

REGULAR MEETING OF SOUTH EUCLID CITY COUNCIL

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

Roll Call

Present: Councilman Marty Gelfand, Council President Pro Tem Jane Goodman, Councilwoman Ruth Gray, Councilman Ed Icové, Councilman Moe Romeo, Council President David Miller.

Absent: Councilman Dennis Fiorelli.

Approval of Minutes: October 26, 2015 (Special Meeting); October 26, 2015; and November 9, 2015.

Action: Motion to Approve Minutes of the October 26, 2015 Special Meeting of Council, **Moved by** Council President Pro Tem Jane Goodman, **Seconded by** Councilman Moe Romeo.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 6).

Yes: Councilman Marty Gelfand, Council President Pro Tem Jane Goodman, Councilwoman Ruth Gray, Councilman Ed Icové, Councilman Moe Romeo, Council President David Miller.

Absent: Councilman Dennis Fiorelli

The minutes have been approved.

Action: Motion to Approve Minutes of the October 26, 2015 & November 9, 2015 Meetings of City Council, **Moved by** Councilman Moe Romeo, **Seconded by** Council President Pro Tem Jane Goodman.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 6).

Yes: Councilman Marty Gelfand, Council President Pro Tem Jane Goodman, Councilwoman Ruth Gray, Councilman Ed Icové, Councilman Moe Romeo, Council President David Miller.

Absent: Councilman Dennis Fiorelli

The minutes have been approved.

Amend Agenda to Include Executive Session for the purposes of discussing pending litigation.

Action: Motion to Approve Legislation, **Moved by** Council President Pro Tem Jane Goodman, **Seconded by** Councilman Marty Gelfand.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 6).

Yes: Councilman Marty Gelfand, Council President Pro Tem Jane Goodman, Councilwoman Ruth Gray, Councilman Ed Icové, Councilman Moe Romeo, Council President David Miller.

Absent: Councilman Dennis Fiorelli

The agenda has been amended.

Special Presentation: Police Chief Nietert recognized the Graduates of the Fall 2015 Citizens Police Academy

Opening Meeting of Council:

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

- Charles Turner, 4549 Lilac Road, stated that the red light at the top of the communications tower is out again and that a plane or helicopter could hit it and it is a safety issue. Mr. Turner stated that the Mayor said that an alarm goes off when the light is not on so the city should know about it. Mr. Turner spoke regarding the resolution requesting that the Ohio legislature shut down the municipal court apparently for economic reasons and wondered why the legislation was introduced by Council President Miller and Councilman Romeo when it was the Mayor that brought up the issue during the charter review process and that the Mayor should get full credit for the issue. Mr. Turner spoke regarding the proposed Resolution asking PUCO to ban or monitor door-to-door solicitors of energy utility companies and stated that he is in favor of door to door solicitors because they have saved him hundreds of dollars.
- George Martin, 1832 South Green Road, discussed a Plain Dealer article regarding monarch butterflies and the importance of our natural environment including our trees and milkweed seeds. Mr. Martin stated that it's not too late to plant milkweed for next spring. Mr. Martin discussed a recent Time Magazine article regarding what it takes for victims' families to forgive a murderer.

Report of Council Committees:Safety Committee

Councilman Gelfand reported that they met to discuss, Ordinance 26-15 to modify the City's nuisance ordinance to take away 1,000 foot barrier from a person's residence. Another Safety Committee meeting will be scheduled to continue deliberations.

Zoning & Planning Committee

Councilwoman Goodman reported that Committee met to discuss the proposed tree ordinance revisions and the Committee will meet again to continue deliberations.

Utilities Committee

Introduced by Miller

Resolution 57-14

RESOLUTION

REQUESTING THE PUBLIC UTILITIES COMMISSION OF OHIO (PUCO) LIMIT THE ABILITY OF A UTILITY PROVIDER TO CONDUCT HOME SOLICITATION. **SECOND READING.**

The legislation was placed on Second Reading.

Legislation Requested by City Council

Introduced by Miller

Resolution 45-15

ORDINANCE

REQUESTING THE OHIO STATE LEGISLATURE INTRODUCE AND PASS LEGISLATION TO MERGE THE SOUTH EUCLID MUNICIPAL COURT WITH A NEIGHBORING MUNICIPAL COURT AND REQUESTING THE OHIO SUPREME COURT TO ASSIST WITH SAID MERGER. FIRST READING.

The legislation was placed on First Reading.

Mayor's Report: (mayor absent)

President Miller gave an update received from City Engineer Andy Blackley regarding current and upcoming road and infrastructure repairs.

Legislation Requested by the Mayor and Administration

Introduced by Miller

Ordinance 27-15

ORDINANCE

AMENDING THE ZONING MAP OF THE CITY OF SOUTH EUCLID, OHIO, SO AS TO CHANGE THE HEREINAFTER DESCRIBED PERMANENT PARCEL NUMBERS FROM ITS EXISTING CLASS R-50 "ONE AND TWO FAMILY DISTRICT" TO M-F "MULTI-FAMILY DISTRICT." **TO BE PLACED ON FIRST READING AND REFERRED TO THE PLANNING COMMISSION.**

Councilwoman Gray stated that when the City received the request from the School District she thought it quite odd because she believes that the School District does not have jurisdiction to ask for rezoning of the property per State Law and Ohio Revised Code Chapter 3314.41 and that the City cannot enter into discussion of the matter if it is not lawful. Councilwoman Gray stated that the rezoning can only take place once the property is sold to its new owner and requested that Law Director Lograsso look into the matter and provide a legal opinion. Councilwoman Goodman stated that per ordinance the legislation must be referred to the Planning Commission for their review and it would come back to City Council for final approval. Upon further discussion, the legislation was placed on first reading and sent to the Planning Commission with the request that the Planning Commission not take any major action until the Law Director issues an opinion.

Law Director's Report – no report**Letters & Communications**

- Council President Miller scheduled a Committee of the Whole Meeting for December 14th at 6 pm to discuss Res. 45-15.
- Councilman Gelfand scheduled a Safety Committee Meeting for December 28th at 7:15 pm to discuss Ordinance 26-15 and Ordinance 26-12.
- Councilman Ilove stated that pursuant to the City Charter the Mayor will be appointing a law director at the beginning of the year, which Council must confirm and requested that Law Director prepare legislation to be introduced by Mr. Ilove at the December 14th Meeting of City Council.
- Councilman Romeo wished all residents a happy thanksgiving holiday.
- Councilman Gelfand wished all residents a happy thanksgiving.
- Councilwoman Gray wished everyone a safe and joyful thanksgiving holiday.
- Councilwoman Goodman stated that she is thankful for all the regulars who show up at the council meetings and wished those of Jewish faith a happy Hanukah. Ms. Goodman scheduled a Zoning and Planning Committee Meeting for December 28th at 6:30 pm to discuss Ord. 20-15.
- Council President Miller stated that he hopes everyone enjoys Thanksgiving and remember those who are in need during the holiday season and suggested donations to a local food bank to help those in need.

Adjourn to Executive Session for the purposes of discussing pending litigation.

Action: Motion to adjourn to Executive Session for the purposes of discussing pending litigation, **Moved by** Councilman Moe Romeo, **Seconded by** Councilman Marty Gelfand.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Councilman Marty Gelfand, Council President Pro Tem Jane Goodman, Councilwoman Ruth Gray, Councilman Ed Ilove, Councilman Moe Romeo, Council President David Miller.

Absent: Councilman Dennis Fiorelli

Council adjourned to Executive Session at 8:36 pm.

Adjourn Regular Meeting of City Council

Action: Adjourn, **Moved by** Council President David Miller, **Seconded by** Councilman Marty Gelfand.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Councilman Marty Gelfand, Council President Pro Tem Jane Goodman, Councilwoman Ruth Gray, Councilman Ed Icove, Councilman Moe Romeo, Council President David Miller.

Absent: Councilman Dennis Fiorelli

The Meeting Adjourned to Executive Session at 9:12 pm.

The Meeting Adjourned at

Council President

Attest:

Clerk of Council