

THE CITY OF SOUTH EUCLID SCHEDULE OF MEETING

July 8, 2013
8:00 PM

1. PLEDGE OF ALLEGIANCE
2. ROLL CALL
3. OPEN MEETING
4. REPORT OF COMMITTEES

COMMITTEE-OF-THE-WHOLE

1. RESOLUTION 18-13

SUBMITTING THE QUESTION OF AN ADDITIONAL TAX LEVY FOR THE PURPOSE OF PROVIDING FUNDS FOR THE GENERAL PROVISION OF POLICE, FIRE, AND OTHER SAFETY SERVICES IN THE CITY, TOGETHER WITH ALL NECESSARY INCIDENTALS AND APPURTENANCES THERETO, PURSUANT TO OHIO REVISED CODE SECTION 5705.19, TO THE ELECTORS OF THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. **THIRD READING.**

UTILITIES COMMITTEE

1. RESOLUTION 36-13

AUTHORIZING THE MAYOR TO ENTER INTO A STORMWATER MANAGEMENT PROGRAM SERVICE AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT FOR IMPLEMENTATION OF ITS REGIONAL STORMWATER MANAGEMENT PROGRAM. **SECOND READING.**

5. MAYOR'S REPORT

6. LEGISLATION REQUESTED BY THE MAYOR AND ADMINISTRATION

1. RESOLUTION 38-13

AUTHORIZING THE MAYOR TO CONVEY CERTAIN REAL PROPERTY OF THE CITY OF SOUTH EUCLID, OHIO TO ONE SOUTH EUCLID. **FIRST READING.**

7. LAW DIRECTOR'S REPORT

8. LETTERS AND COMMUNICATIONS

9. ADJOURN

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 18-13
INTRODUCED BY: Miller
REQUESTED BY: Miller, Icove, Gray, Romeo, Goodman, Fiorelli, Gelfand

March 27, 2013
Second Reading: May 28, 2013
As Amended: June 18, 2013
Third Reading: July 8, 2013

A RESOLUTION

SUBMITTING THE QUESTION OF AN ADDITIONAL TAX LEVY FOR THE PURPOSE OF PROVIDING FUNDS FOR THE GENERAL PROVISION OF POLICE, FIRE, AND OTHER SAFETY SERVICES IN THE CITY, TOGETHER WITH ALL NECESSARY INCIDENTALS AND APPURTENANCES THERETO, PURSUANT TO OHIO REVISED CODE SECTION 5705.19, TO THE ELECTORS OF THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY.

BE IT RESOLVED, by the Council of the City of South Euclid, Cuyahoga County, Ohio, two-thirds of the members elected thereto concurring:

Section 1: That it is hereby found, determined and declared that the amount of taxes which may be raised by the City of South Euclid within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide for the necessary requirements of the City, and that it is necessary to levy a tax in excess of such limitation for the purpose of providing funds for the general provision of police, fire, and other safety services in the City, together with all necessary incidentals and appurtenances thereto, in the amount of 3.25 mills for 3 years.

Section 2: That the question of an additional levy of 3.25 mills for the purpose of providing funds for the general provision of police, fire, and other safety services in the City, together with all necessary incidentals and appurtenances thereto, for 3 years beginning with the tax list and duplicate for the year 2013, the proceeds of which levy first would be available to the City in the calendar year 2014, be submitted under the provisions of Section 5705.19, Ohio Revised Code, to the electors of the City of South Euclid at the election to be held therein on the November 5, 2013, as authorized by law, and said election shall be held at the regular places of voting in said City as established by the Board of Elections of Cuyahoga County, or otherwise, within the times provided by law and shall be conducted, canvassed and certified in the manner provided by law.

Section 3: That the form of ballot to be cast at the election on the question of this tax levy shall be substantially as follows:

PROPOSED TAX LEVY (ADDITIONAL)
CITY OF SOUTH EUCLID, OHIO

A MAJORITY AFFIRMATIVE VOTE IS NECESSARY FOR PASSAGE

AN ADDITIONAL TAX FOR THE BENEFIT OF THE CITY OF SOUTH EUCLID FOR THE PURPOSE OF PROVIDING FUNDS FOR THE GENERAL PROVISION OF POLICE, FIRE, AND OTHER SAFETY SERVICES IN THE CITY, TOGETHER WITH ALL NECESSARY INCIDENTALS AND APPURTENANCES THERETO, AT A RATE NOT EXCEEDING 3.25 MILLS FOR EACH ONE DOLLAR OF VALUATION WHICH AMOUNTS TO .9953 CENTS FOR EACH ONE HUNDRED DOLLARS OF VALUATION FOR 3 YEARS COMMENCING IN January 1, 2013 FIRST DUE IN CALENDAR YEAR 2014.

FOR THE TAX LEVY

AGAINST THE TAX LEVY

Section 4: That the Clerk of Council is hereby authorized and directed to give or cause to be given notice of said election as provided by law.

Section 5: That the Clerk of Council is hereby authorized and directed to certify a copy of this Resolution immediately after adoption, and on or before **August 7, 2013**, to the Board of Elections of Cuyahoga County, Ohio.

Section 6: 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 7: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety and for the further reason that this Resolution must be adopted and certified to the Board of Elections on or before May 8, 2013 for consideration at the August 6, 2013 Special Election; August 7, 2013 for consideration at the November 5, 2013 General Election; and November 6, 2013 for consideration at the February 4, 2014 Special Election; wherefore this Resolution shall take effect and be in force from and immediately after adoption and approval by 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.: 36-13
INTRODUCED BY: Miller
REQUESTED BY: Mayor

June 24, 2013
Second Reading: July 8, 2013

A RESOLUTION

AUTHORIZING THE MAYOR TO ENTER INTO A STORMWATER
MANAGEMENT PROGRAM SERVICE AGREEMENT WITH THE
NORTHEAST OHIO REGIONAL SEWER DISTRICT FOR IMPLEMENTATION
OF ITS REGIONAL STORMWATER MANAGEMENT PROGRAM.

WHEREAS, the Northeast Ohio Regional Sewer District (District), pursuant to the authority of Ohio Revised Code Chapter 6119, and Title V of the District's Stormwater Management Code (Title V), is authorized to provide overall Stormwater Management of the Regional Stormwater System, including planning, financing, design, improvement, construction, inspection, monitoring, maintenance, operation, and regulation for the proper handling of stormwater runoff and the development and provision of technical support information and services to Member Communities; and

WHEREAS, the District has been established as a regional governmental entity mandated to operate and maintain a Regional Stormwater System in the general area encompassing fully or partially the City of South Euclid; and

WHEREAS, flooding is a significant threat to public and private property; streambank erosion is a significant threat to public and private property, water quality, wildlife, and aquatic and terrestrial habitats; and inadequate stormwater management damages the water resources of Northeast Ohio, impairing the ability of these waters to sustain ecological and aquatic systems; and

WHEREAS, there is a manifest need for a watershed-based approach to stormwater management to effectively and efficiently plan, design, construct, and maintain long-term solutions to stormwater problems; and

WHEREAS, to ensure the consistent and coordinated delivery of District Regional Stormwater Management Program services within the City of South Euclid, a Stormwater Service Agreement between the District and the City of South Euclid is required.

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

Section 1: That this Council hereby authorizes the Mayor to enter into a Stormwater Management Program Service Agreement with the Northeast Ohio Regional Sewer District for implementation of its Regional Stormwater Management Program to ensure the consistent and coordinated delivery of District Regional Stormwater Management Program services within the City of South Euclid.

Section 2: That the Clerk be and he is hereby authorized and directed to certify a copy of this Resolution and to transmit the same to the Northeast Ohio Regional Sewer District.

Section 3: That 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 4: That this Resolution is deemed to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety within the City and therefore must be adopted by July 22, 2013 in compliance with the terms of the agreement. 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

Approved:

Attest:

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.: 38-13
INTRODUCED BY: Miller
REQUESTED BY: Mayor

July 8, 2013

A RESOLUTION

AUTHORIZING THE MAYOR TO CONVEY CERTAIN REAL PROPERTY OF THE CITY OF SOUTH EUCLID, OHIO TO ONE SOUTH EUCLID.

WHEREAS, the City of South Euclid is the owner of certain parcels of vacant and improved land, as defined in Exhibit A attached hereto; and

WHEREAS, the subject parcels were deeded to the City of South Euclid as donations facilitated by the National Community Stabilization Trust, or through the deed-in-lieu of tax foreclosure process, or through the Cuyahoga County tax foreclosure process; and

WHEREAS, the Council of the City of South Euclid has, upon study and consideration, determined that said parcels do not serve and are not needed for any municipal purpose; and

WHEREAS, in accordance with the agreement for professional services between the City of South Euclid and One South Euclid dated April 24, 2012, the City's Community Development Corporation, One South Euclid, has the ability to dispose of the subject parcels and return the land to productive use.

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

Section 1: That the Council has determined the subject parcels do not serve any municipal purpose.

Section 2: That the Mayor be and she is hereby authorized to convey said parcels of real property (as shown in Exhibit A, attached hereto) to the City's Community Development Corporation, One South Euclid, in order to dispose of the property and return the land to productive use in accordance with the April 24, 2012 agreement for professional services.

Section 3: 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 4: 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 the subject property does not serve any municipal purpose and should be disposed of through conveyance to One South Euclid. This Resolution shall take effect upon passage and approval.

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

EXHIBIT A:

Parcels (Vacant Lots) to be conveyed to One South Euclid:

PP#	Address	Street Name
704-25-037	3879	Grosvenor Road

Improved properties (contain an existing structure) to be conveyed to One South Euclid:

PP#	Address	Street Name
704-22-031	3780	Eastway Road
702-03-007	1212	Avondale Road
701-26-008	831	South Green Road
702-11-067	1283	Argonne Road
703-35-022	1764	Beaconwood Ave.