

REGULAR MEETING OF SOUTH EUCLID CITY COUNCIL

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

Roll Call

Present: Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Ruth Gray, Councilman Ed Icove, Councilman Jason Russell, Council President Jane Goodman.

Report of the Mayor

- Mayor Welo reported that all directors were in attendance with the exception of Police Chief Kevin Nietert and Housing Manager Sally Martin.
- Mayor Welo reported on several recent events, including the opportunity to speak on a “Church in the City” panel at John Carroll University about issues facing our communities. The Mayor has also attended meetings related to the RTA Public Square issue and reported that agreements with Euclid Creek Watershed and the Northeast Ohio Regional Sewer District were on the agenda for consideration.
- Councilman Ed Icove asked City Engineer for an update on the Dominion East Ohio Gas project on South Green Road. Engineer Blackley reported that temporary base repairs were made and during spring, permanent pavement repairs to the street and sidewalks will be completed by Dominion in April/May and the sidewalks on Bayard Road will also be restored.
- Councilman Icove requested an update from the Building Commissioner regarding the May-Green Construction Project. Building Commissioner McCalla reported that the site work on the new Marc’s Plaza is mostly completed, as well as underground plumbing and construction will continue. Mr. McCalla reported that the former Burger King is being used as a construction office and will be demolished when the redevelopment is completed.
- Mayor Welo welcomed Beachwood City Council President Martin Horwitz who is in attendance at the Council Meeting and asked South Euclid Lyndhurst Board of Education Member Cassandra Jones to give an update on the school district.
- Board of Education Member Jones reported on the 37th annual scholastic art competition and 18 works were selected as regional leaders. Ms. Jones reported that the School District’s preschool program has received a five-star rating, the highest quality rating. Board Member Jones reported on the district’s concern regarding the upcoming state budget cuts and that could negatively impact the district. Some of the cuts are the result of declining enrollment, which is down 18%. Ms. Jones reported on the opening of the ARCFitness Center that opened as a result of the community benefit agreement with Legacy Village.

Opening Meeting of Council Related to Agenda Specific Items

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

- Nancy Reynolds, 874 Haywood Drive, spoke regarding the “welcoming city” legislation that is on the agenda for council consideration. Ms. Reynolds stated that South Euclid has a long history of welcoming refugees from many different countries and they are part of our cultural heritage, including most recently Nepalese refugees.
- Rev. Kristine Eggert – 1876 Langerdale Road, stated that she is in favor of the “welcoming city” legislation and stated that her father was an immigrant and that in her experience as a Senior Pastor, she worked with her church to help resettle refugees and prepare them to pass the test to become citizens. Ms. Eggert stated that what President Trump has proposed is unlawful and un-American.
- Gayle Horwitz, 4526 Birchwald, stated that for the past year her family has been working with a local refugee resettlement agency, US Together, to help Ugandan refugees in Cleveland Heights and that her volunteer experience has been heartwarming. Ms. Horwitz stated that these immigrants are eager to work and make a better life for their children in the United States and that they contribute to the economic wellness of the community. Ms. Horwitz stated that President Trump’s executive order is morally wrong and that she stands firmly against discrimination and that we want South Euclid to continue being a welcoming community that is diverse, tolerant and inclusive.
- Oriana Brenzo, 15515 Van Aken Blvd, reported that she is a representative of the organization US Together that opened a Cleveland Heights office in 2008 to provide social, economic and civic integration services. Ms. Brenzo stated that she supports the welcoming city legislation and that refugees are some of the most dedicated and hardest working people in Cleveland.
- Sloane King Owen, 3805 East Antisdale, stated that a refugee family lives across the street and is at the council meeting to support the welcoming city legislation.
- Keith Wilson, 3100 Woodbury Road, Shaker Heights, reported that he represents a group of residents from Shaker Heights that are working to get a resolution passed in his community and stated that this is something that should be passed throughout the country. Mr. Wilson stated that Ohio Treasurer Josh Mandel has proposed retaliation for cities that do this and that this is a battle about our values and that solidarity takes on new meaning during these times.

Amend Agenda to Remove Resolution 56-16

Councilwoman Gray made a motion to remove Resolution 56-16 regarding the Recreation Committee Planning Bid until after the budget is approved.

Action: Motion to Remove Legislation, **Moved by** Councilwoman Ruth Gray, **Seconded by** Councilman Marty Gelfand.



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

Yes: Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Ruth Gray, Councilman Ed Icove, Councilman Jason Russell, Council President Jane Goodman.
The legislation has been removed from the Agenda.

Amend Agenda to include Ordinance 03-17 2017 Budget

Action: Motion to Amend Agenda to add Ordinance 03-17, **Moved by** Council President Jane Goodman, **Seconded by** Councilman Marty Gelfand.

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

Yes: Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Ruth Gray, Councilman Ed Icove, Councilman Jason Russell, Council President Jane Goodman.
The legislation has been added to the Agenda.

Legislation for Removal from Council Docket

Introduced by Goodman

Resolution 38-16

RESOLUTION

AUTHORIZING AN APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "CITY COUNCIL/MISCELLANEOUS FUND #101-7720-52799" FOR PUBLIC EDUCATION EFFORTS RELATED TO SAFETY AND CITY SERVICES. **FOR REMOVAL.**

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

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

Yes: Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Ruth Gray, Councilman Ed Icove, Councilman Jason Russell, Council President Jane Goodman.
The legislation has been removed.

Introduced by Goodman

Resolution 39-16

RESOLUTION

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MELAMED COMMUNICATIONS FOR SERVICES RELATED TO PUBLIC EDUCATION EFFORTS REGARDING THE CITY'S FINANCIAL SITUATION AND REVENUE PLANNING EFFORTS REGARDING SAFETY AND CITY SERVICES. **FOR REMOVAL.**

Action: Motion to Remove Legislation, **Moved by** Council President Jane Goodman, **Seconded by** Councilman Joe Frank.

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

Yes: Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Ruth Gray, Councilman Ed Icove, Councilman Jason Russell, Council President Jane Goodman.
The legislation has been removed.

Report of Council Committees:

Safety Committee

Councilman Gelfand reported that the Safety Committee met to discuss the smoke damper resolution that has been in committee since 2015 and that another meeting will be held to discuss changes to the legislation.

Finance Committee

Councilman Fiorelli reported that the Finance Committee met again regarding the proposed salary ordinance and that progress was made and another committee meeting will be scheduled.

Recreation Committee

Introduced by Goodman

Resolution 56-16

RESOLUTION

AUTHORIZING THE MAYOR AND DIRECTOR OF COMMUNITY SERVICES TO PREPARE THE NECESSARY SPECIFICATIONS AND ADVERTISE FOR BIDS FOR A COMMUNITY USE FACILITY NEEDS STUDY. **THIRD READING.**

The item was removed from agenda until the budget has been approved.

Introduced by Goodman

Ordinance 22-16

ORDINANCE

AMENDING SECTION 933.07, FEES FOR USE, AS CONTAINED IN CHAPTER 933, MUNICIPAL SWIMMING POOLS OF PART NINE STREETS AND PUBLIC SERVICES CODE OF THE CITY OF SOUTH EUCLID; SETTING ADMISSION FEES, SEASON PASSES, SPECIAL PROGRAMS, AND RECIPROCITY WITH THE CITY OF LYNDHURST FOR THE USE OF THE MUNICIPAL SWIMMING POOLS AND SPLASH PARK BY RESIDENTS OF THE CITY. **THIRD READING.**

Action: Motion to Approve Legislation, **Moved by** Council President Pro Tem Dennis Fiorelli, **Seconded by** Councilwoman Ruth Gray.

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

Yes: Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Ruth Gray, Councilman Ed Icove, Councilman Jason Russell, Council President Jane Goodman.
The legislation has been approved.

Introduced by Goodman

Ordinance 23-16

ORDINANCE

AN ORDINANCE AMENDING SECTION 937.01 "REGULATIONS; FEE SCHEDULE" OF CHAPTER 937 "COMMUNITY CENTER" OF PART NINE "STREETS AND PUBLIC SERVICES CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **THIRD READING.**

Action: Motion to Approve Legislation, **Moved by** Councilwoman Ruth Gray, **Seconded by** Council President Pro Tem Dennis Fiorelli.

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

Yes: Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Ruth Gray, Councilman Ed Ilove, Councilman Jason Russell, Council President Jane Goodman.

The legislation has been approved.

Legislation Requested by City Council

Introduced by Goodman

Resolution 05-17

RESOLUTION

A RESOLUTION STRONGLY OBJECTING TO THE RECENT PRESIDENTIAL EXECUTIVE ORDER TEMPORARILY BANNING ENTRY INTO THE UNITED STATES FOR MIGRANTS FROM SEVEN MUSLIM-MAJORITY COUNTRIES AND REFUGEES FROM AROUND THE WORLD AND JOINING WITH ALL AMERICANS WHO BELIEVE THAT THE EXECUTIVE ORDER IS UNLAWFUL AND UN-AMERICAN; DECLARING THE CITY OF SOUTH EUCLID TO BE A "WELCOMING CITY" AND CALLING UPON THE PEOPLE OF SOUTH EUCLID TO JOIN TOGETHER TO BUILDING A STRONGER, UNITED COMMUNITY; AND DECLARING AN EMERGENCY. FIRST READING.

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

- Councilman Gelfand requested passage of the legislation on first reading because things in Washington are moving quickly regarding the immigration ban. Mr. Gelfand stated that part of our job is to speak up for the 22,000 South Euclid residents when things are going wrong nationally and that this country does not need a blanket ban on entire nations and religions and we've seen in history what happens when there is injustice. Mr. Gelfand stated that this resolution is not a "sanctuary city" resolution, but is a resolution simply stating our values that all people are welcome in South Euclid. Mr. Gelfand said that the resolution is also not just about being nice, but that immigrants in South Euclid make our community better and contribute to the economic impact of the community with our economic and medical corridor and universities.
- Councilwoman Gray stated that she whole heartedly supports the resolution and that Martin Luther King, Jr. stated that injustice anywhere is injustice everywhere and that there would not be anyone on the City Council dais if immigrants were not allowed in this country and that American Indians are the only indigenous people. Ms. Gray stated that this is the right thing to do and that her personal family is impacted by the President's executive ban and we need to do what is morally and ethically right.
- Councilman Russell stated that he agrees with what his colleagues have stated and that the President's executive order changes that we all believe are American and that he is very fortunate to represent the residents of South Euclid. Mr. Russell stated that even most Americans would not be able to easily pass the citizen tests that immigrants must do to become citizens.
- Councilman Ilove stated that he supports the resolution and is a great reminder that we have three individual branches of government. Mr. Ilove recited the poem that is inscribed on the Statue of Liberty that serves as a reminder that our country is a country of immigrants.
- Councilman Fiorelli echoed the words of his colleagues and stated that his grandfather came to the United States from Italy and that he is humbled to hear the words of the residents that spoke tonight on this issue.
- Councilman Frank stated that South Euclid was built by many immigrants that came to Northeast Ohio and worked as stonecutters and bricklayers to build our city and it is important that we remain a welcoming community.
- Council President Goodman stated that she supports the welcoming city legislation and if there was more time, she would like to add another Whereas Statement in the Resolution that also speaks to being welcoming not just to people from different nations, but also welcoming of people of all religious backgrounds. Ms. Goodman discussed the blight of her Jewish relatives and the Holocaust.
- Mayor Welo thanked City Council for their support of the welcoming city legislation and discussed her Serbian background and relatives that did not survive religious persecution. Ms. Welo discussed what South Euclid has done to be welcoming to refugee communities and how the children of refugees have assimilated well into the community.

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

Yes: Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Ruth Gray, Councilman Ed Ilove, Councilman Jason Russell, Council President Jane Goodman.

The Legislation has been approved.

Introduced by Goodman

Ordinance 01-17

ORDINANCE

AMENDING SECTIONS 726.05 "WALLS AND FENCES"; 761.02 "CITY ARCHITECT"; 761.04 "ZONING AND BUILDING STANDARDS BOARD OF APPEALS; APPEALS; VARIANCES"; 761.06 "ARCHITECTURAL REVIEW BOARD; POWERS AND DUTIES; APPOINTMENT; TERMS; MEMBERSHIP"; 762.03 "APPROVAL BY CITY ARCHITECT REQUIRED"; AND 762.12 "REVIEW OF BUILDING PERMIT APPLICATIONS BY ARCHITECTURAL

REVIEW BOARD" OF PART SEVEN "PLANNING & ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

The legislation was placed on First Reading and referred to the Zoning and Planning Committee for discussion.

Introduced by Goodman

Ordinance 02-17

ORDINANCE

AMENDING SECTION 751.02 "CHANGES" OF CHAPTER 751 "REGULATIONS FOR NONCONFORMING USES" OF TITLE FIVE "REGULATIONS COVERING NONCONFORMING USES AND NONCONFORMING BUILDINGS" OF PART SEVEN "PLANNING AND ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

The legislation was placed on First Reading and referred to the Zoning and Planning Committee for discussion.

Introduced by Goodman

Ordinance 03-17

ORDINANCE

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, 2017; AND DECLARING AN EMERGENCY. FIRST READING.

The ordinance was placed on First Reading and an additional budget hearing was scheduled for February 18, 2017.

Communications of City Council

- Councilman Fiorelli reported that resident Gentrias Farmer was being honored by his church for Black History Month. A Finance Committee meeting was scheduled for February 27 at 6 pm to continue discussion on the salary ordinance.
- Councilman Frank thanked school board member Jones for the update on the schools and reported that Garfield Memorial Church has begun a series of multi-ethnic conversations every Tuesday. Mr. Frank reported on baseball and softball registration.
- Councilwoman Gray scheduled a Recreation Committee meeting for March 13 at 7 pm to discuss the Recreation Ad-Hoc Committee for strategic planning. Ms. Gray reported on a meeting she attended in Columbus of the Ohio Association of Foodbanks and discussed the importance of the Summer Food Service Program and how it provides nutritious meals in the summer months for our those most in need. Ms. Gray reported on an issue in East Cleveland at Euclid and Noble Roads regarding a hazardous waste dump that the EPA has sanctioned and the potential for toxic particulates reaching South Euclid, especially in Ward One because of proximity and that this is a regional issue. Ms. Gray stated that she will attend or hold a public hearing about the issue and how it impacts South Euclid residents.
- Councilman Gelfand scheduled a Safety Committee meeting for March 13 at 7 pm to discuss the Fire Department Smoke Damper issue and thanked all the residents that showed up to support the Welcoming City legislation and stated that Beachwood Council President Horwitz spearheaded a similar resolution in Beachwood. Mr. Gelfand discussed an upcoming Heights Hillcrest Chamber of Commerce breakfast that will feature Matt Fish from MELT restaurant and discusses the upcoming Opioid and Heroin Community Meeting of the Safety Committee scheduled for March 20 at City Hall.
- Councilman Russell scheduled a Zoning and Planning Meeting for March 13 at 6 pm to discuss Ordinance 02-17 and the medical marijuana regulations.
- Council President Goodman reported on the grand opening of the Steak n Shake at Oakwood Commons that has been extremely successful. A Zoning and Planning Meeting was scheduled for April 12 to discuss Ordinance 01-17 regarding the demolition of residential and commercial structures.

Open Meeting

- Charles Turner, 4549 Lilac, gave an update on what he called "Mayor Putin's assault on the constitution of the country" and his court appearance in South Euclid where Judge Byers gave him two attorneys to represent him in his fight against the City and what they see as a constitutional violation of enormous proportions and intimidation of his rights of free speech. Mr. Turner stated that all this is because Police Chief Nietert has hidden the facts that he let a Police Officer attack the rear of his car going 60 MPH. Mr. Turner stated that the city offered to dismiss his case if he put his protest sign down and that his attorney conveyed the message to the city prosecutor and told him to "go to hell".

Adjourn

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

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

Yes: Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Ruth Gray, Councilman Ed Ilove, Councilman Jason Russell, Council President Jane Goodman.

The Meeting Adjourned at 9:31 pm.

Council President

Attest:

Clerk of Council