

THE CITY OF SOUTH EUCLID SCHEDULE OF MEETING

May 13, 2013

8:00 PM

1. PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. APPROVAL OF MINUTES: November 12, 2012 (recovered from broken computer); November 26, 2012 (recovered from broken computer); December 12, 2012 (recovered from broken computer); February 25, 2013; March 11, 2013; March 27, 2013.

4. OPEN MEETING

5. REPORT OF COMMITTEES

6. LEGISLATION REQUESTED BY CITY COUNCIL

1. ORDINANCE 08-13 AMENDING SECTIONS 131.05 AND 131.07 "POLICE DEPARTMENT COMPOSITION" AND "FIRE DEPARTMENT COMPOSITION" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO TO MAINTAIN THE SAFETY FORCES AT THEIR CURRENT LEVELS; AND DECLARING AN EMERGENCY.

7. MAYOR'S REPORT

8. LEGISLATION REQUESTED BY THE MAYOR AND ADMINISTRATION

1. RESOLUTION 25-13 AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "GENERAL FUND #101-COMMUNITY RELATIONS-OTHER CHARGES-PUBLIC RELATIONS." FIRST READING.

2. RESOLUTION 26-13 AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "GENERAL FUND #101-YOUTH INITIATIVE-MATERIALS AND SUPPLIES-OTHER." FIRST READING.

3. RESOLUTION 27-13 AUTHORIZING THE MAYOR TO ENTER INTO A JOINT ECONOMIC DEVELOPMENT ZONE AGREEMENT WITH THE CITY OF CLEVELAND TO PROVIDE WATER AND WATER RELATED SERVICES AS SET FORTH IN THE AMENDMENT TO THE WATER SERVICE AGREEMENT. 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

CITY OF SOUTH EUCLID, OHIO

ORDINANCE NO.: 08-13
INTRODUCED BY: Miller
REQUESTED BY: Gray, Icove

May 13, 2013

AN ORDINANCE

AMENDING SECTIONS 131.05 AND 131.07 "POLICE DEPARTMENT COMPOSITION" AND "FIRE DEPARTMENT COMPOSITION" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO TO MAINTAIN THE SAFETY FORCES AT THEIR CURRENT LEVELS; AND DECLARING AN EMERGENCY.

WHEREAS, the residents of the City of South Euclid voiced their opinion to the Safety Committee on April 18, 2013 and to Council at various meetings for Council to maintain the safety forces at their current levels; and

WHEREAS, maintaining the safety forces at their current levels promotes the health, safety and welfare of the residents of the City of South Euclid; and

WHEREAS, it is necessary that this Council change the Codified Ordinances reflect this important governmental interest.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of South Euclid, County of Cuyahoga, and State of Ohio:

Section 1: That Section 131.05 "Police Department Composition" of the Codified Ordinances of the City of South Euclid, Ohio be hereby amended to read as follows:

131.05 POLICE DEPARTMENT: COMPOSITION.

The Police Department may be organized and composed of the following officers, patrol officers and other members who shall receive the respective salaries and compensation provided, payable biweekly. The total complement of sworn personnel shall not exceed 48, WITH ONE OFFICER FOR EACH SHIFT, A FIRST SHIFT OF 6 PATROL OFFICERS ON DUTY, A SECOND SHIFT OF 5 PATROL OFFICERS ON DUTY, AND A THIRD SHIFT OF 5 PATROL OFFICERS ON DUTY, and any appointments to such classifications and vacancies therein, may be filled upon the sole discretion of the Mayor.

Section 2: That Section 131.07 "Fire Department Composition" of the Codified Ordinances of the City of South Euclid, Ohio be hereby amended to read as follows:

131.07 FIRE DEPARTMENT: COMPOSITION.

The Fire Department may be organized and composed of the following officers, firefighters and other members who shall receive the respective salaries and compensation provided payable biweekly. The total complement of sworn personnel shall not exceed 40, WITH A DAILY MINIMUM OF 7 FIREFIGHTERS ON DUTY (INCLUDING 1 OFFICER) and any appointments thereto and vacancies therein, may be filled upon the sole discretion of the Mayor.

Section 3: 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 28, 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 4: That this ordinance is deemed to be an emergency measure necessary for the immediate preservation for the public peace, health, and safety of the residents of the City and that a vital and fundamental function of the municipal government is effected hereby. 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 _____, 2013.

David B. Miller, President of Council

Attest:

Approved:

Keith A. Benjamin, Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 25-13
INTRODUCED BY: Miller
REQUESTED BY: Mayor

May 13, 2013

A RESOLUTION

AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "GENERAL FUND #101-COMMUNITY RELATIONS-OTHER CHARGES-PUBLIC RELATIONS."

WHEREAS, in accordance with the requirements of the "Green and Civic Space Use Agreement" entered into by the City of South Euclid and Cedar Center North (CCN), LLC on December 12, 2011; CCN, LLC has made its first annual payment of \$5,000.00 to the City of South Euclid in order to host events for the community; and

WHEREAS, this money must be appropriated in order to be expended.

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

Section 1: That the Council of the City of South Euclid hereby authorizes the Finance Director to appropriate unappropriated funds in the "General Fund #101-Community Relations-Other Charges-Public Relations" in the amount of \$5,000.00.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution 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 Resolution is deemed to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the residents and for the further reason that a vital function of government is affected thereby. Wherefore, this Resolution 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 _____, 2013.

David B. Miller, President of Council

Attest:

Approved:

Keith A. Benjamin, Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 26-13
INTRODUCED BY: Miller
REQUESTED BY: Mayor

May 13, 2013

A RESOLUTION

AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "GENERAL FUND #101-YOUTH INITIATIVE-MATERIALS AND SUPPLIES-OTHER."

WHEREAS, the City of South Euclid received a \$5,000 grant from the Legacy Village Lyndhurst Community Fund for the Summer Youth Initiative and for a public art project in collaboration with Brush High School; and

WHEREAS, this money must be appropriated in order to be expended.

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

Section 1: That the Council of the City of South Euclid hereby authorizes the Finance Director to appropriate unappropriated funds in the "General Fund #101-Youth Initiative-Materials and Supplies-Other" in the amount of \$5,000.00.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution 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 Resolution is deemed to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the residents and for the further reason that a vital function of government is affected thereby. Wherefore, this Resolution 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 _____, 2013.

David B. Miller, President of Council

Attest:

Approved:

Keith A. Benjamin, Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 27-13
INTRODUCED BY: Miller
REQUESTED BY: Mayor

May 13, 2013

A RESOLUTION

AUTHORIZING THE MAYOR TO ENTER INTO A JOINT ECONOMIC DEVELOPMENT ZONE AGREEMENT WITH THE CITY OF CLEVELAND TO PROVIDE WATER AND WATER RELATED SERVICES AS SET FORTH IN THE AMENDMENT TO THE WATER SERVICE AGREEMENT.

WHEREAS, City Council passed Resolution 12-09 on February 23, 2009 authorizing the Mayor to sign a Water Service Agreement with the City of Cleveland to provide Water and Water Related Services; and

WHEREAS, City Council passed Resolution 17-09 on April 13, 2009 authorizing the Mayor to enter into a joint economic development zone agreement as an amendment to the water services agreement; and

WHEREAS, said joint economic development zone agreement requires the City of Cleveland to maintain all water assets within the City of South Euclid and requires the City of South Euclid to practice a "no-poaching" economic development strategy; and

WHEREAS, said agreement has expired and requires action from City Council in order for the provisions to continue.

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

Section 1: That the Mayor be and she is hereby authorized to enter into the Joint Economic Development Zone Agreement, attached hereto as Exhibit A, with the City of Cleveland to provide water and water related services as set forth in Resolution 12-09 passed on February 23, 2009.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution 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 Resolution is deemed to be an emergency measure necessary for the immediate preservation of the peace, health, safety and welfare of the residents and for the further reason that a vital function of government is affected thereby. Wherefore, this Resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed this _____ day of _____, 2013.

David B. Miller, President of Council

Attest:

Approved:

Keith A. Benjamin, Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law