

THE CITY OF SOUTH EUCLID
SCHEDULE OF MEETING
November 27, 2017
8:00 PM

1. PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. APPROVAL OF MINUTES: November 13, 2017

4. REPORT OF MAYOR

5. REPORT OF LAW DIRECTOR & DEPARTMENTAL HEADS

6. REPORT OF SCHOOL DISTRICT

7. PUBLIC HEARINGS (OPEN MEETING) RELATED TO AGENDA ITEMS

8. REPORT OF COMMITTEES

9. LEGISLATION REQUESTED BY THE PLANNING COMMISSION

1. RESOLUTION 52-17 GRANTING A CONDITIONAL USE PERMIT FOR OUTDOOR DINING FOR "BLACK FOREST" LOCATED AT 4368 MAYFIELD ROAD IN THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

2. RESOLUTION 53-17 GRANTING A CONDITIONAL USE PERMIT TO "SOUTH EUCLID MEDICAL SOLUTIONS" MEDICAL MARIJUANA DISPENSARY, LOCATED AT 1976 WARRENSVILLE CENTER ROAD IN THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

10. LEGISLATION REQUESTED BY THE MAYOR AND ADMINISTRATION

1. RESOLUTION 46-17 AUTHORIZING THE TRANSFER OF APPROPRIATED FUNDS FROM THE "GENERAL FUND-POLICE DEPARTMENT-PERSONAL SERVICES #101-1110" TO THE "GENERAL FUND-POLICE DEPARTMENT-DISPATCHERS-WAGES-FULL TIME #101-1130-52101." FIRST READING.

2. RESOLUTION 47-17 AUTHORIZING AN APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "GENERAL FUND-LAW DEPARTMENT-PERSONAL SERVICES #101-7740" IN ORDER TO EXPEND MONIES RECEIVED FROM WICHERT INSURANCE COMPANY. FIRST READING.

3. RESOLUTION 48-17 AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE GENERAL FUND TO THE: "FINANCE DEPARTMENT-PERSONAL SERVICES ACCOUNT #101-7730" IN AN AMOUNT OF \$7,500.00 TO COVER EXPENDITURES RELATED TO EMPLOYEE HEALTH BENEFITS. FIRST READING.

4. RESOLUTION 49-17 AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "GENERAL FUND-POLICE DEPARTMENT-VEHICLES #101-1110-52507" FOR THE PURPOSE OF PURCHASING A NEW POLICE VEHICLE. FIRST READING.
5. RESOLUTION 50-17 AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE "SAFETY FORCES LEVY FUND #410" IN AN AMOUNT OF \$100,000.00 FOR SAFETY SERVICE EXPENDITURES. FIRST READING.
6. RESOLUTION 51-17 AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE "STREET CONSTRUCTION & MAINTENANCE FUND #202" IN AN AMOUNT OF \$20,000.00 FOR EXPENDITURES RELATED TO SERVICE DEPARTMENT EMPLOYEES. FIRST READING.
7. ORDINANCE 25-17 AUTHORIZING THE MAYOR OF THE CITY OF SOUTH EUCLID, OHIO TO ENTER INTO AN AGREEMENT WITH THE CUYAHOGA COUNTY BOARD OF HEALTH FOR PUBLIC HEALTH SERVICES FOR FISCAL YEAR 2018. FIRST READING.

11. COMMUNICATIONS OF CITY COUNCIL

12. PUBLIC HEARINGS (OPEN MEETING) RELATED TO OPEN BUSINESS

13. ADJOURN TO EXECUTIVE SESSION: For the purpose of discussing collective bargaining agreements

14. ADJOURN TO REGULAR MEETING OF COUNCIL

15. ADJOURN

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 52-17
INTRODUCED BY: Goodman
REQUESTED BY: Planning Commission

November 27, 2017

A RESOLUTION

GRANTING A CONDITIONAL USE PERMIT FOR OUTDOOR DINING FOR "BLACK FOREST" LOCATED AT 4368 MAYFIELD ROAD IN THE CITY OF SOUTH EUCLID, OHIO.

WHEREAS, the Council of the City of South Euclid recognizes the need for certain establishments to have outdoor dining in the Mayfield-Green zoning district; and

WHEREAS, one such establishment, "Black Forest" located at 4368 Mayfield Road, has requested a conditional use permit for outdoor dining; and

WHEREAS, the Planning Commission, after careful study, has recommended to Council in a vote of 4-0-1 that a Conditional Use Permit be granted to permit outdoor dining at 4368 Mayfield Road to serve "Black Forest"; and

WHEREAS, notice of a public hearing on the aforesaid requested Conditional Use Permit has been duly given, and a full public hearing has been held thereon by the Planning Commission pursuant to such notice and as prescribed by law; and

WHEREAS, the Council of the City of South Euclid deems that the aforesaid Conditional Use Permit should be given in that the standards set forth in Chapter 739 of the South Euclid Zoning Code have been achieved.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of South Euclid, Ohio:

Section 1: That a Conditional Use Permit is hereby granted to permit outdoor dining at 4368 Mayfield Road, to serve "Black Forest" in accordance with the provisions of Chapter 739 "Mayfield-Green District, M-G" of the South Euclid Zoning Code.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: That this Resolution is declared to be an emergency measure necessary for the preservation of the public peace, health and safety and for the further reason that a vital function of the municipal government is affected thereby. Wherefore, this Resolution shall take effect and be in full force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this _____ day of _____, 2017.

Jane Goodman, President of Council

Attest:

Approved:

Michael Love, Acting Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 53-17
INTRODUCED BY: Goodman
REQUESTED BY: Planning Commission

November 27, 2017

A RESOLUTION

GRANTING A CONDITIONAL USE PERMIT TO "SOUTH EUCLID MEDICAL SOLUTIONS" MEDICAL MARIJUANA DISPENSARY, LOCATED AT 1976 WARRENSVILLE CENTER ROAD IN THE CITY OF SOUTH EUCLID, OHIO.

WHEREAS, in accordance with Chapter 790 "Medical Marijuana Control" of the City of South Euclid Codified Ordinances, medical marijuana dispensaries are permitted in the City of South Euclid as a conditional use; and

WHEREAS, the Planning Commission, after careful study, has recommended to Council in a vote of 5-0 that a Conditional Use Permit be granted to "South Euclid Medical Solutions" Medical Marijuana Dispensary located at 1976 Warrensville Center Road; and

WHEREAS, notice of a public hearing on the aforesaid requested Conditional Use Permit has been duly given, and a full public hearing has been held thereon by the Planning Commission pursuant to such notice and as prescribed by law; and

WHEREAS, the Council of the City of South Euclid deems that the aforesaid Conditional Use Permit should be given in that the standards set forth in Chapter 790 of the South Euclid Codified Ordinances have been achieved.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of South Euclid, Ohio:

Section 1: That a Conditional Use Permit is hereby granted to "South Euclid Medical Solutions" Medical Marijuana Dispensary, located at 1976 Warrensville Center Road in the City of South Euclid, Ohio, per the following condition:

Condition 1: All requirements for medical marijuana dispensaries, as defined in Chapter 790 "Medical Marijuana Control" of the South Euclid Codified Ordinances, shall be followed at all times.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: This Resolution shall take effect and be in full force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this _____ day of _____, 2017.

Jane Goodman, President of Council

Attest:

Approved:

Michael Love, Acting Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 46-17
INTRODUCED BY: Goodman
REQUESTED BY: Mayor

November 27, 2017

A RESOLUTION

AUTHORIZING THE TRANSFER OF APPROPRIATED FUNDS FROM THE "GENERAL FUND-POLICE DEPARTMENT- PERSONAL SERVICES #101-1110" TO THE "GENERAL FUND-POLICE DEPARTMENT-DISPATCHERS-WAGES-FULL TIME #101-1130-52101."

WHEREAS, with the change to regional dispatch services, dispatchers previously employed by the City of South Euclid are now employed by the Heights Hillcrest Communications Center; and

WHEREAS, this change in employment status means various payouts are owed to the dispatchers previously employed by the City of South Euclid; and

WHEREAS, funds are appropriated in the Police Department Personal Services and this legislation transfers these funds to Dispatchers Personal Services in order to issue the payouts.

NOW THEREFORE BE IT RESOLVED by the Council of the City of South Euclid, Ohio:

Section 1: That the Council of the City of South Euclid hereby authorizes the Finance Director to transfer appropriated funds from the "General Fund-Police Department-Personal Services #101-1110" to the "General Fund-Police Department-Dispatchers-Wages-Full Time #101-1130-52101" in the amount of \$63,000.00.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: That this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the reason the monies must be allocated to allow for an efficient and effective transition to regional dispatch services. Wherefore, this Resolution shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this _____ day of _____, 2017.

Jane Goodman, President of Council

Attest:

Approved:

Michael Love, Acting Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 47-17
INTRODUCED BY: Goodman
REQUESTED BY: Mayor

November 27, 2017

A RESOLUTION

AUTHORIZING AN APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "GENERAL FUND-LAW DEPARTMENT-PERSONAL SERVICES #101-7740" IN ORDER TO EXPEND MONIES RECEIVED FROM WICHERT INSURANCE COMPANY.

WHEREAS, the Law Department incurred reimbursable expenditures for legal costs during 2017; and

WHEREAS, funds were received from the Wichert Insurance Company in order to compensate the City of South Euclid for these incurred legal expenditures; and

WHEREAS, the proceeds received from Wichert Insurance Company must now be appropriated so that the city may be reimbursed for the legal expenditures incurred.

NOW THEREFORE BE IT RESOLVED by the Council of the City of South Euclid, Ohio:

Section 1: That the Council of the City of South Euclid hereby authorizes the Finance Director to appropriate unappropriated funds in the "General Fund-Law Department-Personal Services #101-7740" in the amount of \$12,000.00 which consists of monies received from Wichert Insurance Company to reimburse the city for legal costs incurred during 2017.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: Wherefore, this Resolution shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this _____ day of _____, 2017.

Jane Goodman, President of Council

Attest:

Approved:

Michael Love, Acting Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 48-17
INTRODUCED BY: Goodman
REQUESTED BY: Mayor

November 27, 2017

A RESOLUTION

AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE GENERAL FUND TO THE: "FINANCE DEPARTMENT-PERSONAL SERVICES ACCOUNT #101-7730" IN AN AMOUNT OF \$7,500.00 TO COVER EXPENDITURES RELATED TO EMPLOYEE HEALTH BENEFITS.

WHEREAS, a Finance Department employee experienced an unexpected life change which required the employee to be added to the City of South Euclid's Health Insurance Plan; and

WHEREAS, funds must be appropriated to cover this unanticipated expense.

NOW THEREFORE BE IT RESOLVED by the Council of the City of South Euclid, Ohio:

Section 1: That the Council of the City of South Euclid hereby authorizes the Finance Director to appropriate unappropriated funds in the General Fund in an amount not to exceed \$7,500.00 to the "Finance Department-Personal Services Account #101-7730" to cover the unanticipated cost of adding an employee to the City of South Euclid Health Insurance Plan.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: Wherefore, this Resolution shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this _____ day of _____, 2017.

Jane Goodman, President of Council

Attest:

Approved:

Michael Love, Acting Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 49-17
INTRODUCED BY: Goodman
REQUESTED BY: Mayor

November 27, 2017

A RESOLUTION

AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "GENERAL FUND-POLICE DEPARTMENT-VEHICLES #101-1110-52507" FOR THE PURPOSE OF PURCHASING A NEW POLICE VEHICLE.

WHEREAS, the City of South Euclid is in need of a new police vehicle; and

WHEREAS, the City of South has collected funds from various Dominion Gas Projects for the use of police vehicles on those project sites; and

WHEREAS, the funds collected can be appropriated in order to purchase a new vehicle for the South Euclid Police Department.

NOW THEREFORE BE IT RESOLVED by the Council of the City of South Euclid, Ohio:

Section 1: That the Council of the City of South Euclid hereby authorizes the Finance Director to appropriate unappropriated funds in the "General Fund-Police Department-Vehicles #101-1110-52507" in the amount of \$36,555.00 in order to purchase a new police vehicle.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: Wherefore, this Resolution shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this _____ day of _____, 2017.

Jane Goodman, President of Council

Attest:

Approved:

Michael Love, Acting Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 50-17
INTRODUCED BY: Goodman
REQUESTED BY: Mayor

November 27, 2017

A RESOLUTION

AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE "SAFETY FORCES LEVY FUND #410" IN AN AMOUNT OF \$100,000.00 FOR SAFETY SERVICE EXPENDITURES.

WHEREAS, there are unappropriated funds in the Safety Forces Levy account which were collected in 2017; and

WHEREAS, these funds must be appropriated in order to pay for safety service expenditures.

NOW THEREFORE BE IT RESOLVED by the Council of the City of South Euclid, Ohio:

Section 1: That the Council of the City of South Euclid hereby authorizes the Finance Director to appropriate unappropriated funds in the "Safety Forces Levy Fund #410" in an amount of \$100,000.00 for safety service expenditures.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: Wherefore, this Resolution shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this _____ day of _____, 2017.

Jane Goodman, President of Council

Attest:

Approved:

Michael Love, Acting Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 51-17
INTRODUCED BY: Goodman
REQUESTED BY: Mayor

November 27, 2017

A RESOLUTION

AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE "STREET CONSTRUCTION & MAINTENANCE FUND #202" IN AN AMOUNT OF \$20,000.00 FOR EXPENDITURES RELATED TO SERVICE DEPARTMENT EMPLOYEES.

WHEREAS, Service Department employees occasionally work outside of their classification; and

WHEREAS, when this occurs, if the employee is working under a temporary classification which is a higher rate of pay than his/her normal classification, the employee is paid the higher rate; and

WHEREAS, funds must be appropriated to pay the expenses incurred when employees work outside of their classification.

NOW THEREFORE BE IT RESOLVED by the Council of the City of South Euclid, Ohio:

Section 1: That the Council of the City of South Euclid hereby authorizes the Finance Director to appropriate unappropriated funds in the "Street Construction & Maintenance Fund #202" in an amount of \$20,000.00 for expenditures related to Service Department employees working outside of their classification.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: Wherefore, this Resolution shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this _____ day of _____, 2017.

Jane Goodman, President of Council

Attest:

Approved:

Michael Love, Acting Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

ORDINANCE NO.: 25-17
INTRODUCED BY: Goodman
REQUESTED BY: Mayor

November 27, 2017

AN ORDINANCE

AUTHORIZING THE MAYOR OF THE CITY OF SOUTH EUCLID, OHIO TO ENTER INTO AN AGREEMENT WITH THE CUYAHOGA COUNTY BOARD OF HEALTH FOR PUBLIC HEALTH SERVICES FOR FISCAL YEAR 2018.

WHEREAS, it is the desire of this Council to enter into an agreement with the Board of Health of Cuyahoga County to provide for public health services for the City in 2018.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of South Euclid, County of Cuyahoga, State of Ohio:

Section 1: That the Mayor of the City of South Euclid, be and she is hereby authorized to execute an agreement with the Cuyahoga County Board of Health providing for public health services within the City of South Euclid, Ohio for the Fiscal Year 2018 (A copy of which is attached hereto and made a part hereof).

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety. Such necessity exists by reason of the fact that immediate action to the obtaining of health services for the City is required, and the foregoing must be adopted at the earliest possible time. Wherefore, this Ordinance shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this _____ day of _____, 2017.

Jane Goodman, President of Council

Attest:

Approved:

Michael Love, Acting Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law