first, a flat fee of \$20,000, which is to cover the administration of the grant programs themselves, as well as the other programming; and then a fee of 10% of the grant amount for each completed project, maxing out at \$5,000 in fees. Administration of the Carol M. Peterson Housing Fund, which is the externally funded grant program, will be entirely cost neutral to the City. This is because the funder of that program allows us to build in administration costs as a reimbursable

expense, and HRRC will retain those fees. As in the past with this program, if we are successful in our application this year, staff will come back to Council to get approval and appropriation on those funds at that time. Staff are very excited to expand our partnership with HRRC. We've contracted with them for a number of years to conduct repair classes in Shaker. Our most recent contract was \$10,000. It did not include any grant administration. Under the proposed contract before Council tonight is added substantial services and the capacity for a net increase of just \$15,000. We are significantly increasing staff support under this contract for these programs. Instead of Mr. Compton handling all aspects of intake, project management, etc., HRRC has a staff of three who will share these duties. Most notably, they have one staff member devoted almost entirely to reaching out to contractors and forging relationships to get projects done, which is our biggest issue currently. Many may remember Mr. Compton's predecessor in his current role, Shara Thomas, now with HRRC who will be the primary contact person for Shaker residents that are going through these programs. This is a huge benefit as Shara has deep experience working in Shaker, deep experience with Shaker neighborhoods, and has made the transition very simple. Funds are allocated for this in the Economic Development Department budget and this proposal is budget neutral. This item is requested as an emergency with a suspension of the rules so that we can commence services with HRRC before construction season commences.

Council member Mr. Earl Williams asked if there is a cutoff point that an individual homeowner would not be eligible in terms of the fixtures in the home. We have Shaker companies that actually do gut rehabs, but this program is probably not going to be involved in anything like that, so he would like to know at what point would someone be approved or disapproved.

Mr. Compton stated that these programs are for owner-occupants. The various eligibility criteria vary depending on the program. Some are for smaller repairs and some are for more sizeable repairs. It all varies on what the resident may need and we try to find the option that best fits them. HRRC has extensive knowledge making referrals for additional County programs as well. There are several County loan programs and grant programs that are excellent fits as well, and may go a little higher financially for residents. It all depends on the resident's situation, but they do all have to be owner-occupants.

Council member Mr. Earl Williams asked if residents would automatically qualify who have existing violations on their house needed to be repaired.

Mr. Compton stated that one of the grant programs is specifically for violations, which have been cited as part of the exterior systematic inspections, as long as they meet the other grant criteria, which are largely owner-occupancy, income, and being current or in a payment plan on their taxes. Then they would move forward.

Council member Mr. Roeder stated that this item was reviewed and unanimously supported by the Neighborhood Revitalization and Development Committee. They were supportive of this program and the way that it will be implemented as described by Mr. Compton. There was a high level of satisfaction with HRRC. As Mr. Compton mentioned, we have some history with them and the Committee felt like they had done good work up to this point and was confident that will continue.

Council member Mrs. Moore stated that this item was reviewed and unanimously supported by the Finance Committee. This program because it's budget neutral is perceived as a win-win for Shaker Heights. It's understood that Mr. Compton is more than busy. This gives a better option for servicing

what many have found in the course of the programs to be a high level of shepherding required by many seniors through these programs, especially with respect to getting estimates on repairs. This will truly be a service to those seniors. The only question that was raised was about why we were contracting out to HRRC and once that was understood, unanimous support was there.

Council member Mr. Malone confirmed the amount that will be paid to HRRC is a maximum of \$25,000 and the other \$50,000 would be City-funded grants that go to residents.

Mr. Compton stated that is correct.

Council member Mr. Malone clarified that Ms. Thomas would have other accounts; Shaker would not be her only client, so she would be working on other projects.

Mr. Compton stated that HRRC also administers some grant programs for the City of Cleveland Heights. The difference with HRRC as he noted, is that they have one person that does all of their intake, general inquiries, processing of applications, etc. Ms. Thomas in her position in managing the grant programs, just handles that element of the work, not for everything that comes beforehand. She will be in charge of the grant programs in Shaker Heights that he delineated, and then some of the programs in Cleveland Heights that get funded as well.

Council member Mr. Malone asked if there were any concerns about her capacity to manage all of that and maintain the level of service that we expect for Shaker.

Mr. Compton stated that he does not because of that shared staffing, where they can share these duties. Having done all of those himself in the past, he knows they are each time consuming in their own right, so having three people, especially that piece where they have someone specifically working to find and develop relationships with contractors, gives him a lot of confidence with three people sharing these duties.

Economic Development Director Laura Englehart stated that regarding the capacity question, in addition to the team approach, staff were very confident through the interview process and discussions with Ms. Thomas and the executive director of HRRC. They actually asked us if they could expand what we've already been doing. They expect to get all \$50,000 in grant funding out the door. We don't do that every year. You can see the data that Mr. Compton has provided. It is our goal to support as many residents as possible. In the interview process, they asked about increasing our capacity, so we're pretty confident in their abilities.

Council member Mr. Malone stated that he believes this is a terrific program and Mr. Compton has been doing great work. He feels this is the sort of thing that should be expanded. Especially as we heard Council member Mr. Earl Williams read the Fair Housing Ordinance, this is an opportunity to put some teeth in that resolution that we passed. We have a lot of older folks in our community who are looking to spruce up and sell their homes. He does not think a lot of people know about these programs, so he also suggests that we have part of HRRC's mandate be to think about advertising this and making it even more accessible to residents. He encourages us to think about increasing the amount of the contract with HRRC. Ms. Thomas will be doing the best she can, but that small \$25,000 contract, and with her having other things that she's doing as well, he feels in future years we should look at expanding this. If there's a way you could bring her in-house that would be great. He understands the challenges with hiring a new employee, but the other positive thing that comes out

of this is that Mr. Compton's time is freed up to work on neighborhood engagement. He hopes Mr. Compton will be able to help with a lot of the DEI hiring transition process and eventually work with the DEI Committee. He appreciates the thought that has gone into this and encourages everyone to think about expanding it in future years.

Director Englehart stated that they intentionally hit pause last year and this year on the Moreland model block grant program because of the in-person requirements for that work, but they fully intend to request of Council that work be restarted next year. They would certainly be able to talk to HRRC about including that in the suite of grant programs in upcoming years.

Council member Mr. Earl Williams stated that he appreciates Mr. Compton doing the work on the Committee and bringing Council up to speed.

It was moved by Mr. Earl Williams, and seconded by Mr. Roeder, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 21-27 be placed upon its final enactment.

Roll Call:	Ayes:	Mr. Roeder, Ms. Anne Williams, Ms. Carmella Williams, Mr. Earl Williams, Mr. Zimmerman, Mr. Malone, Mrs. Moore
	Nays:	None

Motion Carried

Moved by Mr. Earl Williams, and seconded by Mr. Roeder, that Ordinance No. 21-27 be enacted as read.

Roll Call:	Ayes:	Mr. Roeder, Ms. Anne Williams, Ms. Carmella Williams, Mr. Earl Williams, Mr. Zimmerman, Mr. Malone, Mrs. Moore
	Nays:	None

Ordinance Enacted

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Ordinance No. 21-28, by Mr. Malone, accepting the dedication of additional right-of-way along Tuttle Road at its intersection with Chagrin Boulevard (Parcel No. 736-10-011), to accommodate high voltage electric utility service for the Greater Cleveland Regional Transit Authority's comfort station and substation at the Van Aken District, and declaring an emergency.

Planning Director Joyce Braverman stated that this is the dedication of right-of-way at the corner of Tuttle and Chagrin. It will increase the right-of-way by 879 square feet. This is an order to contain all of the sidewalk, what looks like public sidewalk now in the right-of-way. This request will support the Greater Cleveland Regional Transit Authority (GCRTA) project to locate a new substation, as well as a new comfort station in the district. This underground line will power the substation and power the Blue Rapid Line. That high voltage line originates at the corner of Chagrin and Warrensville. It travels

down Chagrin, makes a right turn on Tuttle, and then a left turn down the busway to what is known as re-closure boxes, which are very large utility boxes where the high voltage is then converted to lesser voltage. The reason why this needs to be right-of-way is that CEI is requiring that their lines be in the right-of-way. This item is requested as an emergency with a suspension of the rules so that we can meet the CEI and RTA construction schedules.

Council member Mr. Malone stated that this was reviewed and approved by the City Planning Commission. He was somewhat confused when this was discussed, but it boils down to the fact that the existing line goes under where we hope someday to have a large construction site for an office tower of some kind at the corner, so we would like to move it out into the road away from future construction.

Director Braverman stated that is correct. The existing line right now is not functional. There is no energy right now running through that so it is a replacement but outside of the development parcel.

Council member Mr. Earl Williams asked about the right-of-way area that is apparently shared by CEI and RTA and if the responsibility for maintenance is with both of those entities or one.

Director Braverman stated that the right-of-way will be the responsibility of the City. In fact, it's going to be RMS' responsibility as we are transferring a little piece of that sidewalk over to RMS to take care of. The CEI line is underground, so they will take care of their line underground, but nothing above ground.

Law Director William Ondrey Gruber stated that this will be under the sidewalk which is the responsibility of the property owner. We are the property owner currently because it's the corner property. However, we have an agreement for maintenance of that area with RMS. So RMS has the obligation to maintain the sidewalk, but not the line underground, obviously.

It was moved by Mr. Malone, and seconded by Ms. Anne Williams, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 21-28 be placed upon its final enactment.

Roll Call:	Ayes:	Mr. Roeder, Ms. Anne Williams, Ms. Carmella Williams, Mr. Earl Williams, Mr. Zimmerman, Mr. Malone, Mrs. Moore
	Nays:	None

Motion Carried

Moved by Mr. Malone, and seconded by Ms. Anne Williams, that Ordinance No. 21-28 be enacted as read.

Roll Call: Ayes: Mr. Roeder, Ms. Anne Williams,
Ms. Carmella Williams, Mr. Earl Williams,
Mr. Zimmerman, Mr. Malone, Mrs. Moore

Nays: None

Ordinance Enacted

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Ordinance No. 21-29, by Mr. Zimmerman, Accepting the lowest and best bid and authorizing a contract with Ronyak Paving, Inc. in the total estimated amount of \$1,421,976.40 for the 2021 Street Resurfacing Project, and declaring an emergency.

Public Works Director Patricia Speese stated that every year as part of our resurfacing program, we go out to bid. We seek public bids for the program and this year was no different. We went out to bid. The bids came in and Chagrin Valley Paving, which was the lowest contractor last year, was the lowest contractor this year, but was not the best contractor. Last year you may recall, she came to Council with the exact same request because our experience with Chagrin Valley Paving was not good. The quality of their work was fair at best. Again this year they were the lowest bidder, but not considered to be the best bidder. There is about a \$59,000 difference from their bid and Ronyak's bid, which would not be a savings at all since we'd have to hire more inspectors if Chagrin Valley Paving were to be awarded this contract. We did our due diligence. Chagrin Valley Paving did not reach out to her at all since last year until the bid went out this year. Staff were instructed per the law director not to talk to any potential bidders when a bid is out to bid. We don't want to compromise the integrity of the public bidding process. Therefore she would not accept phone calls and or speak to the owner of the company. After the bid was awarded he reached out to her to discuss changes in his operation and she will entertain a meeting with Chagrin Valley Paving. Until that time we're reassured that the quality of their work has improved, we are recommending that we award this contract to Ronyak Paving who has worked for us numerous times throughout the years, and has provided very good service and quality work. This item is requested as an emergency with a suspension of the rules so that we can get started with our contract and hit the ground running April 15th when the asphalt plants open.

Council Mr. Zimmerman stated that this item was reviewed and unanimously approved by the Safety and Works Committee. The meeting was a good demonstration of the difference between lowest and best bid, particularly because of the less than great experience we had last time. He is glad that apparently the message is getting through, and maybe there'll be some improvements. Should Chagrin Valley Paving wish to bid on other work and be awarded it, they will do a better job.

Council member Mrs. Moore stated that this item was reviewed and unanimously supported by the Finance Committee. There was just one question which was well summarized in the memo distributed.

It was moved by Mr. Zimmerman, and seconded by Mrs. Moore, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 21-29 be placed upon its final enactment.

Roll Call: Ayes: Mr. Roeder, Ms. Anne Williams,
Ms. Carmella Williams, Mr. Earl Williams,
Mr. Zimmerman, Mr. Malone, Mrs. Moore

Nays: None

Motion Carried

Moved by Mr. Zimmerman, and seconded by Mrs. Moore, that Ordinance No. 21-29 be enacted as read.

Roll Call: Ayes: Mr. Roeder, Ms. Anne Williams,
Ms. Carmella Williams, Mr. Earl Williams,
Mr. Zimmerman, Mr. Malone, Mrs. Moore

Nays: None

Ordinance Enacted

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Ordinance No. 21-30, by Mrs. Moore, Authorizing the execution of Then and Now Certificates by the Director of Finance and the payment of amounts due for various purchase orders, and declaring an emergency.

Finance Director John Potts stated that there are two invoices for items that require a Then and Now Certificate. This item is requested as an emergency with a suspension of the rules for those transactions so that payments may be approved.

Council member Mrs. Moore stated that this item was reviewed and approved by the Finance Committee.

It was moved by Mrs. Moore, and seconded by Mr. Roeder, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 21-30 be placed upon its final enactment.

Roll Call: Ayes: Mr. Roeder, Ms. Anne Williams,
Ms. Carmella Williams, Mr. Earl Williams,
Mr. Zimmerman, Mr. Malone, Mrs. Moore

Nays: None

Motion Carried

Moved by Mrs. Moore, and seconded by Mr. Roeder, that Ordinance No. 21-30 be enacted as read.

Roll Call: Ayes: Mr. Roeder, Ms. Anne Williams,
Ms. Carmella Williams, Mr. Earl Williams,
Mr. Zimmerman, Mr. Malone, Mrs. Moore

Nays: None

Ordinance Enacted

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Motion for Liquor Permit

SP Connection
DBA Saffron Patch
20126 Chagrin Blvd.

Law Director William Ondrey Gruber stated that this is the third time we've actually seen this particular transfer come up and it is for Saffron Patch at 20126 Chagrin. They originally asked to transfer their liquor permit from their previous location to their current location last year. For whatever reasons they decided it was faster to have the liquor permit transferred directly from the former operator at that location, Swerve, but that did not work out. We do not know why, but they have come back now and are asking for approval. In the past two times the City has reviewed this no department has objected and currently no department is objecting to the transfer of the liquor permit from their former location to their current location on Chagrin.

No objections were voiced by Council.

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The Mayor asked the Clerk of Council to read into the record public comments received on other items.

Clerk of Council Ms. Chaikin stated that no comments were received on other items by email or phone.

Mayor Weiss offered those participating the opportunity to "raise their hand" to provide public comment.

Mr. Claytor of 15725 Van Aken Boulevard, #107 stated that he recently became aware of a situation in his neighborhood which was reported of six police cars that were sent to Enderby and Fernway in response to a call of solicitors for ATT believed to be suspicious. From a resident standpoint it seems excessive. In his review of the correspondence that transpired Police Chief Jeff DeMuth stated that he believed that the response of six cars for three solicitors was appropriate. Chief DeMuth stated that in such situations he likes to send the same amount of officers, if not slightly more, than the number of people under suspicion, but in this situation twice the number of cars were dispatched as the number of people described as suspicious. He would like to ask Council members if they agree that this type of response is appropriate, if there is more discussion going on internally, and if they see this as an efficient use of City resources.

Mayor Weiss stated that unfortunately, because there were no items for Chief DeMuth on the agenda tonight, he is not participating in this meeting. The Police Department as well as the Mayor's office did receive several comments which they are in the process of responding to, specifically relating to

this incident. Chief DeMuth investigated the matter and has consulted with the Mayor and Chief Administrative Officer as well. Our policy on any calls of this nature is to generally respond with an equal number of our officers to those that were reported in the request, but Chief DeMuth has reviewed the body camera. There were three initial officers that responded, not the six that some residents indicated. He has reviewed the body worn camera and has reviewed the interaction between the individuals. It was reported as suspicious activity. The surveying being done by ATT was done by individuals who did not carry identification as we are used to seeing, and we have worked with ATT before. They are required to have a permit and identify themselves and in this case they did not. The conversation was very cordial. Our rules and regulations were explained to the solicitors. There was an additional supervisor on site and the officers also spoke with the supervisor and indicated that they appreciated the way in which the matter was handled. From the standpoint of the Chief of Police it was handled very appropriately and we explained our rules and the need for identification. Frankly, we have had a heightened attention to these kinds of situations during the pandemic. It was widely reported about the number of scam artists that are unfortunately taking advantage of the pandemic. Having identification and getting a solicitation permit are really quite important to protect our residents. Mayor Weiss thanked Mr. Claytor for the question and stated that Chief DeMuth will be more than happy to talk further with him about this incident as he has with other residents in the community.

Ms. Jennifer Carter of 2920 Van Aken, #101 stated that she understands there were some issues about scams in the area, and this has been an ongoing problem in Ohio as well. Since the City is aware that's a problem she would like to know where she can find the facts that support this, and that warrant sending out six officers.

Council member Mrs. Moore stated that she has answered five emails that she received. Chapter 545.01 to .08 is our brand new revised solicitation ordinance. Law Director Gruber pointed this out to her so he can corroborate that. The procedures and protocols that police officers follow in terms of the number for a vehicular response to a given accident or to a given complaint is part of police protocols and procedures. You can talk to Chief DeMuth about that. In addition there is a summary of many of the police reforms that we have been working on consistently throughout the past year, in terms of community process on the Police Department website at shakeronline.com. It's fairly complete. Last but not least, last week when Mrs. Moore was trying to do research and write email responses to the individuals who were concerned, Mrs. Moore received two alerts from the County on a variety of door-to-door solicitation scams. She would like to point out that none of the ATT trainees were wearing any identification that demarcated them as ATT employees or solicitors on behalf of ATT, which was what caused the complainant to call in.

Ms. Carter stated that is understandable, but specifically she was asking where we can find that information where Shaker Heights has been so greatly affected by the scams. That was part of the correspondence used to validate sending out that many police. She was looking for the facts to support the statement and would like to know if there's a place where she can find that.

Council member Mrs. Moore referred Ms. Carter to Police Chief DeMuth's email address. She is sure he will be glad to enumerate the scams that he has dealt with in the last so many weeks.

Mayor Weiss thanked the residents for their comments.

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There being no further business before Council, the Mayor adjourned the meeting at 8:14 p.m.

DAVID E. WEISS, Mayor

JERI E. CHAIKIN, Clerk of Council