

REGULAR MEETING OF SOUTH EUCLID CITY COUNCIL

Council President Pro-Tem Edward Icové called the meeting to order and the Pledge of Allegiance was recited.

Roll Call:

Present: Caroscio, Fiorelli, Goodman, Gray, Icové, Romeo (6)

Absent: Miller

Staff: Benjamin, Filippo, Lograsso, Nietert, Love, Huston

Approval of Minutes: December 12, 2011

It was moved by Romeo, seconded by Fiorelli, that the minutes of the December 12, 2011 Meeting of City Council be approved.

Roll Call:

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

Nays: None.

Abstain: None.

Absent: Miller.

The Minutes have been approved.

Motion to Appoint Planning Commission Vacancy:

Councilman Fiorelli made a motion to re-appoint Art Goddard to the Planning Commission. Seconded by Councilman Caroscio. Councilwoman Goodman made a motion to appoint Larry Daniels to the Planning Commission. Seconded by Fiorelli. Following discussion, President Pro Tem Icové asked for a roll call for the first motion to re-appoint Art Goddard.

Roll Call:

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

Nays: Goodman.

Abstain: None.

Absent: Miller.

Art Goddard has been reappointed to the Planning Commission.

Councilman Romeo recommended that a new policy be put in place to rotate the Commission's Chairmanship and that any immediate past chairperson would have to wait at least four years before serving as Chairperson again.

Opening Meeting of Council:

President Pro Tem Icové called the Open Meeting of Council to order and invited the audience to address Council:

- Yakov Lieber, 4242 Hindsdale, stated that he likes the idea of the Planning Commission Chair rotating and that under the City's Charter, the Planning Commission has an obligation to elect a Chairperson every year.

Legislation for Removal from Council Docket:

SAFETY COMMITTEE:

Introduced by Miller

Ordinance 14-10

ORDINANCE

AMENDING SECTION 503.03 "ON PERSONS" OF CHAPTER 503 "ADVERTISING" OF PART FIVE "GENERAL OFFENSES CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **FOR**

REMOVAL.

Following discussion, it was moved by Gray, seconded by Romeo, that Ordinance 14-10 be removed from Council Docket.

Roll Call:

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

Nays: None.

Abstain: None.

Absent: Miller.

The Legislation has been removed.

Introduced by Miller

Ordinance 15-10

ORDINANCE

CREATING NEW SECTION 503.06 "HUMAN OR ANIMAL MASCOTS" OF CHAPTER 503 "ADVERTISING" OF PART FIVE "GENERAL OFFENSES CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **FOR REMOVAL.**

Following discussion, it was moved by Gray, seconded by Caroscio, that Ordinance 15-10 be removed from the Council Docket.

Roll Call:

Ayes: Caroscio, Fiorelli, Goodman, Gray, Romeo, Icove.

Nays: None.

Abstain: None.

Absent: Miller.

The Legislation has been removed.

Motion to Remove Legislation from Committee

Council President Pro Tem Icove made a motion to move Ordinances 31-11 and 31-11 out of the Finance Committee of City Council. Seconded by Romeo.

Roll Call:

Ayes: Caroscio, Fiorelli, Goodman, Gray, Romeo, Icove.

Nays: None.

Abstain: None.

Absent: Miller.

The Legislation has been voted out of committee.

Motion to Amend Agenda

Council President Pro Tem Icove made a motion to amend the Agenda to consider Ordinance 32-11 prior to Ordinance 31-11. Seconded by Romeo.

Roll Call:

Ayes: Caroscio, Fiorelli, Goodman, Gray, Romeo, Icove.

Nays: None.

Abstain: None.

Absent: Miller.

The Agenda has been amended.

Introduced by Miller

Ordinance 32-11

ORDINANCE

AN EMERGENCY ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY IN THE CITY TO BE A PUBLIC PURPOSES FOR PURPOSES OF SECTIONS 5709.40 AND 5709.42 OF THE OHIO REVISED CODE AND TO BE EXEMPT FROM REAL PROPERTY TAXATION; DESCRIBING THE PUBLIC IMPROVEMENTS MADE, TO BE MADE, OR IN THE PROCESS OF BEING MADE THAT DIRECTLY BENEFIT, OR THAT ONCE MADE WILL DIRECTLY BENEFIT THE PARCELS, REQUIRING THE OWNERS OF THOSE PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES; ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SERVICE PAYMENTS AND RELATED AUTHORIZATIONS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42, AND 5709.43; AND AUTHORIZING THE EXECUTION OF VARIOUS CONTRACTS, CERTIFICATIONS AND OTHER DOCUMENTS RELATED THERETO. **SECOND READING.**

Following discussion, it was moved by Romeo, seconded by Icove, that Ordinance 32-11 be approved.

Law Director Lograsso explained that the legislation is related to the creation of a Tax Increment Financing District at Cedar Center and that the Cleveland Heights-University Heights School Board had agreed to the 30 year TIF as outlined in Ordinance 32-11 instead of the 10 year TIF proposed in Ordinance 31-11.

Councilperson Goodman thanked the administration and members of Council for their efforts, which will benefit both the City and Schools.

Roll Call:

Ayes: Caroscio, Fiorelli, Goodman, Gray, Romeo, Icove.

Nays: None.

Abstain: None.

Absent: Miller.

The Legislation has Passed Unanimously.

FOR REMOVAL

Introduced by Miller

Ordinance 31-11

ORDINANCE

AN EMERGENCY ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY IN THE CITY TO BE A PUBLIC PURPOSE FOR PURPOSES OF SECTIONS 5709.40 AND 5709.42 OF THE OHIO REVISED CODE AND TO BE EXEMPT FROM REAL PROPERTY TAXATION; DESCRIBING THE PUBLIC IMPROVEMENTS MADE, TO BE MADE, OR IN THE PROCESS OF BEING MADE THAT DIRECTLY BENEFIT, OR THAT ONCE MADE WILL DIRECTLY BENEFIT THE PARCELS, REQUIRING THE OWNERS OF THOSE PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES; ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SERVICE PAYMENTS AND

RELATED AUTHORIZATIONS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42, AND 5709.43; AND AUTHORIZING THE EXECUTION OF VARIOUS CONTRACTS, CERTIFICATIONS AND OTHER DOCUMENTS RELATED THERETO. **FOR REMOVAL.**

Following discussion, it was moved by Romeo, seconded by Goodman, that Ordinance 31-11 be removed from the Council Docket.

Roll Call:

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

Nays: None.

Abstain: None.

Absent: Miller.

The Legislation has been removed.

Report of Council Committees:

Safety Committee

Introduced by Miller

Ordinance 20-11

ORDINANCE

AMENDING SECTION 337.27 "DRIVERS AND PASSENGERS REQUIRED TO WEAR SEAT BELTS; PENALTY" OF CHAPTER 337 "SAFETY AND EQUIPMENT" OF PART THREE "TRAFFIC CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **SECOND READING.**

The legislation was placed on Second Reading and a Safety Committee Meeting will be scheduled to further discuss the legislation. A representative from University Hospitals made a comments regarding a Seat Belt Use Study conducted in South Euclid indicating that the number of drivers wearing seat belts is significantly less than the national average. Traffic Commissioner Bob Abele made comments regarding traffic related injuries and fatalities as a result of drivers not wearing safety belts.

Service Committee

Councilperson Fiorelli reported that the Service Committee held a meeting on December 19, 2011 to discuss trash and recycling issues. Members of the public, including Recycling Committee members participated at the meeting, which was attended by approximately 15 people.

Mayor's Report:

- **Community Services Director Benjamin:** reported on legislation presented on the Agenda regarding the renewal of OhioBiz as the City's webmaster, legislation approving the absences of Council Members from Meetings during 2011 and setting the first Regular Meeting of 2011 for January 9, 2012.
- **Finance Director Filippo:** reported on legislation for consideration on the agenda.
- **Police Chief Nietert:** Reported that Ohio is 31st in the nation for seat belt use and request Council's support for legislation related to a Juvenile Accountability grant with the City of Lyndhurst and the South Euclid-Lyndhurst Schools.
- **Economic Development Coordinator Love:** Reported that the new Just-A-Buck store operated by the Department of Developmental Disabilities was featured in a report on Channel 3 News.
- **Fire Chief Huston:** Reported on a Christmas Day fire on Stonehaven Road and that the City's replacement ladder truck will be in service in the next few weeks.
- **Council President Pro Tem Ilove** reported that the Mayor had a family commitment and could not attend the meeting.

Legislation Requested by the City Council

Introduced by Miller

Resolution 70-11

RESOLUTION

A RESOLUTION ESTABLISHING THE SOUTH EUCLID YOUTH INITIATIVE AND SOUTH EUCLID YOUTH COMMISSION. FIRST READING.

Following discussion, it was moved by Gray, seconded by Goodman, that Resolution 70-11 be passed.

Roll Call:

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

Nays: None.

Abstain: None.

Absent: Miller.

The Legislation has Passed Unanimously.

Introduced by Miller

Ordinance 39-11

ORDINANCE

PROVIDING FOR SUBMISSION TO THE ELECTORS OF THE CITY OF SOUTH EUCLID OF CHARTER AMENDMENT AS PROPOSED BY COUNCIL TO ANNUALLY CONFIRM THE MAYOR'S APPOINTMENT OF THE

DIRECTOR OF LAW, PURSUANT TO ARTICLE XI OF THE CHARTER OF THE CITY OF SOUTH EUCLID, OHIO;
AND DECLARING AN EMERGENCY. FIRST READING.

The legislation was placed on First Reading.

Legislation Requested by the Administration

Introduced by Miller

Resolution 65-11

RESOLUTION

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH OHIOBIZ WEB CONSULTING, LLC TO FURTHER DEVELOP AND MAINTAIN THE WORLD WIDE WEB SITE FOR THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

Following discussion, it was moved by Caroscio, seconded by Goodman, that Resolution 65-11 be passed.

Roll Call:

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

Nays: None.

Abstain: None.

Absent: Miller.

The Legislation has Passed Unanimously.

Introduced by Miller

Resolution 66-11

RESOLUTION

EXCUSING COUNCIL MEMBERS' ABSENCE FROM COUNCIL MEETINGS DURING THE YEAR 2011. FIRST READING.

Following discussion, it was moved by Goodman, seconded by Gray that Resolution 66-11 be passed.

Roll Call:

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

Nays: None.

Abstain: None.

Absent: Miller.

The Legislation has Passed Unanimously.

Introduced by Miller

Resolution 67-11

RESOLUTION

SETTING THE DATE FOR THE FIRST REGULARLY SCHEDULED MEETING OF THE CITY COUNCIL OF THE CITY OF SOUTH EUCLID, OHIO IN 2012. FIRST READING.

Following discussion, it was moved by Fiorelli, seconded by Romeo, that Resolution 67-11 be passed.

Roll Call:

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

Nays: None.

Abstain: None.

Absent: Miller.

The Legislation has Passed Unanimously.

Introduced by Miller

Resolution 68-11

RESOLUTION

AUTHORIZING THE APPROPRIATION OF MATCHING FUNDS FOR A 2012 "JUVENILE ACCOUNTABILITY BLOCK GRANT." FIRST READING.

Following discussion, it was moved by Gray, seconded by Goodman, that Resolution 68-11 be passed.

Roll Call:

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

Nays: None.

Abstain: None.

Absent: Miller.

The Legislation has Passed Unanimously.

Introduced by Miller

Resolution 69-11

RESOLUTION

AUTHORIZING THE TRANSFER OF APPROPRIATED FUNDS IN THE GENERAL FUND TO THE POLICE VEHICLE AND EQUIPMENT FUND. FIRST READING.

Following discussion, it was moved by Romeo, seconded by Fiorelli, that Resolution 69-11 be passed.

Roll Call:

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

Nays: None.

Abstain: None.

Absent: Miller.
The Legislation has Passed Unanimously.

Introduced by Miller

Ordinance 40-11

ORDINANCE

AMENDING ORDINANCE 34-11, TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF SOUTH EUCLID, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2011; AND DECLARING AN EMERGENCY.

Motion to Amend Agenda:

Following discussion, it was moved by Ilove, seconded by Romeo, that the Agenda be amended to consider Revised Ordinance 40-11.

Roll Call:

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

Nays: None.

Abstain: None.

Absent: Miller.

The Agenda has been amended.

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

Roll Call:

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

Nays: None.

Abstain: None.

Absent: Miller.

The Legislation has Passed Unanimously.

Law Director's Report

Law Director Lograsso reported that the State of Ohio held a hearing on December 14 regarding the City's request to deny the liquor permit renewal for Numberz Bar. Mr. Lograsso reported that Numberz had closed, and that the City waived the appeal pending the purchase of the establishment to a new owner, who has promised to operate the new bar in good standing. Mr. Lograsso stated that the City's appeal regarding Tino's Bar has been continued at the request of the owner.

Letters & Communications

- Councilperson Goodman reported that a Design Gathering will be held on January 11 at 7 pm in the Great Room at Notre Dame College to generate and collect ideas for the Oakwood Green space. Ms. Goodman thanked Councilman Caroscio for his service and stated that he will be missed.
- Councilperson Gray thanked residents who attended the annual Community Kwanzaa Celebration and reported that over 200 people attended the event. Ms. Gray stated that Councilman Caroscio will be missed.
- Councilperson Caroscio thanked the residents of South Euclid for the honor of being able to represent them for the next two years. Mr. Caroscio thanked the Mayor and Administration for their hard work and stated that not everyone knows the wonderful job staff does day-in and day-out with very little resources.
- Councilperson Romeo thanked Councilman Caroscio for his service and stated that he appreciated having fresh thoughts on issues to move the City forward and hopes that he continues to be involved in the city.
- Councilperson Fiorelli reported on the Kwanzaa Celebration and said it was an amazing an event. Mr. Fiorelli also thanked Councilperson Caroscio for his service and asked for a moment of silence in honor of residents who passed away in 2011.
- Councilperson Ilove reported on the collection of over \$6,000 in food donations for the Cleveland Food Bank. Councilperson Ilove thanked Councilman Caroscio and stated that the City looks forward to his continuing participation in the community. Councilperson Ilove reported that Judge Elect Gayle Williams Byers will be having a Swearing In Ceremony on Sunday, January 15 at 6 pm at Mayfield Country Club.
- Councilperson Goodman stated that she cannot remember a year when the City and residents had so many wins including the rebuilding of the Playground of Possibilities, Community Campout, Cedar Center and Oakwood Developments moving forward and the Summer Youth Initiative. Goodman stated that when you're "inside the bubble" people tend to see the bad things and don't recognize the amazing accomplishments.

Adjourn

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

Roll Call:

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

Nays: None.

Abstain: None.

Absent: Miller.

The Meeting Adjourned at 9:12 p.m.

Council President ProTem

Attest:

Clerk of Council