

**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, Councilman Ed Icové, Councilman Jason Russell, Council President Jane Goodman.

**Absent:** Councilwoman Ruth Gray.

**Approval of Minutes:** January 9, 2017 & January 23, 2017

Minutes of January 9, 2017

**Action:** Motion to Approve Minutes, **Moved by** Council President Pro Tem Dennis Fiorelli, **Seconded by** Councilman Jason Russell.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilman Ed Icové, Councilman Jason Russell, Council President Jane Goodman.

**Absent:** Councilwoman Ruth Gray

The minutes have been approved.

Minutes of January 23, 2017

**Action:** Motion to Approve Minutes, **Moved by** Council President Pro Tem Dennis Fiorelli, **Seconded by** Councilman Joe Frank.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilman Ed Icové, Councilman Jason Russell, Council President Jane Goodman.

**Absent:** Councilwoman Ruth Gray

The minutes have been approved.

**Report of the Mayor**

- Fire Chief Doug Stefko introduced representatives from University Suburban Health Center who have donated a LUCAS CPR (automated CPR machine) to the City and the South Euclid Fire Department.
- Community Services Director Benjamin discussed Resolution 08-17 regarding the transfer of vacant property from the Cuyahoga Land Bank to One South Euclid.
- Mayor Welo discussed Ordinances 06-17 and 07-17 regarding agreements with the Euclid Creek Watershed and Cuyahoga Soil and Water.
- City Engineer Blackley gave an update on the Grosvenor Road Reconstruction Bid which was awarded to Agresta Construction for \$770,000 and the 2017 Road Project bids for Greenwald, Macall and Birchwood which was awarded to Katz Construction for \$456,000. Mr. Blackley discussed various projects with Dominion East Ohio Gas.

**Opening Meeting of Council Related to Agenda Specific Items**

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

- Chuck Turner, 4549 Lilac Road, stated that he is speaking regarding Res. 08-17, the transfer of vacant and foreclosed property to One South Euclid. Mr. Turner stated that the legislation is not a good idea because of the Mayor has business interests in the South Euclid Hardware Store. Mr. Turner said that the people who purchase the properties and renovate them could conceivably do business at the hardware store to shop for supplies and that would benefit the hardware store. Mr. Turner continued that he had requested a legal opinion from the Law Director. Law Director Lograsso responded that the Mayor has zero legal interest in the hardware store and that Mr. Turner's allegations are incorrect and false.

**Report of Council Committees:**

Finance Committee

Councilman Fiorelli reported that the committee met again to review the salary ordinance for the third time and the committee recommended passage.

Introduced by Goodman

Ordinance 21-16

**ORDINANCE**

FIXING THE SALARY RANGE, COMPENSATION AND RATES OF PAY FOR VARIOUS OFFICES, BOARDS, COMMISSIONS AND DEPARTMENTS OF THE MUNICIPAL GOVERNMENT EFFECTIVE DECEMBER 1, 2016 REPEALING ORDINANCE NO. 20-09 ADOPTED APRIL 27, 2009 AND ALL OTHER ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HERewith; AND DECLARING AN EMERGENCY. **THIRD READING.**

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

Councilman Russell stated that he would not vote for the ordinance because he had advocated to increase some positions to \$12 minimum wage, including part-time employees and he has concerns about increasing the floor salaries for some employees, but not increasing the minimums for those who make less.

Councilman Fiorelli thanked Finance Director Brenda Wendt for her work and that with the Salary Ordinance approval, Council can move on to the budget. Mr. Fiorelli that he respects some of the concerns of council members that wanted to add more, and that those issues can be addressed later in the year.

**Vote:** Motion passed (**summary:** Yes = 4, No = 2, Abstain = 0).

**Yes:** Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Council President Jane Goodman.

**No:** Councilman Ed Icové, Councilman Jason Russell.

**Absent:** Councilwoman Ruth Gray

The legislation has been approved.

#### Committee of the Whole

Council President Goodman reported that City Council held their monthly financial meeting and are looking at why net profit taxes that businesses pay are not as high as last year at this time. Ms. Goodman stated that the city's finances are on a narrow ledge and that Council will be discussing other potential sources of revenues moving forward.

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. **SECOND READING.**

Council President Goodman reported that City Council will hold a Committee of the Whole Meeting on March 6 to do a last review of the budget with the hope it can be passed in March.

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#### Legislation Requested by City Council

Introduced by Goodman

Resolution 09-17

#### RESOLUTION

EXTENDING THE MORATORIUM ON THE GRANTING OF BUILDING PERMITS OR CERTIFICATES OF OCCUPANCY FOR ANY BUILDING, STRUCTURE, USE OR CHANGE OF USE THAT WOULD ENABLE THE CULTIVATION, PROCESSING, OR RETAIL SALE OF MEDICAL MARIJUANA FOR A PERIOD NOT TO EXCEED SIX MONTHS FROM THE EFFECTIVE DATE OF THIS RESOLUTION, IN ORDER TO ALLOW CITY COUNCIL AND THE SOUTH EUCLID PLANNING COMMISSION TO REVIEW APPLICABLE OHIO STATUTES, CRIMINAL CODES AND THE SOUTH EUCLID ZONING CODE RELATIVE TO SUCH USE; AND DECLARING AN EMERGENCY. **FIRST READING.**

**Action:** Motion to Approve Legislation, **Moved by** Councilman Jason Russell, **Seconded by** Councilman Joe Frank. Councilman Russell explained that the moratorium is being extended pending the approval of zoning and planning regulations that are being introduced.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilman Ed Icové, Councilman Jason Russell, Council President Jane Goodman.

**Absent:** Councilwoman Ruth Gray

The legislation has been approved.

Introduced by Goodman

Ordinance 04-17

#### ORDINANCE

CREATING NEW TITLE NINE "MEDICAL MARIJUANA CONTROL PROGRAM" OF PART SEVEN "PLANNING AND ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **TO BE PLACED ON FIRST READING FOR REFERRAL TO THE PLANNING COMMISSION.**

The legislation was placed on first reading and referred to the Planning Commission.

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#### Legislation Requested by the Mayor and Administration

Introduced by Goodman

Resolution 06-17

#### RESOLUTION

AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE CUYAHOGA SOIL AND WATER CONSERVATION DISTRICT AS A MEMBER OF THE EUCLID CREEK WATERSHED COUNCIL. **FIRST READING.**

**Action:** Motion to Approve Legislation, **Moved by** Council President Jane Goodman, **Seconded by** Councilman Jason Russell.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilman Ed Icové, Councilman Jason Russell, Council President Jane Goodman.

**Absent:** Councilwoman Ruth Gray

The legislation has been approved.

Introduced by Goodman

Resolution 07-17

## RESOLUTION

AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE CUYAHOGA SOIL AND WATER CONSERVATION DISTRICT AND THE NORTHEAST OHIO REGIONAL SEWER DISTRICT TO PROVIDE TECHNICAL ASSISTANCE REGARDING PUBLIC INFORMATION AND PUBLIC EDUCATION. FIRST READING.

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

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilman Ed Icové, Councilman Jason Russell, Council President Jane Goodman.

**Absent:** Councilwoman Ruth Gray

The legislation has been approved.

Introduced by Goodman

Resolution 08-17

## RESOLUTION

AUTHORIZING THE MAYOR TO CONVEY CERTAIN REAL PROPERTY OF THE CITY OF SOUTH EUCLID, OHIO TO ONE SOUTH EUCLID. FIRST READING

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

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilman Ed Icové, Councilman Jason Russell, Council President Jane Goodman.

**Absent:** Councilwoman Ruth Gray

The legislation has been approved.

Introduced by Goodman

Ordinance 05-17

## ORDINANCE

TO PROVIDE FOR THE ISSUANCE AND SALE OF NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$1,600,000 FOR THE PURPOSE OF PAYING THE COSTS OF THE ACQUISITION, AND ANY NECESSARY CLEARANCE AND PREPARATION, OF REAL PROPERTY FOR URBAN REDEVELOPMENT, PAYING COSTS OF ISSUANCE; AND DECLARING AN EMERGENCY. FIRST READING.

**Action:** Motion to Approve Legislation, **Moved by** Councilman Joe Frank, **Seconded by** Councilman Marty Gelfand.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilman Ed Icové, Councilman Jason Russell, Council President Jane Goodman.

**Absent:** Councilwoman Ruth Gray

The legislation has been approved.

**Communications of City Council**

- Councilman Gelfand rescheduled the Safety Committee regarding Smoke Dampers to April 12 at 7:30 pm. Mr. Gelfand reported that the Safety Committee will hold a meeting regarding the regional Opioid and Heroin Crisis on March 20 at 6 pm in Council Chambers. South Euclid Judge Byers, County Judge Matia and ADAMHS Board Chief Bill Denihan will be in attendance at the meeting.
- Councilman Russell reported that the Zoning and Planning Committee would hold a Public Hearing on the City's Comprehensive Master Plan on March 27<sup>th</sup> and the Medical Marijuana regulations will be introduced to the Planning Commission on March 9<sup>th</sup>.
- Councilman Frank reported on youth boys and girls baseball and softball league registrations and also reported on the tragic death of South Euclid resident and Brush High School Student Alec Kernet and the memorial that was held during a recent Hockey Tournament for him.
- Council President Goodman reported that she and Councilman Gelfand will be attending the National League of Cities conference in March in Washington DC and will meet with our Representatives about local and regional issues.

**Open Meeting**

- Linda Pagan, 684 Parkside, spoke about how the Ohio Legislature has taken away home rule powers and the systemic removal of local control and urged Council Members to discuss it. Mayor Welo stated that Ms. Pagan is correct and that the Ohio Municipal League has been working with the cities to try to change how the state has cut funding to cities and taken away home rule powers. Councilman Gelfand stated that the issue should also be discussed at the upcoming Democracy Days.
- Chuck Turner, 4549 Lilac Road, stated that he would like to answer Law Director Lograsso's statement made earlier in the Agenda Open Hearing portion of the meeting. Mr. Turner stated that the evidence is in the hands of the SBA and that the Mayor signed over her rights and is in violation. Mr. Lograsso responded that Mr. Turner was wrong. Mr. Turner stated that he once saw the Cleveland Indians go 22 innings in a game and that the administration wants to attack him and take away his rights and that the Police Chief wants to start a fight with him and that the Law Director called him "Chuckie Cheese". Law Director Lograsso requested that Mr. Turner be silenced from making false accusations. Councilman Icové stated that Mr. Turner has first amendment rights to free speech. Law Director Lograsso stated that Councilman Icové is wrong and that Mr. Turner does not always use speech covered by the first amendment.

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**Adjourn**

**Vote:** Motion carried by unanimous roll call vote (summary: Yes = 6).

**Yes:** Council President Pro Tem Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilman Ed Icové, Councilman Jason Russell, Council President Jane Goodman.

**Absent:** Councilwoman Ruth Gray

The Meeting Adjourned at 9:21 pm.

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Council President

Attest:

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Clerk of Council