

**THE CITY OF SOUTH EUCLID
SCHEDULE OF MEETING**

February 23, 2015

8:00 PM

1. PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. APPROVAL OF MINUTES: December 22, 2014 & January 12, 2015

4. SWEARING-IN CEREMONY: New Police Officers Patrick Delehanty & Dionne Moton

5. OPEN MEETING

6. REPORT OF COMMITTEES

COMMITTEE-OF-THE-WHOLE

1. ORDINANCE 02-15 TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF SOUTH EUCLID, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2015. **SECOND READING.**

7. MAYOR'S REPORT

8. LEGISLATION REQUESTED BY THE MAYOR AND ADMINISTRATION

1. ORDINANCE 03-15 AN ORDINANCE AMENDING SECTION 521.11 "RAT HARBORAGE" OF CHAPTER 521 "HEALTH, SAFETY AND SANITATION" OF PART FIVE "GENERAL OFFENSES CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **FIRST READING.**

9. LAW DIRECTOR'S REPORT

10. LETTERS AND COMMUNICATIONS

11. ADJOURN TO EXECUTIVE SESSION: For the purpose of discussing the sale of real property.

12. ADJOURN TO REGULAR MEETING OF COUNCIL

13. ADJOURN

CITY OF SOUTH EUCLID, OHIO

ORDINANCE NO.: 03-15
INTRODUCED BY: Miller
REQUESTED BY: Mayor

February 23, 2015

AN ORDINANCE

AN ORDINANCE AMENDING SECTION 521.11 "RAT HARBORAGE" OF CHAPTER 521 "HEALTH, SAFETY AND SANITATION" OF PART FIVE "GENERAL OFFENSES CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO.

WHEREAS, the Council of the City of South Euclid recognizes the need to promote the health, safety and welfare of the residents, and

WHEREAS, the Council of the City of South Euclid also recognizes the need to inspect conditions that may be conducive to harboring of mice and rats to prevent or correct unsafe or unhealthy conditions that would constitute a public nuisance.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of South Euclid, Ohio:

Section 1: That Section 521.11 "Rat Harborage" of Chapter 521 "Health, Safety and Sanitation" of Part Five "General Offenses Code" of the Codified Ordinances of the City of South Euclid, Ohio be hereby amended to read as follows:

521.11 RAT HARBORAGE.

(a) Conditions. The following conditions are found and declared to be conducive to harboring mice and rats and are hereby declared to be nuisances and prohibited:

(1) Broken, cracked or defective ceilings, walls, floors or foundations in which are holes or cracks of a size sufficient to permit a rat or mouse to pass through;

(2) Material, including rubbish, debris, or firewood piled, stored or kept on the premises, into, among or under which rats or mice have burrowed or may burrow;

(3) Buildings, foundations of buildings, appurtenances to buildings, floors, walks or driveways under which mice or rats have burrowed;

(4) Portable buildings, boxes, crates and materials, including rubbish, debris, or firewood piled, stored or kept so that they rest directly on the ground surface or less than eight inches above such surface;

(5) Garbage containers without watertight tops, sides and bottoms or without tightly fitting tops, around or under which mice or rats have burrowed or may burrow;

(6) Feeding of wild animals, birds or other wildlife, other than in suitable containers for food, elevated at least thirty-six inches above the ground level;

(7) Inoperable and unlicensed, dismantled, partly dismantled or wrecked vehicles or motor vehicles or parts thereof.

(b) Inspection. For the purpose of determining whether the conditions specified in subsection (a) hereof exist, the Mayor/**or the Mayor's designee** is hereby authorized to inspect such premises as may be deemed necessary.

(c) Notice of Nuisance. In addition to the penalties herein provided, the Mayor **or the Mayor's designee** may cause written notice to be served on the owner, lessee or occupant of such real estate. Such notice shall set forth the nature of the condition, the Mayor's **or the Mayor's designee's** estimate of the cost of abating the same if done by the City, a reasonable time determined by the Mayor **or the Mayor's designee** within which the owner may abate such conditions, and the statement that unless the conditions are abated within the stated time, they may be abated by the City and the cost of abatement assessed on the real estate above mentioned. Such notice may be served by delivering it personally to the owner or leaving it at the owner's usual place of business or residence, or by posting it in a conspicuous place on the real estate above mentioned, or by mailing it to the owner, or by publishing it once in a newspaper of general circulation within this City if it cannot be served in any of the other ways above mentioned.

If the conditions are not abated within the required time, the Mayor **or the Mayor's designee** shall cause its abatement and shall report the cost thereof to Council, which may assess the same on the real estate on which the condition existed, or the cause or source thereof is located.

The Mayor or the Mayor's designee shall, however, furnish the owner, lessee or occupant of the real estate on which such condition exists with the statement of the cost of abating the same as soon as such cost can be ascertained, and shall notify the owner to pay such cost within such reasonable time as the Mayor or the Mayor's designee shall fix, but not less than thirty days. In case such cost is not paid within the time fixed by the Mayor or the Mayor's designee, the Mayor or the Mayor's designee shall report such fact to Council, which may assess the same on the real estate on which the condition exists. If such assessment is not paid in cash within thirty days from the date of assessment by Council, it shall be duly certified to the County Auditor as provided by law to be placed upon the tax duplicate and collected as other taxes are collected in annual installments

(d) Form of Notice. The notice referred to in subsection (c) hereof shall be in writing, shall bear the date of issuance and shall be signed by the Mayor, the Mayor's designee or Commissioner of Building. Any such notice may be served by registered mail directed to the person to be notified or by delivery to such person or to the premises affected by it by an employee of the City.

(e) Revocation of Food Handler's License. In the event that an inspection by representatives of the City shows the existence of any condition prohibited by subsection (a) hereof, and unless such violation of subsection (a) hereof is corrected within thirty days after notice to the occupant of the premises inspected, any City license permitting a licensee to handle or deal in foods or food products on the premises shall be revoked and canceled.

(f) Remedies Not Exclusive. The revocation or cancellation of any City license hereunder shall be in addition to any of the penalties, charges or assessments provided for in this section. No action taken under this section shall be held to require the granting, issuance or renewal of any license, nor shall the withholding of any City license be held a defense to any prosecution under this section.

(g) Compliance with Building Code. The construction and materials used in all work done under this section or in order to comply with its terms, shall conform with all requirements of the Building Code and other relevant ordinances of the City.

(h) Penalty. Whoever violates any of the provisions of this section is guilty of a misdemeanor of the fourth degree.

Section 2: That is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: That this Ordinance is deemed to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety within the City and therefore should be adopted at the earliest possible time. Wherefore this Ordinance shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this _____ day of _____, 2015

David B. Miller, President of Council

Attest:

Approve:

Keith A. Benjamin, Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

ORDINANCE NO.: 02-15
 INTRODUCED BY: Miller
 REQUESTED BY: Mayor

February 9, 2015

AN ORDINANCE

TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF SOUTH EUCLID, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2015; AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of South Euclid, Ohio:

Section 1: That to provide for the current expenses and other expenditures of the City of South Euclid during the fiscal year ending December 31, 2015, the sums as herein set forth be and the same are hereby made. Said sums to be used to implement this 2015 Revenue and Expense.

Section 2: That there be appropriated from the General Fund:

PROGRAM I - Security of Persons and Property

POLICE DEPARTMENT - 1110

Personal Services	\$3,834,025	
Other Charges	<u>241,400</u>	
Total Police Department		\$4,075,425

POLICE - ADMINISTRATIVE - 1111

Personal Services	\$106,699	
Other Charges	<u>1,000</u>	
Total Police Department-Administrative		\$107,699

POLICE - SCHOOL GUARDS - 1112

Personal Services	\$53,758	
Other Charges	<u>1,000</u>	
Total Police Department-School Guards		\$54,758

POLICE - CORRECTIONS - 1113

Personal Services	\$0	
Other Charges	<u>1,000</u>	
Total Police Department-Corrections		\$1,000

FIRE DEPARTMENT - 1120

Personal Services	\$3,181,917	
Other Charges	<u>170,035</u>	
Total Fire Department		\$3,351,952

FIRE HYDRANTS - 1122

Other Charges	<u>31,500</u>	
Total Fire Hydrants		\$31,500

DISPATCHERS - 1130

Personal Services	\$454,417	
Other Charges	<u>50,400</u>	
Total Dispatchers		\$504,817

TOTAL PROGRAM I

\$8,127,152

PROGRAM II - Public Health & Welfare Services

SUPPORT OF PRISONERS - 2210

Other Charges	<u>\$166,000</u>	
Total Public Health & Welfare		\$166,000

TOTAL PROGRAM II

\$166,000

PROGRAM III - Leisure Time Activities

RECREATION - 3310

Personal Services	\$71,715	
Other Charges	<u>9,850</u>	

Total Recreation		\$81,565	
<u>COMMUNITY CENTER - 3350</u>			
Personal Services		\$149,877	
Other Charges		<u>51,475</u>	
Total Community Center		\$201,352	
TOTAL PROGRAM III			\$282,917
<u>PROGRAM IV - Community Environment</u>			
<u>BUILDING DEPARTMENT - 4410</u>			
Personal Services		\$778,027	
Other Charges		<u>44,700</u>	
Total Building Department		\$822,727	
<u>ECONOMIC DEVELOPMENT - 4430</u>			
Personal Services		\$75,365	
Other Charges		<u>40,650</u>	
Total Economic Development		\$116,015	
<u>COMMUNITY RELATIONS - 4440</u>			
Personal Services		\$75,449	
Other Charges		<u>38,900</u>	
Total Community Relations		\$114,349	
<u>CITY BOARDS & COMMISSIONS - 4450</u>			
Personal Services		\$35,149	
Other Charges		<u>1,650</u>	
Total Boards & Commissions		\$36,799	
<u>YOUTH INITIATIVE - 4460</u>			
Personal Services		\$17,693	
Other Charges		<u>16,100</u>	
Total Youth Initiative		\$33,793	
TOTAL PROGRAM IV			\$1,123,683
<u>PROGRAM V - Basic Utility Service</u>			
<u>REFUSE COLLECTION & DISPOSAL - 5510</u>			
Other Charges		<u>\$1,200,000</u>	
Total Refuse Collection & Disposal		\$1,200,000	
<u>CURBSIDE RECYCLING - 5520</u>			
Personal Services		\$80,968	
Other Charges		<u>8,200</u>	
Total Curbside Recycling		\$89,168	
TOTAL PROGRAM V			\$1,289,168
<u>PROGRAM VI - Transportation</u>			
<u>SERVICE DEPARTMENT - 6610</u>			
Personal Services		\$523,636	
Other Charges		<u>125,800</u>	
Total Service Department		\$649,436	
<u>GARAGE - 6620</u>			
Personal Services		\$190,263	
Other Charges		<u>197,500</u>	
Total Garage		\$387,763	
TOTAL PROGRAM VI			\$1,037,199
<u>PROGRAM VII - General Government</u>			
<u>MAYOR'S OFFICE - 7710</u>			
Personal Services		\$184,667	
Other Charges		<u>17,110</u>	
Total Mayor's Office		\$201,777	

LEGISLATIVE ACTIVITIES (CITY COUNCIL) - 7720

Personal Services	\$98,338	
Other Charges	<u>19,450</u>	
Total Legislative Activities (City Council)		\$117,788

FINANCE ADMINISTRATION - 7730

Personal Services	\$271,480	
Other Charges	<u>37,550</u>	
Total Finance Administration		\$309,030

INCOME TAX ADMINISTRATION (RITA) - 7731

Personal Services	\$0	
Other Charges	<u>358,000</u>	
Total Income Tax Administration		\$358,000

LEGAL ADMINISTRATION - 7740

Personal Services	\$179,223	
Other Charges	<u>226,225</u>	
Total Legal Administration		\$405,448

JUDICIAL ACTIVITIES (MUNICIPAL COURT) - 7750

Personal Services	\$623,329	
Other Charges	<u>58,300</u>	
Total Judicial Activities (Municipal Court)		\$681,629

CIVIL SERVICE COMMISSION - 7760

Personal Services	\$7,785	
Other Charges	<u>34,150</u>	
Total Civil Service Commission		\$41,935

ENGINEERING - 7770

Personal Services	\$18,942	
Other Charges	<u>4,200</u>	
Total Engineering		\$23,142

MUNICIPAL COMPLEX - 7780

Personal Services	\$0	
Other Charges	<u>417,400</u>	
Total Municipal Complex		\$417,400

GENERAL SERVICES - 7790

Personal Services	\$39,000	
Other Charges	<u>460,668</u>	
Total General Services		\$499,668

INSURANCE - 7791

Personal Services	\$0	
Other Charges	<u>220,000</u>	
Total Insurance		\$220,000

TRANSFERS/ADVANCES OUT -9910/9920

Other Charges	<u>\$801,000</u>	
		<u>\$801,000</u>

TOTAL PROGRAM VII \$4,076,817

TOTAL GENERAL FUND \$16,102,936

Section 3: That there be appropriated from the Special Revenue Funds:

OPERATION HOME IMPROVEMENT (FUND 103/104)

Other Charges	<u>\$110,198</u>	
Total		\$110,198

110,198

COPS GRANT (FUND 106)

Personal Services	\$0	
Other Charges	<u>19,545</u>	

Total		\$19,545	
<u>COMMUNITY DIVERSION PROGRAM (FUND 107)</u>			
Personal Services	\$10,750		
Other Charges	<u>12,800</u>		
Total		\$23,550	43,095
<u>STREET CONSTRUCTION & MAINTENANCE (FUND 202)</u>			
Personal Services	\$597,306		
Other Charges	<u>219,750</u>		
Total		\$817,056	817,056
<u>STATE HIGHWAY IMPROVEMENT (FUND 203)</u>			
Personal Services	\$0		
Other Charges	<u>55,000</u>		
Total		\$55,000	55,000
<u>PARKING LOTS & PARKING METERS (FUND 205)</u>			
Personal Services	\$0		
Other Charges	<u>5,155</u>		
Total		\$5,155	5,155
<u>SWIMMING POOLS (FUND 206)</u>			
Personal Services	\$150,925		
Other Charges	<u>82,650</u>		
Total		\$233,575	233,575
<u>PERMISSIVE MOTOR VEHICLE TAX (FUND 207)</u>			
Other Charges	<u>\$190,000</u>		
Total		\$190,000	190,000
<u>HUD GRANT - NSP 3 (FUND 215)</u>			
Other Charges	<u>\$0</u>		
Total		\$0	
<u>POLICE RANGE (FUND 220)</u>			
Other Charges	<u>\$44,000</u>		
Total		\$44,000	
<u>LAW ENFORCEMENT TRUST (FUND 221)</u>			
Other Charges	<u>\$100,000</u>		
Total		\$100,000	144,000
<u>FRMA FIREFIGHTERS GRANT (FUND 222)</u>			
Other Charges	<u>\$26,143</u>		
Total		\$26,143	
<u>SAFETY FORCES LEVY (FUND 410)</u>			
Personal Services	\$1,269,010		
Other Charges	<u>10000</u>		
Total		\$1,279,010	
<u>STREET LIGHTING (FUND 511)</u>			
Other Charges	<u>\$485,000</u>		
Total		\$485,000	1,790,153
<u>SEWER MAINTENANCE (516)</u>			
Personal Services	\$409,949		
Other Charges	<u>29,430</u>		
Total		\$439,379	439,379
<u>SEWER REHABILITATION (517)</u>			
Other Charges	<u>\$400</u>		
Total		\$400	

POLICE PENSION (FUND 614)

Other Charges	<u>\$104,000</u>		
Total		\$104,000	

FIRE PENSION (FUND 615)

Other Charges	<u>\$104,000</u>		
Total		\$104,000	

SICK LEAVE BENEFIT (FUND 926)

	<u>\$0</u>		
Total		\$0	\$208,400

TOTAL SPECIAL REVENUE FUNDS: \$4,036,012

Section 4: That there be appropriated from the Bond Retirement Funds:

GENERAL BOND RETIREMENT (FUND 327)

Other Charges	<u>\$77,206</u>		
Total		\$77,206	\$77,206

RECREATION BOND RETIREMENT (FUND 328)

Other Charges	<u>\$0</u>		
Total		\$0	\$0

SPECIAL ASSESSMENT BOND RETIREMENT (FUND 510)

Other Charges	<u>\$0</u>		
Total		\$0	\$0

TOTAL BOND RETIREMENT FUNDS: \$77,206

Section 5: That there be appropriated from the Capital Project Funds:

CAPITAL PROJECT FUNDS

GENERAL IMPROVEMENT & REPAIR (FUND 408)

Other Charges	<u>\$498,850</u>		
Total		\$498,850	498,850

SAFETY FORCES VEHICLES (FUND 409)

Other Charges	<u>\$395,000</u>		
Total		\$395,000	\$395,000

POLICE VEHICLES & EQUIPMENT (FUND 411)

Other Charges	<u>\$0</u>		
Total		\$0	

RECREATION CONTINGENCY (FUND 418)

Other Charges	<u>\$0</u>		
Total		\$0	0

WATER DISTRIBUTION INFRASTRUCTURE (FUND 424)

Other Charges	<u>\$1,503,630</u>		
Total		\$1,503,630	1,503,630

ROAD RESURFACING (FUND 425)

Other Charges	<u>\$1,112,420</u>		
Total		\$1,112,420	1,112,420

FLOOD CONTROL (FUND 426)

Other Charges	<u>\$1,919,422</u>		
Total		\$1,919,422	1,919,422

SIDEWALK IMPROVEMENT PROGRAM (FUND 427)

Other Charges	<u>\$7</u>		
Total		\$7	7

STAN HOPE PARKING LOT (FUND 430)

Other Charges	<u>\$2,853</u>		
Total		\$2,853	

ISSUE II PROJECTS (FUND 431)

Other Charges	<u>\$0</u>		
Total		\$0	

LAND ACQUISITION (FUND 440)

Other Charges	<u>\$1,264,535</u>		
Total		\$1,264,535	1,267,388

TOTAL CAPITAL PROJECT FUNDS: \$6,696,716

TRUST & AGENCY (FUND 917)

Other Charges	<u>\$2,212,500</u>		
Total		\$2,212,500	

TOTAL TRUST & AGENCY FUND: \$2,212,500

GRAND TOTAL \$29,125,370

Section 6: That the City Finance Director is hereby authorized to draw warrants for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefore, approved by the Board of Officers authorized by law to approve same, or an ordinance or resolution of Council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance. Provided further, that the appropriation for contingencies can be expended upon approval of a two-thirds vote of Council for items constituting a legal obligation against the City for purposes other than those covered by other specific appropriations, herein made.

Section 7: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 8: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City and for further reason that funds cannot be properly disbursed in 2013 unless this Ordinance goes into immediate effect. Wherefore, this Ordinance shall take effect upon passage and approval.

Passed this _____ day of _____, 2015.

David Miller, President of Council

Attest:

Approved:

Keith A. Benjamin, Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael Lograsso, Director of Law

First Reading: _____
 Second Reading: _____
 Third Reading: _____
 Requested Deadline for Council Passage: _____