

Test: [3:46:30 PM](#)

## REGULAR MEETING OF SOUTH EUCLID CITY COUNCIL

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

### Roll Call

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

**Absent:** Hartigan

**Staff:** Benjamin, Blackley, Cannell, Gallagher, Kowalczyk, Asst. Chief Franey, Gigi Benjamin for Mike Lograsso, Welo

### **Special Presentations:**

#### **GOOD SAMARITAN AWARDS CEREMONY:**

Honoring Phillip Witten and Alphonso Owen for their efforts in aiding in the Rescue of the occupants in the June 5<sup>th</sup> East Antisdale Road Fire.

#### **POLICE RECOGNITION CEREMONY:**

Honoring Patrolman Steve Wilson for his efforts in responding to the June 5<sup>th</sup> East Antisdale Road Fire.

#### **POLICE AWARDS CEREMONY:**

Presentation of DUI Achievement Awards to Patrolman Bob Baldyga and Patrolman Dustin Smoot.

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

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

- Ray Rhode, 1543 Laclede, reported that the last band concert for the summer will be held on Sunday, August 16 at 7 pm featuring The Nick Puin Quintet at Notre Dame College.
- Yakov Lieber, 4242 Hindsdale, asked that the Finance Committee meeting cancelled for July 13<sup>th</sup> be rescheduled so that residents can judge the financial condition of the city. Lieber also commented on the Cedar Center Development Agreement and stated that unfortunately the city ran into some bad luck with the economy and that sometimes it is better to try a project rather than sit back and do nothing and commended City Council and the administration. Lieber also stated that he does not like the idea of automated safety cameras and that they should not be used to enforce the traffic code. He stated that enforcement should be done by human beings and that he does not have confidence in an "instant replay" because if the cameras are run by a private company, profit will be a motive.
- Joe Liptow, 4501 Anderson, stated that he was here for questions and not comments. He stated that he has been asking at City Council regarding the Cedar Center Brownfield remediation and the \$1.8 million being utilized. Liptow stated that he finds it hard to believe that the city got the bids for a set price and if it's over \$1.8, who is going to pay for it. He asked if Auditor Russo lowered the value of the property because now it's a rubble pile and stated that Mr. Benjamin has not gotten back to him. Liptow also commented on the development agreement and wanted to know if Rubin has a better leverage position on the agreement and Liptow stated that he doesn't have "time to go through the 56 page things" and stated that the city should come clean on the costs. Liptow also made a comment about the ordinances on the American Legal Publishing website kept for the city and that he has been out canvassing and talking and people have a lot of questions. He stated that "a lot of people realize your taking risk and rolling dice and I guess maybe that's not a bad thing."

### **Report of Council Committees:**

#### COMMITTEE OF THE WHOLE

Introduced by Romeo

Ordinance 27-09

#### ORDINANCE

AUTHORIZING THE MAYOR TO ENTER INTO A DEVELOPMENT AGREEMENT WITH CORAL SECC,LLC, FOR THE REDEVELOPMENT OF THE CEDAR CENTER SHOPPING DISTRICT IN THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. **THIRD READING.**

Following discussion, It was moved by Goodman, seconded by Miller, that Ordinance 27-09 be passed..

#### Roll Call:

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

**Nays:** None.

**Abstain:** None.

**Absent:** Hartigan.

The Legislation has Passed Unanimously.

**Mayor's Report:**

- **Engineer Blackley:** reported that Fabreze Construction will be starting the Maplegrove Street Reconstruction project on August 10.
- **Building Commissioner Kowalczyk:** Requested Council consideration of Ordinance 28-09 and reported that all of the business pole signs are now down in the City as authorized by the 2005 sign ordinance. Kowalczyk also stated that the new "Chef's Ingredients" store is open on Mayfield Road.
- **Housing Manager Martin:** ABSENT
- **Finance Director Filippo:** ABSENT
- **Service Director Gallagher:** No report
- **Asst. Police Chief Franey:** Requested Council consideration of Ordinances 34-09, 35-09, 36-09, 37-09 regarding traffic safety cameras.
- **Fire Chief Cannell:** Requested Council consideration of Resolution 37-09 approving a \$1,000 grant from the Sam's Club Foundation.
- **Mayor Welo:** Thanked the residents who participated in the Home and Garden Tour and thanked Community Center director Meg Martines for a great job. Welo noted that six residents have already signed up to be hosts for next year's tour. The Mayor attended the RescuePaloosa Humane Society event at Quarry Park over the weekend and said it was a big success. Mayor Welo reported on the new Mural at Mayfield and Green designed by Brush High School Students and the success of the new urban marsh and stated that plaques would be going up at the sites. Welo also reported that over 400 new freshmen will be attending Notre Dame College this fall and the new football team and marching band programs would begin soon.

**Legislation Requested by the Administration**

Introduced by Romeo

Resolution 35-09

## RESOLUTION

A RESOLUTION AUTHORIZING THE TRANSFER OF APPROPRIATED FUNDS IN THE GENERAL FUND TO THE FOLLOWING FUND: "SICK LEAVE BENEFIT FUND," AND DECLARING AN EMERGENCY. FIRST READING.

Following discussion, It was moved by Romeo, seconded by Simon, that Resolution 25-09 be passed/

**Roll Call:****Ayes:** Goodman, Gray, Icové, Miller, Simon, Romeo.**Nays:** None.**Abstain:** None.**Absent:** Hartigan.

The Legislation has Passed Unanimously.

Introduced by Romeo

Resolution 36-09

## RESOLUTION

A RESOLUTION AUTHORIZING THE INCREASE OF APPROPRIATIONS IN THE FOLLOWING FUND: "COMMUNITY DIVERSION PROGRAM FUND;" AND DECLARING AN EMERGENCY. FIRST READING.

Following discussion, It was moved by Romeo, seconded by Goodman, that Resolution 36-09 be passed.

**Roll Call:****Ayes:** Goodman, Gray, Icové, Miller, Simon, Romeo.**Nays:** None.**Abstain:** None.**Absent:** Hartigan.

The Legislation has Passed Unanimously.

Introduced by Romeo

Resolution 37-09

## RESOLUTION

A RESOLUTION AUTHORIZING THE INCREASE OF APPROPRIATIONS IN THE FOLLOWING FUND: "GENERAL FUND-FIRE DEPARTMENT-OTHER CHARGES;" AND DECLARING AN EMERGENCY. FIRST READING.

Following discussion, It was moved by Romeo, seconded by Gray, that Resolution 37-09 be passed.

**Roll Call:****Ayes:** Goodman, Gray, Icové, Miller, Simon, Romeo.**Nays:** None.**Abstain:** None.**Absent:** Hartigan.

The Legislation has Passed Unanimously.

Introduced by Romeo

Resolution 38-09

RESOLUTION

A RESOLUTION AUTHORIZING THE DECREASE OF APPROPRIATIONS IN THE FOLLOWING FUND: "GENERAL FUND-MUNICIPAL COMPLEX-OTHER;" AND DECLARING AN EMERGENCY. FIRST READING.

Following discussion, It was moved by Romeo, seconded by Goodman, that Resolution 38-09 be passed/

**Roll Call:**

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

**Nays:** None.

**Abstain:** None.

**Absent:** Hartigan.

The Legislation has Passed Unanimously.

Introduced by Romeo

Resolution 39-09

RESOLUTION

A RESOLUTION AUTHORIZING THE INCREASE OF APPROPRIATIONS IN THE FOLLOWING FUNDS: "GENERAL FUND-TRANSFERS-OTHER," AND "SICK LEAVE BENEFIT FUND;" AND DECLARING AN EMERGENCY. FIRST READING.

Following discussion, It was moved by Romeo, seconded by Goodman, that Resolution 39-09 be passed.

**Roll Call:**

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

**Nays:** None.

**Abstain:** None.

**Absent:** Hartigan.

The Legislation has Passed Unanimously.

Introduced by Romeo

Resolution 40-09

RESOLUTION

A RESOLUTION DECLARING THE MONTH OF SEPTEMBER, 2009 FIREFIGHTERS OF SOUTH EUCLID APPRECIATION MONTH AND COMMENDING THE FIREFIGHTERS OF SOUTH EUCLID FOR THEIR EFFORTS ON BEHALF OF THE CITY OF SOUTH EUCLID AND THE MUSCULAR DYSTROPHY ASSOCIATION. FIRST READING.

Following discussion, It was moved by Gray, seconded by Miller, that Resolution 40-09 be passed.

**Roll Call:**

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

**Nays:** None.

**Abstain:** None.

**Absent:** Hartigan.

The Legislation has Passed Unanimously.

Introduced by Romeo

Ordinance 28-09

ORDINANCE

AN ORDINANCE AMENDING SECTION 765.01 "FEES FOR APPLICATIONS, CERTIFICATES, AND PERMITS" OF CHAPTER 765 "SCHEDULE OF FEES" OF PART SEVEN "PLANNING AND ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. FIRST READING.

Following discussion, It was moved by Icovc, seconded by Romeo, that Ordinance 28-09 be passed.

**Roll Call:**

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

**Nays:** None.

**Abstain:** None.

**Absent:** Hartigan.

The Legislation has Passed Unanimously.

Introduced by Romeo

Ordinance 29-09

ORDINANCE

DETERMINING TO PROCEED WITH THE IMPROVEMENT OF CERTAIN DESCRIBED PUBLIC STREETS, ROADS AND PLACES IN THE CITY OF SOUTH EUCLID, OHIO BY PROVIDING STREET LIGHTING; AND DECLARING AN EMERGENCY. FIRST READING.

Following discussion, It was moved by Romeo, seconded by Goodman, that Ordinance 29-09 be passed.

**Roll Call:**

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

**Nays:** None.  
**Abstain:** None.  
**Absent:** Hartigan.

The Legislation has Passed Unanimously.

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Introduced by Romeo

Ordinance 30-09

ORDINANCE

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

Following discussion, It was moved by Romeo, seconded by Gray, that Ordinance 30-09 be passed.

**Roll Call:**

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

**Nays:** None.

**Abstain:** None.

**Absent:** Hartigan.

The Legislation has Passed Unanimously.

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Introduced by Romeo

Ordinance 31-09

ORDINANCE

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

Check on Merrimound address.

Following discussion, It was moved by Romeo, seconded by Gray, that Ordinance 31-09 be passed.

**Roll Call:**

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

**Nays:** None.

**Abstain:** None.

**Absent:** Hartigan.

The Legislation has Passed Unanimously.

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Introduced by Romeo

Ordinance 32-09

ORDINANCE

ASSESSING UNPAID COST OF SERVICE DEPARTMENT NUISANCE ABATEMENT (YARD CLEAN-UP, BOARDING CHARGES, ETC.) AS AUTHORIZED BY SECTION 521.14 (D), OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. FIRST READING.

Following discussion, It was moved by Romeo, seconded by Gray, that Ordinance 32-09 be passed.

**Roll Call:**

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

**Nays:** None.

**Abstain:** None.

**Absent:** Hartigan.

The Legislation has Passed Unanimously.

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Introduced by Romeo

Ordinance 33-09

ORDINANCE

ASSESSING UNPAID COST OF SERVICE DEPARTMENT-NUISANCE ABATEMENT (HIGH GRASS, WEEDS, ETC.) AS AUTHORIZED BY SECTION 521.14 (D) OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. FIRST READING.

Following discussion, It was moved by Romeo, seconded by Gray, that Ordinance 33-09 be passed.

**Roll Call:**

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

**Nays:** None.

**Abstain:** None.

**Absent:** Hartigan.

The Legislation has Passed Unanimously.

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Introduced by Romeo

Ordinance 34-09

ORDINANCE

CREATING NEW SECTION 313.13 "USE OF AUTOMATED SAFETY CAMERAS TO IMPOSE CIVIL PENALTIES UPON RED VIOLATORS AND SPEEDING VIOLATORS" OF CHAPTER 313 "TRAFFIC CONTROL DEVICES" OF PART THREE "TRAFFIC CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID AND DECLARING AN EMERGENCY. FIRST READING.

Placed on first reading and referred to Safety Committee.

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Introduced by Romeo

Ordinance 35-09

ORDINANCE

CREATING NEW SECTION 313.14 "COSTS OF COLLECTION OF UNPAID TICKETS FOR PHOTO-ENFORCED SAFETY OFFENSES" OF CHAPTER 313 "TRAFFIC CONTROL DEVICES" OF PART THREE "TRAFFIC CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID AND DECLARING AN EMERGENCY. FIRST READING.

Placed on First Reading and referred to safety committee.

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Introduced by Romeo

Ordinance 36-09

ORDINANCE

CREATING NEW SECTION 313.15 "USE OF CIVIL PENALTY FUNDS" OF CHAPTER 313 "TRAFFIC CONTROL DEVICES" OF PART THREE "TRAFFIC CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID AND DECLARING AN EMERGENCY. FIRST READING.

Placed on First Reading and referred to safety committee.

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Introduced by Romeo

Ordinance 37-09

ORDINANCE

AMENDING SECTION 541.04 "CRIMINAL MISCHIEF" OF CHAPTER 541 "PROPERTY OFFENSES" OF PART FIVE "GENERAL OFFENSES CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID AND DECLARING AN EMERGENCY. FIRST READING.

Placed on First Reading and referred to safety committee.

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**Law Director's Report**

None

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**Letters & Communications**

- Councilperson Icové reported that National Night Out will take place on August 4 at Bexley Park and will be sponsored by Block Watch groups and South Euclid Police.
- Councilperson Goodman commented on the East Antisdale fire and the tremendous collaborative efforts by the residents and firefighters to save lives.

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**Adjourn**

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

**Roll Call to Adjourn**

Ayes: Goodman, Gray, Icové, Miller, Simon, Romeo

Nays:

Absent: Hartigan

The Meeting Adjourned at 9:09 pm.

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Council President

Attest:

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Clerk of Council