

## REGULAR MEETING OF SOUTH EUCLID CITY COUNCIL

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

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### Roll Call

**Present:** Goodman, Gray, Hartigan, Icové, Miller, Simon, Romeo (7)

**Absent:** None

**Staff:** Benjamin, Blackley, Caminati, Cannell, Filippo, Gallagher, Kowalczyk, Lograsso, Martines, Nietert, Welo

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### **Amendments to Agenda:**

President Romeo made a motion to move Resolution 38-08 to the top of the Agenda. Seconded by Goodman.

### Roll Call:

**Ayes:** Goodman, Gray, Hartigan, Icové, Miller, Simon, Romeo.

**Nays:** None.

**Abstain:** None.

**Absent:** None.

The Agenda has been amended.

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### **Swearing-In/Promotions:**

Police Officer Promotions: Sergeant William Schaefer was promoted to Lieutenant and Patrolman Michael O'Connor was promoted to Sergeant.

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

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

- Richard Gent, Owner of Glengate Shopping Center, reported that he has been working with Karen McMillan regarding the moving of her Milestones Child Care to his building at Glengate and asked City Council to approve her conditional use permit.
  - Karen McMillan, 4620 Ammon Road and the owner of Milestone Child Development Center reported that she has operated at Hillcrest Methodist Church for the last three years and has outgrown the space. She reported that she needs to move to a bigger space and that she has ten staff members and a waiting list of children for child care.
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### **Report of Council Committees:**

Councilperson Goodman reported that the Utilities Committee met earlier in the evening to gather information about the Langerdale Retention basin and retro-fit. Goodman reported that Plantings are going in and they are working to improve the bird habitat. Goodman also reported that they reviewed drawings regarding the proposed overlook off of South Green Road.

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### **Mayor's Report:**

- **Engineer Blackley:** Reported that the 2008 street resurfacing projects are almost complete and asked for support of Resolution 39-08 for Year 23 of OPWC. Blackley reported that the City would be making three submissions for the Issue One funding for Cedar Center Infrastructure Improvement, Argonne and Maplegrove Roads.
- **Building Commissioner Kowalczyk:** No Report.
- **Housing Manager Sally Martin:** Reported that the LEAD Abatement program through Board of Health for Low Moderate Income Residents is available and the Housing Department would be promoting the program.
- **Finance Director Filippo:** Requested passage of Resolution 41-08.
- **Service Director Gallagher:** Also requested passage of Resolution 39-08 for the OPWC applications. Gallagher also reported that road salt prices have gone up because there is a shortage of salt. He reported that the City is in good condition in through December and he is working to purchase more salt January through the end of winter. Gallagher reported that the consortium of Cities that bid together for salt was returned with no bids.
- **Police Chief Nietert:** Reported that with help of Fire Chief Cannell the Department picked up the Motorcycle for traffic enforcement. Nietert also reported that the City has received two awards for

not having traffic fatality in the last five years and for safety issues. Nietert also reported that the Citizens Academy will be beginning in the near future.

- **Fire Chief Cannell:** Distributed the new South Euclid Emergency Operations Plan and reported that the next CERT class will be beginning in the coming months.
- **Mayor Welo:** Reported that the Governor spoke regarding the next budget and reported that it will be very tough for state and local governments. Welo also reported that next year, Governor Strickland will bring out his proposal for School Funding and possible new formulas for taxing.
- **Mayor Welo** also reported that Mr. Gent has brought a new company into South Euclid that specializes in bio-tech company and that it is exactly what the State of Ohio is promoting: Innovation, Infrastructure, Educated workforce, Sense of Place and Quality of Life. Welo also reported that the Playground of Possibilities Build Week will be happening all week from 8 am to 8 pm and President Romeo spoke about the need for tools.

### Legislation Requested by the Planning Commission

Introduced by Romeo

Resolution 40-08

#### RESOLUTION

GRANTING A CONDITIONAL USE PERMIT TO MILESTONES EARLY CHILDHOOD DEVELOPMENT CENTER CORPORATION, LLC. AT 393-401 SOUTH GREEN ROAD IN THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. FIRST READING. *REFERRED FROM PLANNING COMMISSION 8/26/08.*

Following discussion, It was moved by Ilove, seconded by Simon, that Resolution 40-08 be passed.

#### Roll Call:

**Ayes:** Goodman, Hartigan, Ilove, Simon, Romeo.

**Nays:** Gray, Miller

**Abstain:** None.

**Absent:** None.

The Legislation has Passed 5-2.

Introduced by Romeo

Ordinance 39-08

#### ORDINANCE

AMENDMENT OF CHAPTER 731 OF TITLE THREE OF PART SEVEN OF THE "PLANNING AND ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **SECOND READING.** *REFERRED FROM PLANNING COMMISSION 9/11/08*

Councilperson Ilove made a motion to amend the Ordinance. Seconded by Simon.

#### Roll Call:

**Ayes:** Goodman, Gray, Hartigan, Ilove, Miller, Simon, Romeo.

**Nays:** None.

**Abstain:** None.

**Absent:** None.

The Legislation has been amended.

The Legislation was placed on Second Reading.

Introduced by Romeo

Ordinance 40-08

#### ORDINANCE

AMENDMENT OF R-75 "RESIDENTIAL" DISTRICT TO ESTABLISH A NEW R-O "RESIDENTIAL OFFICE" ZONING DISTRICT. **SECOND READING.** *REFERRED FROM PLANNING COMMISSION 9/11/08.*

Councilperson Ilove made a motion to amend the ordinance, seconded by Simon

#### Roll Call:

**Ayes:** Goodman, Gray, Hartigan, Ilove, Miller, Simon, Romeo.

**Nays:** None.

**Abstain:** None.

**Absent:** None.

The Legislation has been amended.

The Legislation was placed on second reading.

### Legislation Requested by the Mayor & Administration

Introduced by Romeo

Resolution 38-08

#### RESOLUTION

COMMENDING RICHARD GAFFNEY FOR HIS WORK AS A POLICE OFFICER, NEIGHBOR, AND LONG-TIME RESIDENT, IN MAKING THE CITY OF SOUTH EUCLID A STRONGER COMMUNITY AND A GREAT PLACE TO CALL HOME.

Following discussion, It was moved by Romeo, seconded by Miller, that Resolution 38-08 be passed.

**Roll Call:**

**Ayes:** Goodman, Gray, Hartigan, Icové, Miller, Simon, Romeo.

**Nays:** None.

**Abstain:** None.

**Absent:** None.

The Legislation has Passed Unanimously.

Introduced by Romeo

Resolution 39-08

RESOLUTION

AUTHORIZING THE MAYOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION (OPWC) STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) FOR THE YEAR 2008 AND TO EXECUTE CONTRACTS AS REQUIRED WITHIN THE CITY OF SOUTH EUCLID, OHIO.

President Romeo made a motion to Amend the legislation, seconded by Goodman.

**Roll Call:**

**Ayes:** Goodman, Gray, Hartigan, Icové, Miller, Simon, Romeo.

**Nays:** None.

**Abstain:** None.

**Absent:** None.

The Legislation has been amended.

Following discussion, President Romeo made another motion to further Amend the legislation, seconded by Goodman.

**Roll Call:**

**Ayes:** Goodman, Gray, Hartigan, Icové, Miller, Simon, Romeo.

**Nays:** None.

**Abstain:** None.

**Absent:** None.

The Legislation has been amended.

Following discussion, It was moved by Romeo, seconded by Goodman, that Resolution 39-08 be passed as Amended.

**Roll Call:**

**Ayes:** Goodman, Gray, Hartigan, Icové, Miller, Simon, Romeo.

**Nays:** None.

**Abstain:** None.

**Absent:** None.

The Legislation has Passed Unanimously.

Introduced by Romeo

Resolution 41-08

RESOLUTION

A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE CITY OF SOUTH EUCLID ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS FLOOD CONTROL FUND #426 FOR THE NINEMILE CREEK WATERSHED IMPROVEMENT PROJECT CA02K WITH THE PROCEEDS OF TAX EXEMPT DEBT OF THE STATE OF OHIO. FIRST READING.

Following discussion, It was moved by Romeo, seconded by Goodman, that Resolution 41-08 be passed.

**Roll Call:**

**Ayes:** Goodman, Gray, Hartigan, Icové, Miller, Simon, Romeo.

**Nays:** None.

**Abstain:** None.

**Absent:** None.

The Legislation has Passed Unanimously.

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**Law Director's Report**

Law Director Lograsso reported on the recent Ohio Supreme Court decision that inhibits our Home Rule and states that cities cannot ban concealed carry guns in our parks. Lograsso also reported that a law suit filed in 2001 was finally ruled on by Judge Burnside after eight years of consideration. The law suit was brought forward by Mr. Gottlieb in 2001 questioning the city's ability to raise rental permit fees. Lograsso also reported on Cedar Center and that the team is working to finalize the loan report with the County and hopes for demolition to begin in mid October.

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**Letters & Communications**

- Councilperson Goodman, reported that the Ward 4 Community Meeting will be held on October 1<sup>st</sup> and that she will again be announcing her ward's 2008 Gorgeous Gardens. Goodman also reported on the tour of Euclid Creek and the nine-mile retention basin and also wished those of Jewish faith a La Shona Tova.
- Councilperson Miller reported that the youth town hall will be November 8, and that registration is available online.
- Councilperson Gray, reported that the Ward 1 community meeting will be Wed. Oct 16 and a Good Neighbor Committee has been scheduled for October 23. Gray also requested that the City present a resolution in support of a statewide "Amber Alert" for seniors and reported that Broadview Heights passed a similar resolution.
- Councilperson Ilove, reported on the upcoming Candidates Night on October 15.

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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, Hartigan, Ilove, Miller, Simon, Romeo

Nays:

The Meeting Adjourned at 9:10 pm.

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Council President

Attest:

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Clerk of Council