

REGULAR MEETING OF SOUTH EUCLID CITY COUNCIL

Council President David Miller called the meeting to order and the Pledge of Allegiance was recited.

Roll Call: Roll Call

Present: Fiorelli, Gelfand, Goodman, Icove, Romeo, Miller (6)

Absent: Gray

Staff: Benjamin, Blackley, Smith, Kowalczyk, Lograsso, Nietert, Welo, Martin, Love, Huston

Approval of Minutes:

Following discussion, It was moved by Romeo, seconded by Fiorelli, that the Minutes of the July 23, 2012 and September 4, 2012 Special Meeting of City Council be approved.

Roll Call:

Ayes: Fiorelli, Gelfand, Goodman, Icove, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: Gray.

The Minutes have been approved.

Opening Meeting of Council:

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

- Linda Reid, 5044 Mayfield Road, introduced herself as the new Superintendent of the South Euclid-Lyndhurst School District and discussed a new engagement and strategic planning process that is in place and the School Levy that will be on the ballot in November which will generate over \$4 million a year, if passed.
- Marcella Soukup, 1771 South Green Road, expressed her displeasure with the Cuyahoga County Library's decision to move from the Telling Mansion. Ms. Soukup questioned which Council Members supported the zoning changes years earlier to the Residential Office zoning to allow for the project. Councilman Icove responded that, regardless of zoning, libraries, hospitals, schools are allowed pending the approval of a conditional use permit. Building Commissioner Kowalczyk stated that the City has not received any plans from the library and that the issue would be reviewed by the Planning Commission and then City Council once plans have been submitted. Councilwoman Goodman stated that City Council has no control over whether or not library vacates the telling mansion and that the only voice Council will have is during the conditional use process.
- Linda Pagon, 684 Parkside, spoke regarding the LoanMax on Mayfield Road and asked if there are limits as to how many of these types of stores can have within a certain radius. Ms. Pagon stated that the County Library Board made their decision to move out of the Telling Mansion without community discussion and notification and reported on the online petitions to stop them from moving. Councilperson Romeo stated that he personally would like to see the library remain at the mansion. Council President Miller discussed some of the concerns of the librarians regarding youth issues.

Report of Council Committees:

Zoning & Planning Committee

Councilman Icove reported that he and Councilwoman Goodman are working on new Home Based Business legislation, which will be referred to the Planning Commission.

Introduced by Miller

Ordinance 02-12

ORDINANCE

CREATING A ZONING TEXT AMENDMENT TO SECTION 761.04 OF TITLE SIX OF PART SEVEN OF "THE PLANNING AND ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **THIRD READING.**

Motion to remove

Following discussion, It was moved by Icove, seconded by Goodman, that Ordinance 02-12 be removed from Council's Docket.

Roll Call:

Ayes: Fiorelli, Gelfand, Goodman, Icove, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: Gray.

The Legislation has been removed from Council Docket.

Mayor's Report:

- **Engineer Blackley:** Reported that current road reconstruction projects are ongoing and on-schedule.
- **Housing Manager Martin:** Reported on the October 24th Open House of the City's new Idea Green House on Linnell Road and an award of \$200,000 from the County Prosecutor for demolition of foreclosed homes.
- **Finance Director Smith:** Provided an overview of legislation on the agenda related to Financial Issues.
- **Economic Development Coordinator Love:** Mayor Welo thanked Mike and Staff for their work and success with One South Euclid's First Harvest Fest. Director Love reported on the Brewer-Garrett energy conservation project at City Hall.
- **Police Chief Nietert:** Reported on the retirement party held at Adrian School for the City's K-9 dog Rex, which included a donation of over \$300. Nietert also stated that the Police Department was one of 21 agencies recognized in the County regarding their work towards child advocacy.
- **Fire Chief Huston:** Reported on the upcoming Fire Prevention Week.
- **Mayor Welo:** Reported on School District year kick-off activities at Rowland and Adrian Schools, Health Assessment for employees and thanked Council for their due diligence on all of the issues including the Cedar Center bonds and parking ticket issues.

Legislation Requested by the Administration

Introduced by Miller

Resolution 54-12

RESOLUTION

TO ADOPT THE SOLID WASTE MANAGEMENT PLAN FOR THE CUYAHOGA COUNTY SOLID WASTE MANAGEMENT DISTRICT. FIRST READING.

Following discussion, It was moved by Fiorelli, seconded by Goodman, that Resolution 54-12 be passed.

Roll Call:

Ayes: Fiorelli, Gelfand, Goodman, Icove, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: Gray.

The Legislation has Passed.

Introduced by Miller

Resolution 55-12

RESOLUTION

AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE CUYAHOGA SOIL & WATER CONSERVATION DISTRICT AS A MEMBER OF THE EUCLID CREEK WATERSHED COUNCIL. FIRST READING.

Following discussion, It was moved by Goodman, seconded by Romeo, that Resolution 55-12 be passed.

Roll Call:

Ayes: Fiorelli, Gelfand, Goodman, Icove, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: Gray.

The Legislation has Passed.

Introduced by Miller

Resolution 56-12

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 Fiorelli, that Resolution 56-12 be passed.

Roll Call:

Ayes: Fiorelli, Gelfand, Goodman, Icove, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: Gray.

The Legislation has Passed.

Introduced by Miller

Resolution 57-12

RESOLUTION

AUTHORIZING THE TRANSFER OF UNAPPROPRIATED FUNDS FROM THE "ISSUE II PROJECTS FUND #431" TO THE "FLOOD CONTROL FUND #426." FIRST READING.

Following discussion, It was moved by Romeo, seconded by Goodman, that Resolution 57-12 be passed.

Ayes: Fiorelli, Gelfand, Goodman, Icove, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: Gray.

The Legislation has Passed.

Introduced by Miller

Resolution 58-12

RESOLUTION

A RESOLUTION AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "GENERAL IMPROVEMENT & REPAIR- CAPITAL OUTLAY #408." FIRST READING.

Following discussion, It was moved by Romeo, seconded by Goodman, that Resolution 58-12 be passed.

Ayes: Fiorelli, Gelfand, Goodman, Icove, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: Gray.

The Legislation has Passed.

Introduced by Miller

Resolution 59-12

RESOLUTION

A RESOLUTION AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "OPERATION HOME IMPROVEMENT #103." FIRST READING.

Following discussion, It was moved by Goodman, seconded by Romeo, that Resolution 59-12 be passed.

Ayes: Fiorelli, Gelfand, Goodman, Icove, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: Gray.

The Legislation has Passed.

Introduced by Miller

Resolution 60-12

RESOLUTION

AUTHORIZING THE MAYOR TO ENTER INTO A MUNICIPAL AGENCY AGREEMENT WITH THE CUYAHOGA COUNTY LAND REUTILIZATION CORPORATION FOR THE PROVISION OF NUISANCE ABATEMENT SERVICES FOR THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

Following discussion, It was moved by Gelfand, seconded by Miller, that Resolution 60-12 be passed.

Ayes: Fiorelli, Gelfand, Goodman, Icove, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: Gray.

The Legislation has Passed.

Introduced by Miller

Resolution 61-12

RESOLUTION

A RESOLUTION AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "GENERAL FUND #101-LAW DEPARTMENT-CONTRACTUAL SERVICES- OUTSIDE LEGAL EXPENSES." FIRST READING.

The legislation was placed on First Reading for continued discussion and review.

Introduced by Miller

Ordinance 26-12

ORDINANCE

CREATING NEW SECTION 337.32 "DISTURBING THE PEACE; EXCESSIVE SOUND VOLUME" OF CHAPTER 337 "SAFETY AND EQUIPMENT" OF TITLE FIVE "VEHICLES" OF PART THREE "TRAFFIC CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

Following discussion, It was moved by Miller, seconded by Romeo, that Ordinance 26-12 be passed.

Following discussion, motions were rescinded and the legislation was referred to the Safety Committee for discussion and review.

Introduced by Miller

Ordinance 27-12

ORDINANCE

AMENDING SECTION 531.09 "ABATEMENT OF CRIMINAL ACTIVITY NUISANCES" OF CHAPTER 531 "NUISANCES" OF PART FIVE "GENERAL OFFENSES CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

The legislation was placed on first reading and referred to the Safety Committee for further discussion and review.

Introduced by Miller

Ordinance 28-12

ORDINANCE

REPEALING AND REPLACING CHAPTER 351 "PARKING GENERALLY" OF PART THREE "TRAFFIC CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

Following discussion, It was moved by Miller, seconded by Fiorelli, that Ordinance 28-12 be passed.

Roll Call:

Ayes: Fiorelli, Gelfand, Goodman, Icovc, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: Gray.

The Legislation has Passed.

Introduced by Miller

Ordinance 29-12

ORDINANCE

REPEALING AND REPLACING CHAPTER 353 "PARKING METERS" OF PART THREE "TRAFFIC CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

Following discussion, It was moved by Miller, seconded by Romeo, that Ordinance 29-12 be passed.

Roll Call:

Ayes: Fiorelli, Gelfand, Goodman, Icovc, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: Gray.

The Legislation has Passed.

Introduced by Miller

Ordinance 30-12

ORDINANCE

AN ORDINANCE AMENDING CHAPTER 147 "PARKING GENERALLY" OF TITLE FIVE "ADMINISTRATIVE" OF PART ONE "ADMINISTRATIVE CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

Following discussion, It was moved by Miller, seconded by Fiorelli, that Ordinance 30-12 be passed.

Roll Call:

Ayes: Fiorelli, Gelfand, Goodman, Romeo, Miller.

Nays: Icovc.

Abstain: None.

Absent: Gray.

The Legislation has Passed.

Law Director's Report

Law Director Lograsso reported on the status of Union Negotiations regarding Police, Fire and Dispatch.

Letters & Communications

- Councilperson Icovc reported on a Knights of Columbus event he attended last Saturday
- Councilperson Fiorelli reported on the field dedication in honor of former councilman Joe Coreno on October 7 at 1 pm.
- Councilperson Romeo reported on the Ward 2 Meeting and thanked those who attended.
- Councilperson Goodman reported on the upcoming Ward 4 Meeting scheduled for October 3 at 7 pm at the Community Center and an upcoming Utilities Committee Forum on October 17 with representatives from NOPEC to explain changes to their opt-in policies. Goodman thanked Mayor Welo regarding the media attention from the Detroit Public Television crew that came to Cleveland to highlight the Langerdale Marsh project.

Adjourn to Executive Session for the purposes of discussion of real property

Following discussion, It was moved by Goodman, seconded by Gelfand, that Council Adjourn to Executive Session to discuss the sale of real property.

Roll Call:

Ayes: Fiorelli, Gelfand, Goodman, Icové, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: Gray.

Council has adjourned to Executive Session at 9:01 pm

Adjourn

With no further business to discuss, Goodman made a motion to adjourn the Meeting. Seconded by Miller.

Roll Call:

Ayes: Fiorelli, Gelfand, Goodman, Icové, Romeo, Miller.

Nays: None.

Abstain: None.

Absent: Gray

Council Adjourned the Meeting at 9:30 pm.

Council President

Attest:

Clerk of Council