

REGULAR MEETING OF SOUTH EUCLID CITY COUNCIL

Presentation of Colors:

Council President David Miller called the meeting to order and the Pledge of Allegiance was recited. A moment of silence was observed in memory of the lives lost and families affected by the tragedies of September 11, 2001.

Roll Call

Present: Caroscio, Fiorelli, Goodman, Gray, Icové, Romeo, Miller (7)

Absent: None

Staff: Benjamin, Blackley, Filippo, Lograsso, Welo, Martin, Franey, Love, Huston

Amend Agenda to include a presentation by the Coral Company & Deville Development regarding Cedar Center.

Following discussion, It was moved by Goodman, seconded by Caroscio, that the agenda be amended.

Roll Call:

Ayes: Caroscio, Fiorelli, Goodman, Gray, Icové, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: None.

The Legislation has Passed Unanimously.

Amend Agenda to include an Executive Session of Council to discuss matters related to personnel.

Following discussion, It was moved by Caroscio, seconded by Miller, that the agenda be amended.

Roll Call:

Ayes: Caroscio, Fiorelli, Goodman, Gray, Icové, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: None.

The Legislation has Passed Unanimously.

Swearing-In Ceremony: Daniel Kolodka & Thomas Canitia were sworn-in as new South Euclid Firefighters.

Recognition Ceremony: A Recognition Ceremony was held and a proclamation presented to the South Euclid Garden Club in appreciation of their efforts to beautify our public spaces and for the Perennial Donation and Bush Donation to the Community Center.

Presentation: Representatives of the Coral Company and DeVille Development gave an update and presentation of their plans for the redevelopment of Cedar Center. Renderings of the proposed developed were displayed and the developers announced approximately 60,000 square feet of retail that is being leased and ready for construction pending necessary approvals from the City.

Opening Meeting of Council:

President Miller called the Open Meeting of Council to order and invited the audience to address Council:

- Bob Schoenewald, 4426 Bayard Road, asked for clarification regarding Ordinance 27-11 and the reissuance of the \$18 million bond issue at Cedar Center.
- Terry Nord, 4115 Princeton Blvd, stated that she has lived in the City for 31 years and is a resident in the Princeton-Greenvale neighborhood. Ms. Nord discussed the severe crime and nuisance issues her neighborhood was facing because of the homes and renters on Greenvale and thanked Mayor Welo for taking the homes down and that she now feels safe again. Ms. Nord stated that the people making negative comments about the Greenvale homes don't live in the neighborhood and don't know what happened.
- Linda Pagon, 684 Parkside Blvd, suggested that City Council stop making legislation "emergencies" and passing them as such. Ms. Pagon also suggested that the City have a Memorandum of Understanding with the developer at Oakwood to ensure that riparian issues are protected and that if the development does happen the increased jobs will be an illusion and that new shopping is not needed because there is a surplus in retail. Ms. Pagon requested that City Council rescind their zoning change.
- Robert Frey, 1299 South Green Road, questioned whether the funds for the sale of property for Cedar Center went towards paying down the note and spoke of remarks made by bloggers on the internet. Mr. Frey stated that the City owed \$380,000 in back taxes for Cedar Center. Law Director Lograsso explained that the funds listed on the County's website are a result of the City land being

taken out of the land bank and that, as municipally owned land it is not taxable and that the city will not not owe the funds being reported. Mr. Frey also questioned the timing of the redevelopment moving forward, based on previous stated dates. Mr. Frey asked why the City couldn't predict that there would be a housing and foreclosure crisis, recession and a downturn in the economy.

- Diana Brown, 4008 Princeton Blvd, spoke regarding the abatement of the Greenvale homes and thanked Mayor Welo for her efforts in the Princeton Greenvale neighborhood.
- Sylvia Billups, 3845 Bridgeview Road, stated that the plans for Cedar Center look very good and are similar to the Short North district in Columbus and is a good artistic vision for Cedar Center. Ms. Billups also stated that reinvestment is important and that you can't just let the City fall apart and said that the City should come together as a community and work towards its betterment and stop dividing ourselves.
- Marty Gullata, 978 Professor Road, stated that he is a South Euclid resident of 38 years and presented a petition from the residents of Professor Road to have their road repaved. Mr. Gullata stated that they have already submitted a copy of the petition to Lyndhurst City Council, as the road is shared by both communities. Mr. Gullata stated that he has never met their Councilperson. Councilwoman Gray responded that she is the Ward One Councilperson and has walked down Professor before, including walking the street and talking to neighbors recently, upon the receipt of the petition request.
- Fran Mentch, 1413 Lynn Park in Cleveland Heights, asked for clarification regarding Resolution 42-11 to place the Oakwood issue on the ballot. Ms. Mentch said that the best option is to develop Cedar Center and put the Oakwood issue on the ballot.
- Ann Gicoyets, 3849 Bainbridge in Cleveland Heights, stated that her backyard is within 50 feet of Oakwood and re-iterated her invitation to City Council members to come to her home to see what it looks like now and how it could affect her if the development moves forward. Ms. Gicoyets asked City Council to let the people vote.
- Clarice McGregol, 410 Greenvale Road, discussed previous crime issues on Greenvale Road and thanked Mayor Welo and Police Departments for taking care of the issues and stated that the crime has ceased.

Report of Council Committees:

Committee of the Whole

Council President Miller reported that the Committee met for its monthly finance update and Miller reported that revenues are up from previous year and the budgeted amount and that if projections hold, the City will have a \$2 million fund balance at the end of the fiscal year, up from the projected \$1.2 million. Miller also stated that because of the State's cuts to the Local Government Fund the City will lose \$210,000 this year and \$591,000 in 2012. Miller reported that the City is waiting to hear from Moody's Credit Service regarding the City's credit rating.

Public Utilities Committee

Introduced by Miller

Ordinance 15-11

ORDINANCE

AMENDING, IN ITS ENTIRETY, CHAPTER 1326 "EROSION AND SEDIMENT CONTROL" OF TITLE FIVE "OTHER BUILDING PROVISIONS" OF PART THIRTEEN "BUILDING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **SECOND READING.**

Following discussion, It was moved by Goodman, seconded by Romeo, that Ordinance 15-11 be passed.

Roll Call:

Ayes: Caroscio, Fiorelli, Goodman, Gray, Icovc, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: None.

The Legislation has Passed Unanimously.

Introduced by Miller

Ordinance 16-11

ORDINANCE

AMENDING, IN ITS ENTIRETY, CHAPTER 1324 "STORMWATER MANAGEMENT" OF TITLE FIVE "OTHER BUILDING PROVISIONS" OF PART THIRTEEN "BUILDING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **SECOND READING.**

Following discussion, It was moved by Goodman, seconded by Miller, that Ordinance 16-11 be passed.

Roll Call:

Ayes: Caroscio, Fiorelli, Goodman, Gray, Icovc, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: None.

The Legislation has Passed Unanimously.

Legislation Requested by the Planning Commission

Zoning and Planning Committee Chairperson Ilove reported on the conditional use permit resolutions recommended by the Planning Commission for two day care centers and the business owners made brief introductions regarding their centers.

Introduced by Miller

Resolution 37-11

RESOLUTION

GRANTING A CONDITIONAL USE PERMIT TO LEARNING ADVANTAGE LOCATED AT 1534 SOUTH GREEN ROAD IN THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. FIRST READING.

Following discussion, It was moved by Ilove, seconded by Romeo, that Resolution 37-11 be passed.

Roll Call:

Ayes: Caroscio, Fiorelli, Goodman, Gray, Ilove, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: None.

The Legislation has Passed Unanimously.

Introduced by Miller

Resolution 38-11

RESOLUTION

GRANTING A CONDITIONAL USE PERMIT TO THE DAYCARE CENTER LOCATED AT 1980 SOUTH GREEN ROAD IN THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. FIRST READING.

Following discussion, It was moved by Ilove, seconded by Romeo, that Resolution 38-11 be passed.

Roll Call:

Ayes: Caroscio, Fiorelli, Goodman, Gray, Ilove, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: None.

The Legislation has Passed Unanimously.

Introduced by Miller

Ordinance 41-10

ORDINANCE

ENACTING NEW CHAPTER 771 "LANDSCAPING" OF TITLE SEVEN OF PART SEVEN "THE PLANNING AND ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO.

The Ordinance was referred to the Planning and Zoning Committee of Council and a meeting was scheduled for September 26, 2011 at 7:30 pm.

Introduced by Miller

Ordinance 42-10

ORDINANCE

AMENDING ZONING TEXT TO CHAPTERS 722, 731, 732, 736, 738, 739, 743, 744, 746, 747, AND 762 AND SECTIONS 732.02, 736.04, 738.11, AND 739.11 OF TITLE TWO, THREE, FOUR, AND SIX OF PART SEVEN OF THE PLANNING AND ZONING CODE.

The Ordinance was referred to the Planning and Zoning Committee of Council and a meeting was scheduled for September 26, 2011 at 7:30 pm.

Mayor's Report:

- **Engineer Blackley:** Reported on the pending completion of road reconstruction projects and improvements at Cedar Center.
- **Housing Manager Martin:** Reported that the City has been awarded the Emerald Award from Crain's Cleveland Business for the Green Neighborhoods Initiative and sustainability efforts and gave an update regarding the Green Neighborhoods homes with three of the four homes having been sold. Martin also reported on the upcoming Children's Community Garden at Quarry Park and the Urban Farm to be planted next to University Suburban.
- **Economic Development Coordinator Love** – reported that the Brewer-Garrett energy conservation project was starting tomorrow and gave an update on the "Just A Buck" store that is opening on Mayfield Road. The store is operated by the Cuyahoga County Department of Developmental Disabilities.
- **Fire Chief Huston:** Reported that the City has received the settlement from the insurance company for the ladder truck, which was declared totaled. The insurance company is covering 95%

of the cost for the new truck and the Fire Department has narrowed the new truck search down to a couple of manufacturers.

- **Mayor Welo:** Made comments related to the history of Cedar Center and spoke of how the deterioration of the old retail strip was the topic of discussion and concern by residents and public officials for over a decade as outlined in the 1999 Master Plan. Welo stated the importance of the redevelopment of Cedar Center; how the old center was a blighting influence on our neighborhoods and community; and how important the redevelopment is to the stabilization of the adjoining West 5 and Bexley neighborhoods, which were some of the hardest hit neighborhoods from the housing and foreclosure crisis. Mayor Welo thanked the residents and City Council for their hard work and efforts to move the revitalization of the new Cedar Center forward and thanked Council for governing in some of the most challenging economic times we have ever seen. Mayor Welo also reported on the numerous events that were held over the summer, and thanked all of the residents who held block parties and volunteers who worked on projects for the betterment of the community.

Legislation Requested by the Administration

Introduced by Miller

Resolution 39-11

RESOLUTION

AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE IN THE GENERAL IMPROVEMENT AND REPAIRS-CONTRACTUAL SERVICES FUND. FIRST READING.

Following discussion, It was moved by Caroscio, seconded by Romeo, that Resolution 39-11 be passed.

Roll Call:

Ayes: Caroscio, Fiorelli, Goodman, Gray, Icové, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: None.

The Legislation has Passed Unanimously.

Introduced by Miller

Resolution 40-11

RESOLUTION

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY FISCAL OFFICER. FIRST READING.

Following discussion, It was moved by Romeo, seconded by Caroscio, that Resolution 40-11 be passed.

Roll Call:

Ayes: Caroscio, Fiorelli, Goodman, Gray, Icové, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: None.

The Legislation has Passed Unanimously.

Introduced by Miller

Resolution 41-11

RESOLUTION

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CCN, LLC FOR THE PURCHASE AND SALE OF REAL PROPERTY IN THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

The Resolution was placed on First Reading.

Introduced by Miller

Resolution 42-11

RESOLUTION

A RESOLUTION TO SUBMIT TO THE VOTERS THE QUESTION OF THE APPROVAL OR REJECTION OF ORDINANCE 05-11 "AMENDING THE ZONING MAP OF THE CITY OF SOUTH EUCLID, OHIO AND SO AS TO CHANGE THE HEREINAFTER DESCRIBED PROPERTY FROM ITS EXISTING CLASS R-75 "ONE-FAMILY RESIDENTIAL DISTRICT" TO C-2 "GENERAL COMMERCIAL DISTRICT"; AND DECLARING AN EMERGENCY. FIRST READING

Following discussion, It was moved by Miller, seconded by Caroscio, that Resolution 42-11 be passed.

Roll Call:

Ayes: Caroscio, Fiorelli, Goodman, Gray, Icové, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: None.

The Legislation has Passed Unanimously.

Introduced by Miller

Ordinance 25-11

ORDINANCE

ASSESSING ALL UNPAID COSTS OF ABATEMENT OF NUISANCES, AS AUTHORIZED BY CHAPTER 531 OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO, THE CUYAHOGA COUNTY COMMON PLEAS COURT AND THE OHIO REVISED CODE; AND DECLARING AN EMERGENCY. FIRST READING.

Following discussion, It was moved by Gray, seconded by Goodman, that Ordinance 25-11 be passed.

Roll Call:

Ayes: Caroscio, Fiorelli, Goodman, Gray, Icovc, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: None.

The Legislation has Passed Unanimously.

Introduced by Miller

Ordinance 26-11

ORDINANCE

DESIGNATING CERTAIN FINANCIAL INSTITUTIONS AS A DEPOSITORY FOR THE ACTIVE AND INTERIM FUNDS OF THE CITY OF SOUTH EUCLID FOR THE PERIOD OF FIVE (5) YEARS FROM SEPTEMBER 5, 2011; AND DECLARING AN EMERGENCY. FIRST READING.

Following discussion, It was moved by Fiorelli, seconded by Romeo, that Ordinance 26-11 be passed.

Roll Call:

Ayes: Caroscio, Fiorelli, Goodman, Gray, Icovc, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: None.

The Legislation has Passed Unanimously.

Introduced by Miller

Ordinance 27-11

ORDINANCE

TO PROVIDE FOR THE ISSUANCE AND SALE OF NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$18,000,000 FOR THE PURPOSE OF PAYING THE COSTS OF THE ACQUISITION, AND ANY NECESSARY CLEARANCE AND PREPARATION, OF REAL PROPERTY FOR URBAN REDEVELOPMENT, INCLUDING PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE LOCATED THEREON, AND PAYING COSTS OF ISSUANCE; AND DECLARING AN EMERGENCY. FIRST READING.

Following discussion, It was moved by Romeo, seconded by Goodman, that Ordinance 27-11 be passed.

Roll Call:

Ayes: Caroscio, Fiorelli, Goodman, Gray, Icovc, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: None.

The Legislation has Passed Unanimously.

Law Director's Report

None

Letters & Communications

- Councilpersons Miller & Caroscio reported on the success of the first Bexley Park Campout event held in August 13-14.
- Councilperson Fiorelli thanked those that have expressed their concern and get well wishes for his wife, who is recovering from an illness.
- Councilperson Gray reported that the City will have a recognition ceremony for the Summer Youth Initiative at the next Council Meeting on September 26, 2011. Ms. Gray also reported that the next Ward One Meeting will be held October 6 at St. Margaret Mary Church and that this Saturday there will be an event at Greenmont Party Center called "My Family, My Neighbor and My Community" sponsored by Councilpersons Gray, Icovc and Miller and will feature County Executive Ed Fitzgerald and Supreme Court Justice Yvette McGee Brown. The event is free.
- Councilperson Goodman reported that the next Ward Four Meeting will be October 5 at 7:30 pm and will include the annual ward "Gorgeous Garden" awards.

Adjourn to Executive Session

Following discussion, It was moved by Caroscio, seconded by Fiorelli, that Council Adjourn to Executive Session.

Council Adjourned to Executive Session at 9:33 pm.

Adjourn

With no further business to discuss Councilperson Caroscio, made a motion to seconded by Romeo, that the meeting be adjourned.

Roll Call:

Ayes: Caroscio, Fiorelli, Gray, Icovc, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: None.

The Meeting Adjourned at 10:08 pm.

Council President

Attest:

Clerk of Council