

**SPECIAL 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 Dennis Fiorelli, Councilman Marty Gelfand, Council President Pro Tem Jane Goodman, Councilwoman Ruth Gray, Councilman Ed Ilove, Councilman Moe Romeo, Council President David Miller.

**Legislation from the Zoning & Planning Committee**

Introduced by Miller

Ordinance 10-15

## 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 ~~C-1 "LIMITED COMMERCIAL DISTRICT"~~ **R-O "RESIDENTIAL-OFFICE DISTRICT."** **THIRD READING.**

**Action:** Motion to Approve Legislation, **Moved by** Council President Pro Tem Jane Goodman, **Seconded by** Council President David Miller.

Councilwoman Goodman reported that there was a public hearing earlier in the evening and that the legislation is based on the Planning Commission recommendations. Councilman Fiorelli stated that he supports the legislation. Councilman Gelfand thanked the community for working with the Planning Commission to tweak the legislation to utilize the correct zoning that allows the development and keeps out developments that the neighborhood may not want.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 7).

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

**Legislation Requested by City Council**

Introduced by Miller

Resolution 26-15

## RESOLUTION

**AMENDING RESOLUTION 01-15:** SETTING THE DATES FOR THE CITY OF SOUTH EUCLID'S REGULARLY SCHEDULED COUNCIL MEETINGS IN 2015. **FIRST READING.**

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

Councilman Gelfand discussed his original intention back in January when the regular meetings were scheduled to allow those of Jewish faith, including residents to observe Rosh Hashanah and Sukkot.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 7).

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

Introduced by Miller

Resolution 27-15

## RESOLUTION

REGISTERING AN OBJECTION WITH THE OHIO DEPARTMENT OF COMMERCE DIVISION OF LIQUOR CONTROL CONCERNING THE RENEWAL OF THE LIQUOR PERMIT BELONGING TO 2<sup>ND</sup> II NONE BAR & GRILL IN THE CITY OF SOUTH EUCLID, OHIO. **FIRST READING.**

**Action:** Motion to Approve Legislation, Moved by Councilwoman Ruth Gray, Seconded by Councilman Moe Romeo.

Councilwoman Gray reported on resident complaints about the business and also the police department has assessed thousands of dollars of nuisance fines that have not been paid by the owner. This is another owner and the second time there have been issues at the bar. Ms. Gray stated that in fairness to 2<sup>nd</sup> II None Bar & Grill they should have the opportunity to respond at a hearing. Ms. Gray stated that a childcare facility should be located next to a bar and it has become problematic, especially since the childcare center operates 24 hours a day. Councilwoman Gray requested that the Law Director provided an outline of the nuisance issues and options at a public hearing. Ms. Gray also discussed issue with beverage stores in the area, but the complaints were not against the stores. Councilman Ilove stated that for the record the city has never won an objection to a liquor permit, so he concurs with Councilwoman Gray that we should go over the issue, but discuss it in executive session, because it could be pending litigation. Clerk Benjamin stated that the resolution of objection needs to be sent to the Control Board by September 1<sup>st</sup> deadline for objections for renewal. Councilman Ilove said that council is caught in a catch 22 and if the legislation is passed, the law director would have carte blanche to spend money on litigation and suggested that maybe council go into recess and call the law director to get more information. Director Love reported that the building is for sale and headed towards tax foreclosure and the lease may not be renewed at the end of the year. Councilman Gelfand suggested that council pass the resolution and if they determine that they were hasty in passing it then council can withdraw the resolution. Councilman Ilove said that once it goes in motion we pass the baton to the Law Director. Councilwoman Goodman discussed what happens if the business closes and what happens to the liquor license and who the hearing is with. Councilman Ilove responded that it's an administrative hearing by the State Liquor Control Board in Cleveland. Councilman Romeo stated that the city has to be realistic about the fact that the liquor control board rarely revokes a license, but should move forward with the resolution. There was discussion of who the owner of the property was and if that person also owns the auto repair shop.

**Vote:** Motion passed (summary: Yes = 6, No = 1, Abstain = 0).

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

**No:** Councilman Ed Icové.

The legislation has been approved.

---

**Adjourn**

**Action:** Motion to Adjourn, **Moved by** Council President David Miller, **Seconded by** Council President Pro Tem Jane Goodman.

**Vote:** Motion carried by unanimous roll call vote (summary: Yes = 7).

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

The Meeting Adjourned at 8:27 pm.

---

Council President

Attest:

---

Clerk of Council