

## REGULAR MEETING OF SOUTH EUCLID CITY COUNCIL

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

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### **Roll Call:** Roll Call

**Present:** Fiorelli, Goodman, Gray, Icovc, Romeo, Miller (6)

**Absent:** Caroscio

**Staff:** Benjamin, Blackley, Filippo, Kowalczyk, Lograsso, Nietert, Anderson, Love, Huston

### **Amend Agenda to Include Ordinance 41-10 & 42-10**

Following discussion, It was moved by Goodman, seconded by Fiorelli, that the Agenda be amended to include Ordinances 41-10 & 42-10.

### **Roll Call:**

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

**Nays:** None.

**Abstain:** None.

**Absent:** Caroscio.

The Agenda has been amended.

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**Approval of Minutes:** The Minutes of the July 25, 2011; August 8, 2011 (Special Meeting); August 22, 2011 (Special Meeting); August 29, 2011 (Special Meeting); and September 8, 2011 (Special Meeting); September 12, 2011 were presented for approval.

It was moved by Goodman, seconded by Fiorelli, that the minutes be approved.

### **Roll Call:**

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

**Nays:** None.

**Abstain:** None.

**Absent:** Caroscio.

The Minutes have been approved.

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**Recognition Ceremony:** Councilperson Gray presented a proclamation to honor the Volunteers and Organizations that participated in the 2011 Ward One Summertime Youth Initiative

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### **Opening Meeting of Council:**

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

- George Martin, 1832 South Green Road, made remarks related to his criminal conviction and prison sentence. Mr. Martin stated that the original conviction in 1989 was overturned and he was set free in 1994. Mr. Martin said that he was caught off guard by President Miller's comments and that he had put the matter behind him, but the wound had now been reopened.
  - Emilie DiFranco, 3867 West 226 St, in Fairview Park, made comments regarding the use of city vehicles in South Euclid and whether the city vehicles met Ohio Revised Code rules. Ms. DiFranco displayed a photo taken at a tavern & restaurant which she said was of the city vehicle of Mr. Gallagher, the recently retired Service Director and questioned if Mr. Gallagher had been consuming alcohol. Ms. DiFranco also claimed that the current service director had his city vehicle parked in his driveway on an unpaid furlough day.
  - Larry Baker, 4096 Colony Road, addressed the need for low-cost or free legal assistance for residents experiencing financial problems and foreclosure issues and suggested the City contact legal aid, which has a program to help those in need.
  - Joe Liptow, 4501 Anderson Road, made remarks about an incident that occurred on August 8 with Clerk of Council Benjamin and the police reports that were filed. Mr. Liptow thanked Mr. Benjamin for being honest about what happened. Mr. Liptow made remarks about an eminent domain issue in Lakewood, stated that the vehicle personal use policy should be reviewed and stated for the record that on August 8 the police officer that pulled him over were professional and courteous and thanked them for their service.
  - Linda Pagon, 684 Parkside Blvd, made remarks regarding the proposed Oakwood Country Club and that the projection for jobs and income were voodoo economics. Ms. Pagon spoke regarding the design for Cedar Center and the proposed lighted sign above the building and said that she hopes the light is not reflected backwards into the neighborhood.
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### **Report of Council Committees:**

#### Zoning & Planning Committee

Councilperson Ilove discussed the committee meeting that was held earlier in the evening to finalize discussion regarding Ordinances 41-10 and 42-10 related to the City's Zoning Code and Landscaping requirements for business and residential districts.

Introduced by Miller

Ordinance 41-10

ORDINANCE

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

**THIRD READING.**

It was moved by Ilove, seconded by Fiorelli, that Ordinance 41-10 be approved.

**Roll Call:**

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

**Nays:** None.

**Abstain:** None.

**Absent:** Caroscio.

The Legislation has Passed.

Introduced by Miller

Ordinance 42-10

ORDINANCE

AMENDING THE 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. **THIRD READING.**

Following discussion, It was moved by Ilove, seconded by Romeo, that Ordinance 42-10 be approved.

**Roll Call:**

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

**Nays:** None.

**Abstain:** None.

**Absent:** Caroscio.

The Legislation has Passed.

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**Mayor's Report:**

- **Engineer Blackley:** Gave an update on the Temblehurst Road reconstruction project and a watermain project on Eastway.
- **Building Commissioner Kowalczyk:** reported on progress at the GFS Marketplace at Cedar Center and that the construction will be completed in a few weeks. Kowalczyk also gave updates on improvements at the Mayfield Road McDonalds and at the old Lobster Pot building on Mayfield which has been completely renovated and one side has been leased for a banquet facility. Kowalczyk also updated Council on the Cuyahoga County Board of Developmental Disabilities retail store "Just a Buck" which will open soon and be staffed by persons with developmental disabilities. Kowalczyk reported on Oakwood issues and a planned expansion at Dr. Senders Pediatric Center.
- **Service Director Anderson:** responded to an earlier question from Fairview Park resident DiFranco regarding the city vehicle and Mr. Anderson stated that it was an unpaid furlough day, however, he was still worked that day as a result of the inclement winter weather.
- **Finance Director Filippo:** reported on proposed Resolutions 44-11, 45-11, 46-11 and asked the City's Financial Advisor from Key Bank, Jeff Rink, to report on the City's bond rating. Mr. Rink stated that Moody's has affirmed the City's Aa2 Bond Rating which is excellent for an inner-ring suburb and on par with newer and developing suburban communities. Mr. Rink cited strong fiscal management by the Mayor, City Council and the administration and the ability to adjust the budget to maintain a general fund balance as key to the strong rating.
- **Economic Development Coordinator Love:** reported on proposed Resolution 43-11 regarding the PACE Assessment Protection Act.

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**Legislation Requested by the Administration**

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. **SECOND READING.**

The legislation was placed on second reading.

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Introduced by Miller

Resolution 43-11

## RESOLUTION

IN SUPPORT OF H.R. 2599, THE PACE ASSESSMENT PROTECTION ACT OF 2011. FIRST READING.  
Following discussion, It was moved by Goodman, seconded by Romeo, that Resolution 43-11 be passed.

**Roll Call:**

**Ayes:** Fiorelli, Goodman, Gray, Icove, Romeo, Miller.

**Nays:** None.

**Abstain:** None.

**Absent:** Caroscio.

The Legislation has Passed.

Introduced by Miller

Resolution 44-11

## RESOLUTION

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH JAMES G. ZUPKA, C.P.A, INC. FOR AUDIT SERVICES FOR THE PERIOD BEGINNING JANUARY 1, 2011 AND ENDING DECEMBER 31, 2014. FIRST READING.

Following discussion, It was moved by Romeo, seconded by Miller, that Resolution 44-11 be passed.

**Roll Call:**

**Ayes:** Fiorelli, Goodman, Gray, Icove, Romeo, Miller.

**Nays:** None.

**Abstain:** None.

**Absent:** Caroscio.

The Legislation has Passed.

Introduced by Miller

Resolution 45-11

## RESOLUTION

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

Following discussion, It was moved by Goodman, seconded by Romeo, that Resolution 45-11 be passed.

**Roll Call:**

**Ayes:** Fiorelli, Goodman, Gray, Icove, Romeo, Miller.

**Nays:** None.

**Abstain:** None.

**Absent:** Caroscio.

The Legislation has Passed.

Introduced by Miller

Resolution 46-11

## RESOLUTION

AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE ROAD IMPROVEMENT-CONTRACTUAL SERVICES FUND. FIRST READING.

Following discussion, It was moved by Fiorelli, seconded by Romeo, that Resolution 46-11 be passed.

**Roll Call:**

**Ayes:** Fiorelli, Goodman, Gray, Icove, Romeo, Miller.

**Nays:** None.

**Abstain:** None.

**Absent:** Caroscio.

The Legislation has Passed.

**Law Director's Report**

None

**Letters & Communications**

- Councilperson Goodman reported that the Ward 4 Community Meeting will be held October 5 at 7:30 at the Community Center.
- Councilperson Gray reported that the Ward 1 Community Meeting will be held October 6 at St. Margaret Mary Church Social Hall at 6 pm.
- Councilperson Romeo reported that residents may purchase engraved pickets for placement at the Playground of Possibilities.

**Adjourn**

With no further business to discuss, Goodman made a motion to adjourn the Meeting. Seconded by Fiorelli  
Roll Call to Adjourn

Ayes: Fiorelli, Goodman, Gray, Icove, Romeo, Miller

Nays:

Absent: Caroscio

The Meeting Adjourned at 9:07 pm.

Attest:

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Council President

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Clerk of Council