

**REGULAR MEETING OF SOUTH EUCLID CITY COUNCIL**

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

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**Roll Call**

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

**Absent:** Councilman Jason Russell

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President Goodman informed the audience Economic Development Director Michael Love would be acting as Clerk-of-Council in place of Keith Benjamin. She also informed the audience that Councilman Russell was out-of-town for work.

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**Report of the Mayor**

Mayor Welo had the following to report:

- The Mayor reported that Community Services Director Keith Benjamin, Housing Director Sally Martin, Service Director Jim Anderson, and Law Director Michael Lograsso were absent and excused from this meeting. All other directors were present. The Mayor reported on the success of the recent Community Garage Sale and the Community Shred Day. The Mayor mentioned South Euclid Residents and Chefs Eric Rogers and Frank Iacobucci were recently profiled in the Plain Dealer Taste Section.
  - City Engineer Andy Blackley: Reported that the 2017 Road Program is nearing completion. He mentioned that work continues on the Grosvenor Road Project and that the watermain repair project is about to get underway. He reported that he will soon be asking Council for authorization to bid a manhole repair project, as the NEORS has identified manholes in critical need of repair due to cross connections. A new Dominion Gas project is expected to begin soon in the Argonne-Avondale Neighborhood. Council President Goodman asked if Dominion could make a donation to the new Legacy Tree Fund, for trees that the company may have killed during previous projects. Engineer Blackley answered that the Service Director is working with Dominion on this issue. Council President Goodman also asked when the section of Cedar Road from the Lyndhurst city limit to South Green Road will be resurfaced. Engineer Blackley mentioned this resurfacing is part of a larger County, multi-city project which is funded. He is hopeful work will start in 2018.
  - Police Chief Kevin Nietert: Reported on an armed robbery which took place at the Sts. Margaret & Gregory Credit Union on Saturday 5/20 in the morning. The suspects have not been caught but it is very similar to robberies of banks and credit unions from around the region. The FBI has joined the investigation.
  - Building Commissioner Eric Tuck-Macalla: Reported that the Marc's Plaza Project at Mayfield & Green is progressing well. The pharmacy trailer is in place. It is expected that the shopping center will close for demolition on June 11<sup>th</sup> and the new center should open in early September. At Oakwood, Season's Kosher Market has pulled permits and should be starting construction soon and Moe's will also open on June 1<sup>st</sup>. He reported that he met with an engineer regarding the new South Euclid Lyndhurst Schools Transportation Facility and that plan review and approval process will likely begin soon.
  - Mayor Welo: The Mayor concluded her report by thanking residents Madelon Watts and Linda Pagon for their work in organizing Democracy Day. She also reminded everyone to attend the annual Memorial Day Parade Monday May 29<sup>th</sup> at 9:00am.
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**Opening Meeting of Council Related to Agenda Specific Items**

President Goodman offered the floor to anyone in the audience who had signed in to speak at the meeting concerning items related to the agenda. The following individuals then addressed City Council:

- Charles Turner, 4549 Lilac Road, stated that he is former policeman who introduced the DARE Program into multiple schools. He spent 20 years as a law enforcement officer, and as Council looks at medical marijuana this evening, he spoke to how he has seen kids ruin their lives by using drugs. He said that people forget marijuana is a gateway drug and kids will now be more easily exposed to medical marijuana. Permitting medical marijuana facilities in South Euclid is not a well thought-out idea.
- Linda Pagon, 684 Parkside Blvd., spoke on medical marijuana and stated she is a trained clinical psychologist. She stated that medical marijuana is a significant precursor to heroin. She said that street parking should not be permitted for medical marijuana businesses, they should be required to be at least 500 feet from any residence, there should only be one store permitted in the whole city, and display areas should be limited. She feels this legislation is designed to eventually accommodate legalized recreational use.
- Marissa Pappas, 1701 East 13<sup>th</sup> Street, Cleveland, stated she is a CSU student and spoke in support of the amended Ord. 08-17 which would exempt certain incidents of domestic violence from criminal nuisance laws. She thanked Councilman Gelfand for bringing forward this legislation and stated she has worked with neighboring communities to pass similar legislation. She told Council that passing this legislation makes the community a more equitable and better place.

There being no additional attendees wishing to speak, the open meeting was closed.

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**Report of Council Committees:**

Safety Committee: Councilman Gelfand reported on the 6:00pm Safety Committee Meeting, where Ord. 08-17 was discussed. Two items concerning the criminal nuisance law were discussed. The first item concerns the creation of stricter penalties if a firearm is used in an incident where the criminal nuisance law is applied. The second item would exempt certain instances of domestic violence from the criminal nuisance law. Both amendments to the criminal nuisance law were approved by the Safety Committee, and the amended Ord. 08-17 will be before Council for Third Reading at the June 12<sup>th</sup> Meeting. Councilman Fiorelli, who initially introduced the legislation, then read it into the record for second reading.

Introduced by Goodman

Ordinance 08-17

## ORDINANCE

AN ORDINANCE AMENDING SECTION 531.09 "ABATEMENT OF CRIMINAL ACTIVITY NUISANCES" OF CHAPTER 531 "NUISANCES" OF PART FIVE "GENERAL OFFENSES CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **SECOND READING.**

The legislation was placed on second reading.

Committee-of-the-Whole: Council President Goodman reported on the 7:00pm Committee-of-the-Whole Meeting. Council received its monthly financial update from the Finance Director. Prep work for the June town hall meetings, as outlined in the newest edition of the South Euclid Magazine, was also discussed. Council will be working on an amendment to the Salary Ordinance concerning the salaries of board and commission members.

**Legislation from Committee:**Zoning & Planning Committee:

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. **THIRD READING.**

President Goodman stated that the legislation had been thoroughly discussed in committee and only regulates medical marijuana. The legislation gives the city a lot of control over how medical marijuana is permitted in South Euclid and can evolve over time. Councilman Frank discussed how the legislation can ensure medical marijuana helps sick people and reminded everyone that the state chose to legalize medical marijuana so now the city must regulate it. Councilwoman Gray stated that medical marijuana is moving forward and it is important that South Euclid uses this opportunity to regulate the industry, benefit economically, and help people with chronic conditions. There being no further discussion on the legislation, Council President Goodman requested the roll call for Ord. 04-17.

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

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, Council President Jane Goodman.

**Absent:** Councilman Jason Russell

The legislation has been approved.

**Legislation Requested by City Council**

Introduced by Goodman

Ordinance 09-17

## ORDINANCE

CREATING NEW SECTION 147.29 "ELECTRIC CHARGING STATION PARKING RESTRICTIONS" OF CHAPTER 147 "PARKING GENERALLY" OF PART ONE "ADMINISTRATIVE CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **FIRST READING.**

The legislation was placed on first reading.

**Communications of City Council**

- Councilman Gelfand Wished everyone a safe and happy Memorial Day. Reminded everyone that Ohio Democratic Party Chairman David Pepper will be addressing the South Euclid Democratic Party and Club at the next meeting, Tuesday May 30<sup>th</sup> at 6:30pm at the Community Center.
- Councilman Ilove: Reminded everyone of the annual B'Nai B'Rith Health Run to be held Sunday July 23<sup>rd</sup> and organized by resident Bob Grossman. The run takes place in University Heights.
- Councilman Fiorelli wished everyone a happy Memorial Day and encouraged everyone to come to the Parade, Monday May 29<sup>th</sup> at 9:00am.
- Councilman Frank reminded everyone of the SEYSBA schedule. Spoke of the recent SEL PTA Scholarship Dinner and how impressed he was with the accomplishments of the students in the district.
- Council President Goodman reminded everyone that Memorial Day is a day of remembrance for those who served, reminded everyone to be safe this weekend.
- Mayor Welo added that former astronaut and resident Carl Walz will be the grand marshal of the Memorial Day Parade.

**Open Meeting**

President Goodman offered the floor to anyone in the audience who had signed in to speak at the meeting concerning any items of open business. The following individuals then addressed City Council:

- Norm Rogozin, 4025 Stilmore Road, expressed his concern regarding medical marijuana and felt the shopping center on Warrensville Center Road is not the ideal location for a medical marijuana business. Putting a business there could create heavy traffic and he felt there is not enough parking, it also might not generate much tax revenue. Council President Goodman mentioned that medical marijuana businesses will have to pay the net profits tax and that each individual business will have to go through the public conditional use process before opening.
- Linda Pagon, 684 Parkside Blvd., Stated that on-street parking for medical marijuana businesses should be prohibited. She also hopes City Council will continue to look at the medical marijuana legislation to be sure the industry is being regulated appropriately.
- Charles Turner, 4549 Lilac Road, wished everyone a happy Memorial Day and complemented the recent work performed on the War Memorial. He thanked our forefathers for granting freedom of speech and stated those who complain against government should not be punished. He complemented Chief Nietert on how handsome he looks in civilian clothes and stated that South Euclid officials need to read the Constitution and know what is in it.

There being no additional attendees wishing to speak, the open meeting was closed.

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**Adjourn**

**Action:** Motion to Adjourn, **Moved by** Council President Pro Tem Dennis Fiorelli, **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, Council President Jane Goodman.

**Absent:** Councilman Jason Russell,

The Meeting Adjourned at 8:48 pm

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Council President

Attest:

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Clerk of Council